



New South Wales

Conveyancing (General) Amendment (Prescribed Authorities) Regulation 2006

under the

Conveyancing Act 1919

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

ANTHONY KELLY, M.L.C.,
Minister for Lands

Explanatory note

The object of this Regulation is to amend the *Conveyancing (General) Regulation 2003*:

- (a) to prescribe Country Energy Gas Pty Limited as a prescribed authority for the purposes of sections 88A, 88D and 88E of the *Conveyancing Act 1919* (**the principal Act**), and
- (b) to prescribe an energy services corporation within the meaning of the *Energy Services Corporations Act 1995* as a prescribed authority for the purposes of sections 88D and 88E of the principal Act.

Section 88A of the principal Act allows an easement without dominant tenements to be created in favour of a prescribed authority, but only if the easement is for the purpose of, or incidental to, the supply of a utility service to the public, including the supply of gas or electricity.

Section 88D of the principal Act allows a prescribed authority to impose restrictions on the use of, or impose public positive covenants on, land vested in that authority.

Section 88E of the principal Act 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).

2006 No 50

Clause 1

Conveyancing (General) Amendment (Prescribed Authorities) Regulation
2006

**Conveyancing (General) Amendment (Prescribed
Authorities) Regulation 2006**

under the

Conveyancing Act 1919

1 Name of Regulation

This Regulation is the *Conveyancing (General) Amendment
(Prescribed Authorities) Regulation 2006*.

2 Amendment of Conveyancing (General) Regulation 2003

The *Conveyancing (General) Regulation 2003* is amended as set out in
Schedule 1.

Schedule 1 Amendments

(Clause 2)

[1] Clause 51 Easements in gross

Insert after clause 51 (1) (p):

- (q) Country Energy Gas Pty Limited (ACN 083 199 839).

**[2] Clause 52 Imposition of restrictions or public positive covenants on
certain land vested in prescribed authorities**

Insert after clause 52 (i):

- (j) Country Energy Gas Pty Limited (ACN 083 199 839),
- (k) an energy services corporation within the meaning of the
Energy Services Corporations Act 1995.

[3] Clause 53 Regulation of use of land not held by a prescribed authority

Insert after clause 53 (j):

- (k) Country Energy Gas Pty Limited (ACN 083 199 839),
- (l) an energy services corporation within the meaning of the
Energy Services Corporations Act 1995.