

Annexure "A"

Terms of Positive Covenant

THE LAND BURDENED BY THIS POSITIVE COVENANT IS: LOT

DP OWNERS:

In accordance with Chapter 3, Part 5, Division 3, Section 88 of the State Environmental Planning Policy (Housing) 2021, the approved units may only be occupied by:

- a) Seniors or people who have a disability.
- b) People who live within the same household with seniors or people who have a disability.
- c) Staff employed to assist in the administration of and provision of services to housing provided under the State Environmental Planning Policy (Housing) 2021.

For the purpose of this covenant:

Seniors means the following people:

- (a) people who are at least 60 years of age,
- (b) people who are resident at a facility at which residential care, within the meaning of the Aged Care Act 1997 of the Commonwealth, is provided,
- (c) people who have been assessed as being eligible to occupy housing for aged persons provided by a social housing provider.

People with a disability are people of any age who have, either permanently or for an extended period, one or more impediments, limitations or activity restrictions that substantially affect their capacity to participate in everyday life.

The Act means the Conveyancing Act 1919.

NAME OF AUTHORITY EMPOWERED TO RELEASE, VARY OR MODIFY THE COVENANT REFERRED TO:

NORTHERN BEACHES COUNCIL

NORTHERN BEACHES COUNCIL by its delegate pursuant to S.377 Local Government Act 1993.

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Signature of delegate

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Name of delegate

I certify that I am an eligible witness and that the delegate signed in my presence

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Signature of Witness

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Name of Witness

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Address of Witness