

Dated

2003

DRAFT

1245

CITY OF JOONDALUP

and

MULLALOO SURF LIFESAVING CLUB INC

DEED OF VARIATION

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JMW:20030085

1246

THIS DEED OF VARIATION is made

2003

BETWEEN **CITY OF JOONDALUP** of Boas Avenue, Joondalup, Western Australia ("the Lessor")

AND **MULLALOO SURF LIFESAVING CLUB INC** of PO Box 119 Hillarys, Western Australia 6025 ("the Lessee")

RECITALS

- A. By a Lease dated 1 October 1987 ("the Lease") the Lessor leased to the Lessee portion of Reserve No. 20561 more particularly described in the Lease as "the Premises" for a term of 21 years commencing on 1 January 1987 and otherwise on the terms and conditions set out in the Lease.
- B. By a Variation of Lease dated 23 March 2001 the Lessor and the Lessee agreed to vary the Lease by amending the Premises to the area shown hatched on the plan annexed to the Variation of Lease.
- C. The Lessor has agreed to lease to the Lessee an additional area of approximately 311 m² which additional area is hatched black on the plan annexed to this Deed ("the Additional Area").

OPERATIVE PROVISIONS

1. LEASE OF ADDITIONAL AREA

The Lessor hereby leases to the Lessee the additional area for the unexpired residue of the term of the Lease commencing on 13 February 2003.

2. LEASE TO APPLY

It is hereby mutually agreed that the Additional Area shall become and form part of the Premises and shall be subject to the terms and conditions of the Lease as fully and effectively as if the same were set out herein and the parties shall with respect to the Additional Area perform, observe and fulfil all the covenants and conditions contained in the Lease and on their respective parts to be performed, observed and fulfilled.

3. COSTS

The Lessee shall pay to the Lessor on demand the costs of and incidental to the instructions for, and the preparation, execution and stamping of this Deed including stamp duty.

1247

Executed as a deed.

THE COMMON SEAL of CITY OF JOONDALUP)
was hereunto affixed pursuant to a resolution of the)
Council in the presence of:)

Mayor

Chief Executive Officer

THE COMMON SEAL of MULLALOO SURF)
LIFESAVING CLUB INC was hereunto affixed by)
authority of the Committee in the presence of:)
)

Signature of authorised person

Office held

Name of authorised person
(block letters)

Signature of authorised person

Office held

Name of authorised person
(block letters)