

## CONDOMINIUM AMENDMENT ACT 1998

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**BERMUDA**  
**1998 : 40**

### CONDOMINIUM AMENDMENT ACT 1998

[Date of Assent 21 July 1998]

[Operative Date 21 July 1998]

WHEREAS it is expedient to amend the Condominium Act 1986:

Be it enacted by The Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and the House of Assembly of Bermuda, and by the authority of the same, as follows:—

#### **Citation**

1 This Act which amends the Condominium Act 1986 (hereinafter referred to as "the principal Act") may be cited as the Condominium Amendment Act 1998.

#### **Amends section 6 of principal Act**

2 Section 6 of the principal Act is amended by deleting the words "Every plan" and substituting the words "Subject to section 6A, every plan".

#### **Inserts new section 6A in principal Act**

3 The principal Act is amended by inserting next after section 6 the following—

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### **"Condominium plans submitted for registration by Bermuda Housing Corporation**

6A (1) Notwithstanding section 6 or any other provision of this Act, in the case of a scheduled plan submitted to the Registrar by the Bermuda Housing Corporation for registration as a condominium plan, the plan shall, in addition to the matters specified in section 6, delineate the boundaries of the land to be disposed of with each unit and for the purposes of this section "unit" shall be deemed to include such land.

(2) In this section—

(a) "the Bermuda Housing Corporation" means the Corporation continued under section 4 of the Bermuda Housing Act 1980; and

(b) "scheduled plan" means a plan showing land specified in Schedule II to this Act or any part thereof."

### **Amends section 18 of principal Act**

4 Section 18 of the principal Act is amended in subsection (3) by deleting "the Schedule" and substituting "Schedule I".

### **Amends principal Act**

5 The principal Act is amended—

(a) by inserting at the end of paragraph 2(c) of the Schedule the words "and for the purposes of section 6A, "unit" shall be deemed to include the land referred to in that section";

(b) by renumbering the Schedule as Schedule I; and

(c) by inserting next after Schedule I the following—

### **"SCHEDULE II (section 6A(2))**

ALL THOSE LANDS being lands—

(a) known as Cedar Park Estate situated in the parish of Devonshire delineated on the attached drawings prepared by Bermuda-Caribbean Engineering Consultants Ltd., containing 2.206 hectares or thereabouts, and numbered SV 10442/Q/18;

(b) known as Prospect Estate situated in the parish of Devonshire, delineated on the attached drawings prepared by Bermuda-Caribbean Engineering

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Consultants Ltd., containing 2.547 hectares or thereabouts and numbered SV 10443/11/16;

- (c) known as Top Square Estate situated in the town of St. George delineated on the attached drawings prepared by Ted Gauntlett Chartered Surveyor containing 0.423 hectares or thereabouts and numbered TG/0702."