

# Ceresia River Apartments

www.ceresia.com.au

12 Tanunda Drive, Rivervale WA 6103

Strata 55597

## OCCUPANT DECLARATION

This declaration is required to be completed and signed by *each adult* intended occupant, and submitted to the Strata Council by email to [declaration@ceresa.com.au](mailto:declaration@ceresa.com.au) prior to occupation of the Lot (apartment).

Lot (Apartment) Number: \_\_\_\_\_

Occupier Name: \_\_\_\_\_

Telephone: \_\_\_\_\_ Email: \_\_\_\_\_

Address of settled or usual abode prior to moving to Ceresia:

\_\_\_\_\_

Intended date of arrival: \_\_\_\_\_ Intended date of departure: \_\_\_\_\_

Motor vehicle to be parked at Ceresia:

Make: \_\_\_\_\_ Model: \_\_\_\_\_ Colour: \_\_\_\_\_ Registration: \_\_\_\_\_

I, the undersigned declare that:

1. all information provided on this form is true and correct; and
2. I intend to use the Lot as my usual and settled abode; and
3. I do not intend merely to use the lot as tourist accommodation, or as accommodation for holidays or other breaks from my settled or usual abode; and
4. I have received a copy of the By-Laws.

Signed: \_\_\_\_\_ Name [please print] \_\_\_\_\_ Date: \_\_\_\_\_

### NOTES: USE OF LOTS AT CERESA

Access to the complex may be denied if a complete and correct declaration is not submitted before occupation of the apartment.

Access would only be restored after review and acceptance of complete and correct declarations.

Schedule 1 By-law 16.1 provides that:

*Subject to this Schedule 1 bylaw 16 a proprietor of a residential lot may only use his lot as a residence.*

Schedule 2 By-law 1(3) provides that:

*To ensure compliance with the [Court of Appeal Decision in Byrne v Owners of Ceresia], each proprietor must obtain from each adult person intending to occupy their lot, before entering into an agreement allowing that person to occupy the lot, a Declaration:*

- (a) *specifying their name, a phone number and an e-mail address at which they may be contacted whilst in occupation of the lot;*
- (b) *specifying the street address of their settled or usual abode before their intended occupation of the lot;*
- (c) *specifying the dates between which they intend to occupy the lot;*
- (d) *specifying the make, model, colour and registration number of any motor vehicle they intend to park on the parcel;*
- (e) *that they intend the lot to be their settled or usual abode;*
- (f) *that they do not intend merely to use the lot as tourist accommodation, or as accommodation for holidays or other breaks from their settled or usual abode; and*
- (g) *that they have received a copy of the by-laws.*