

DATED

1968.

THE MAYOR COUNCILLORS AND CITIZENS
OF THE CITY OF ST. KILDA

and

AUSTRALIAN MARINAS (A'ASIA)
PROPRIETARY LIMITED

AGREEMENT

THIS AGREEMENT is made the 7th day of August One thousand nine hundred and sixty-eight B e t w e e n THE MAYOR COUNCILLORS AND CITIZENS OF THE CITY OF ST. KILDA of the Town Hall St. Kilda Victoria duly appointed pursuant to Section 221 of the Land Act 1958 as amended by the Land (Committees of Management) Act 1967 as Committee of Management of the land hereinafter referred to and empowered by the St. Kilda Land Act 1965 to lease the said land for the purposes of a Marina of the one part and AUSTRALIAN MARINAS (A'ASIA) PROPRIETARY LIMITED of Dalmore Park Ferntree Gully Road Scoresby Victoria 3179 of the other part

1. This Agreement is supplemental to and shall be read and construed with:

(a) An Agreement for Building Lease dated the 4th day of March 1968 made between the parties hereto relating to the development of the land therein referred to as a Marina and a Lease attached thereto which Lease is to be entered into between the parties on the completion of the first phase of the proposed development; and

(b) A Supplemental Agreement also dated the 4th day of March 1968 whereby the completion dates of the three phases of development were extended.

2. Whereas Clause 1 of the Agreement for Building Lease and the Lease attached thereto both incorrectly refer to the land forming the subject thereof as All that piece of land having an area of 20 acres 1 rood and 30 perches shown on the Plan of Survey signed by the Surveyor General on 6th September 1967 and it has been agreed between the parties that these presents should be entered into for the purpose of correcting the error.

NOW THIS AGREEMENT WITNESSETH as follows:

1. Wherever in the Agreement for Building Lease or the Lease attached thereto reference is made to a Plan of Survey signed by the Surveyor General on 6th September 1967 such reference shall be read as if the plan referred to was that signed by the Surveyor General on the 19th February, 1968.
2. A copy of the plan signed by the Surveyor General on the 19th February 1968 of the land referred to in the Agreement for Building Lease and the Lease attached thereto is annexed hereto and initialled by the parties for purposes of identification.

IN WITNESS WHEREOF the parties have executed these presents the day and year first above-written.

THE COMMON SEAL of THE MAYOR)
)
COUNCILLORS & CITIZENS OF THE)
)
CITY OF ST. KILDA was here-)
)
 unto affixed this)
)
 day of 1968 in)
)
 the presence of:)
)

MAYOR

COUNCILLOR

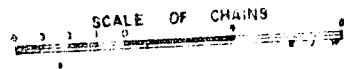
TOWN CLERK

THE COMMON SEAL of AUSTRALIAN)
)
MARINAS (A'ASIA) PROPRIETARY)
)
LIMITED was hereunto affixed)
)
 in accordance with its Articles)
)
 of Association in the presence)
)
 of:)
)

