

WESTERN AUSTRALIA

STRATA TITLES AMENDMENT ACT

No. 42 of 1986

AN ACT to amend the *Strata Titles Act 1985*.

[Assented to 1 August 1986.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

Short title

1. This Act may be cited as the *Strata Titles Amendment Act 1986*.

Commencement

2. This Act shall come into operation on the day on which it receives the Royal Assent.

Principal Act

3. In this Act the *Strata Titles Act 1985** is referred to as the principal Act.

[*Act No. 33 of 1985.]

Section 70 amended

4. Section 70 of the principal Act is amended by repealing subsection (4) and substituting the following subsection—

“ (4) If the strata plan is not registered—

(a) within 6 months after any such sale; or

(b) within such period after any such sale exceeding 6 months but not exceeding 18 months that may be agreed in writing by the purchaser and the vendor,

the purchaser may after the expiration of the period applicable under paragraph (a) or (b) as the case may require, but before the plan is registered, avoid the sale. ”.

Heading to Division 4 of Part VI amended

5. The heading to Division 4 of Part VI of the principal Act is amended by deleting “and remittals”.

Sections 108 and 109 repealed

6. Sections 108 and 109 of the principal Act are repealed.

Section 110 amended

7. Section 110 of the principal Act is amended—

(a) in subsection (1) by deleting “whether on appeal or on remittal of an application” and substituting the following—

“ on appeal ”; and

(b) in subsection (3) by deleting “or refuse an application”.

Section 111 amended

8. Section 111 of the principal Act is amended by repealing subsection (2).

Section 112 repealed

9. Section 112 of the principal Act is repealed.

Section 113 amended

10. Section 113 of the principal Act is amended—

- (a) in subsection (1) (b) by deleting “in the case of an appeal,”; and
- (b) in subsection (2) (b) by deleting “the applicant for the order and”.

Section 115 amended

11. Section 115 of the principal Act is amended in paragraph (a) by deleting “section 96 (3) (a)” and substituting the following—

“ section 100 (3) (a) ”.

Schedule 3 amended

12. Schedule 3 to the principal Act is amended—

- (a) in clause 2 (1)—
 - (i) by deleting paragraph (c); and
 - (ii) by deleting “12” in paragraph (d) and substituting the following—

“ 24 ”;

(b) in clause 2 (8) by deleting “(d)” and substituting the following—

“ (c) ”;

- (c) in clause 5 (b) by deleting “12” and substituting the following—
“ 13 ”;
 - (d) in clause 9 (1) (b) by deleting “12” and substituting the following—
“ 11 ”; and
 - (e) in clause 19 (3) by deleting “7” and substituting the following—
“ 6 ”.
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