



New South Wales

Conveyancing (General) Amendment (Prescribed Authorities) Regulation 1999

under the

Conveyancing Act 1919

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Conveyancing Act 1919*.

KIM YEADON, M.P.,
Minister for Information Technology

Explanatory note

The object of this Regulation is to prescribe certain corporations as prescribed authorities for the purposes of sections 88A, 88D and 88E respectively of the *Conveyancing Act 1919*. Section 88A allows an easement without a dominant tenement to be created in favour of, or assured to, a prescribed authority, but only where the easement is for the purpose of, or incidental to, the supply of a utility service to the public. Section 88D allows a prescribed authority to impose restrictions on the use of, or public positive covenants on, land vested in that authority. Section 88E allows a prescribed authority to impose similar restrictions on land not vested in the authority, but only where the registered proprietor and other persons with an interest in the land have given their consent.

This Regulation is made under the *Conveyancing Act 1919*, including sections 88A, 88D, 88E and 202 (the general regulation-making power) and in particular section 202 (1) (e).

Conveyancing (General) Amendment (Prescribed Authorities) Regulation 1999

1 Name of Regulation

This Regulation is the *Conveyancing (General) Amendment (Prescribed Authorities) Regulation 1999*.

2 Amendment of Conveyancing (General) Regulation 1998

The *Conveyancing (General) Regulation 1998* is amended as set out in Schedule 1.

3 Notes

The explanatory note does not form part of this Regulation.

Schedule 1 Amendments

(Clause 2)

[1] Clause 47 Easements in gross

Insert after clause 47 (e):

- (f) The Albury Gas Co Ltd (ACN 000001249),
- (g) AGL Gas Networks Limited (ACN 003004322),
- (h) Eastern Gas Pipeline Pty Ltd (ACN 067715646),
- (i) Telstra Corporation Limited (ACN 051775556),
- (j) Vodafone Network Pty Limited (ACN 056161043).

[2] Clause 48 Imposition of restrictions or public positive covenants on certain land vested in public authorities

Insert after clause 48 (e):

- (f) an irrigation corporation within the meaning of the *Irrigation Corporations Act 1994*,
- (g) The Uniting Church in Australia Property Trust (N.S.W.).

[3] Clause 49 Regulation of use of land not held by a prescribed authority

Insert after clause 49 (d):

- (e) an irrigation corporation within the meaning of the *Irrigation Corporations Act 1994*,
- (f) The Uniting Church in Australia Property Trust (N.S.W.).