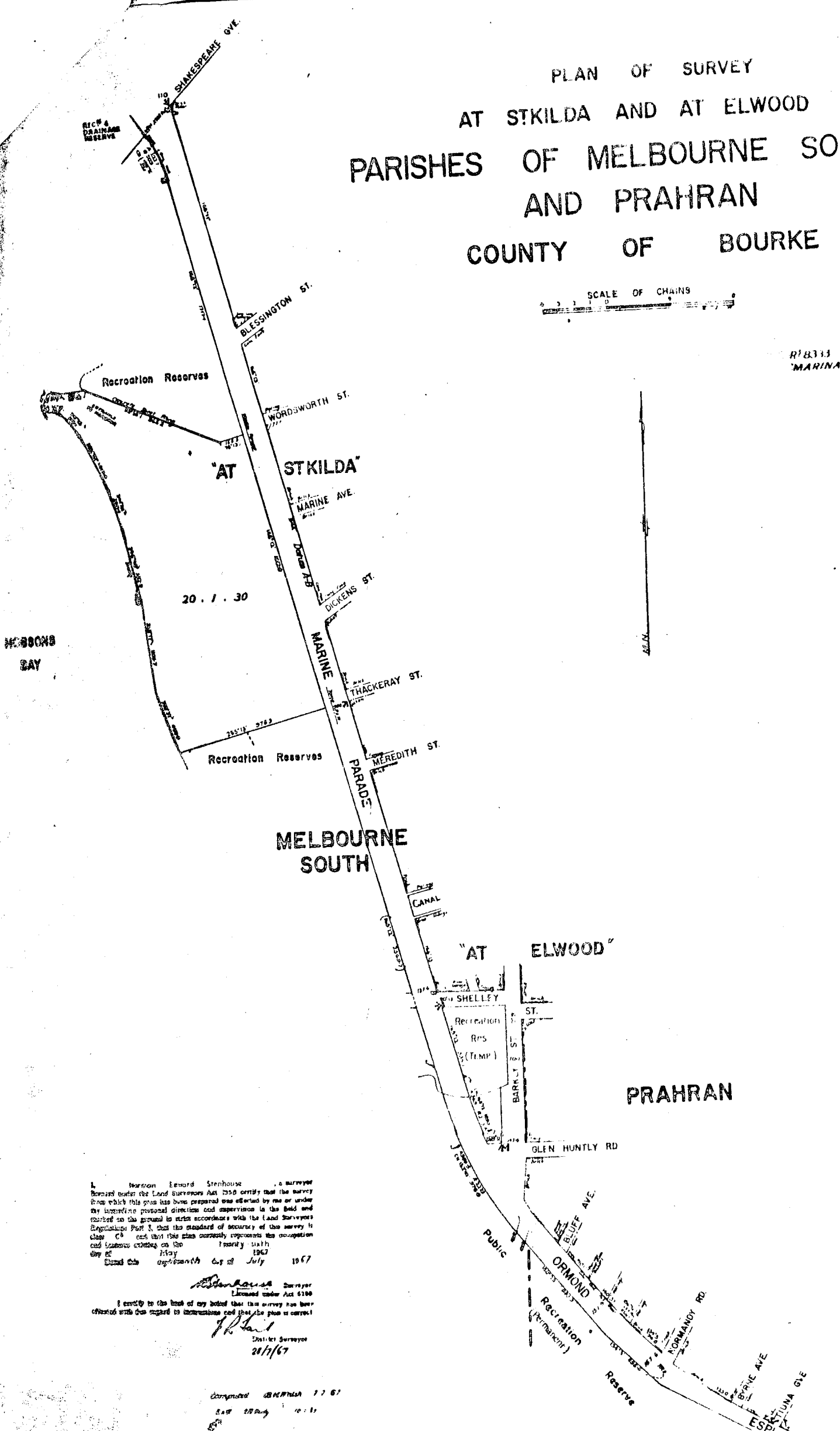


Handwritten signatures and notes at the bottom of the page, including the name 'COUNCILLOR' and other illegible markings.

PLAN OF SURVEY
 AT STKILDA AND AT ELWOOD
 PARISHES OF MELBOURNE SOUTH
 AND PRAHRAN
 COUNTY OF BOURKE



R18313
 MARINA



I, Norman Edward Stenhouse, a surveyor licensed under the Land Surveyors Act 1950 certify that the survey from which this plan has been prepared was effected by me or under my immediate personal direction and supervision in the field and carried on the ground in strict accordance with the Land Surveyors Regulations Part 2, that the standard of accuracy of the survey is class 'C' and that this plan correctly represents the occupation and boundaries existing on the land surveyed on the day of the survey.

Witness my hand and seal this 21st day of July 1967

N. E. Stenhouse
 Surveyor
 Licensed under Act 6188

I certify to the best of my belief that this survey has been effected with due regard to accuracy and that the plan is correct.

J. R. Hall
 District Surveyor
 20/7/67

Completed 20/7/67
 20/7/67

AN AGREEMENT made the ~~Twenty-sixth~~^{Fourth} day of ~~February~~^{MARCH}
One thousand nine hundred and sixty-eight Between
THE MAYOR COUNCILLORS AND CITIZENS OF THE CITY OF ST. KILDA of
the Town Hall St. Kilda Victoria duly appointed pursuant to
Section 221 of the Land Act 1958 as amended by the Land
(Committees of Management) Act 1967 as Committee of Management of
the land hereinafter referred to and empowered by the St. Kilda
Land Act 1965 to lease the said land for the purposes of a
Marina of the one part and AUSTRALIAN MARINAS (A'ASIA)
PROPRIETARY LIMITED of Dalmore Park Ferntree Gully Road Scoresby
Victoria 3179 of the other part.

1. This Agreement is supplemental to and shall be read and construed with:

(a) an Agreement for Building Lease dated the ~~11th~~^{11th} day of ~~February~~^{MARCH} 1968 made between the parties hereto relating to the development of the land therein referred to as a Marina; and a Lease attached thereto which Lease is to be entered into between the parties hereto on the completion of the first phase of the proposed development.

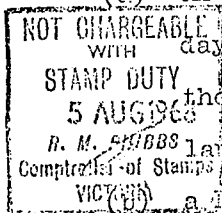
2. Whereas the Agreement for Building Lease provided for the aforesaid development in three phases with completion dates of:

- (a) First phase - 31st August, 1968.
- (b) Second phase - 30th June, 1969.
- (c) Third phase - 30th September, 1970.

and it has been agreed between the parties that the completion dates should be extended.

NOW THIS AGREEMENT WITNESSETH as follows:

- (a) Wherever in the Agreement for building lease or the form of lease attached thereto the words "the 31st day of August 1968" appear there shall be deemed to be substituted therefor the words "the 31st day of December 1968".



- (b) Wherever in the said documents the words "the 30th day of September, 1970" appear there shall be deemed to be substituted therefor the words "the 31st day of January 1971."
- (c) Wherever in the said documents the words "the 1st day of September 1968" appear there shall be deemed to be substituted therefor the words "the 31st day of January, 1969."
- (d) Wherever in the said documents the words "the 30th day of June 1969" appear there shall be deemed to be substituted therefor the words "the 31st day of October, 1969"
- (e) Wherever in the said documents the words "the 1st day of July 1969" appear there shall be deemed to be substituted therefor the words "the first day of November, 1969"
- (f) Wherever in the said documents the words "the 1st day of October 1970" appear there shall be deemed to be substituted therefor the words "the first day of February, 1971."

IN WITNESS WHEREOF the parties have executed these presents the day and year first above-written.

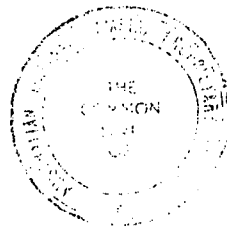
THE COMMON SEAL of THE MAYOR
COUNCILLORS & CITIZENS OF THE
CITY OF ST. KILDA was hereunto
 affixed this *24th* / *18th*
 day of *January* / *1968*
 in the presence of:

H. St. Hill Kennedy MAYOR

John Talbot COUNCILLOR

[Signature] TOWN CLERK

THE COMMON SEAL of AUSTRALIAN
MARINAS (A'ASIA) PROPRIETARY
LIMITED was hereunto affixed
in accordance with its Articles
of Association in the presence
of:



Miss [unclear]

[unclear]