

Pat McGlade - SSKB BRISBANE

From: John Gilliland [john.gilliland@syzygycorp.com.au]
Sent: Friday, 19 November 2004 9:29 AM
To: Pat McGlade - SSKB BRISBANE
Subject: Carpark easements

Pat I'm not sure we are making progress with our effort through MF Lyons & Co to rectify the remaining 23 or so carparks affected by unlodged easements.

On balance, it seems that currently the Minister's advisors are reluctant to support further progress in the manner that Mick has outlined. The alternatives appear to be expensive and time consuming. I agree with Mick that we will succeed under his strategy, however our timing may not be right at the moment. The CPCBC had hoped to resolve these remaining issues expeditiously under a blanket By-law created under s203. This is still a logical way to proceed, however it may be commercially prudent to conserve our legal budget until a more receptive ear is available in the Minister's arena.

At the moment, all Chairmen of CPCBC share the view that subsidiary body corporates are willing to grant access to carparks situated on their property to other persons authorised to occupy these bays in the original subdivision of the property. In the interest of conserving funds and not upsetting what is a smooth and time honoured practice we should place this process in mothballs until a later time when we can conclude the registrations with little fuss.

The CPCBC is of the view that the original intentions embodied in the weight of documents in this area support the status quo.

Please ask Mick to confirm his final thoughts on the correct process to adopt, namely the passage of a new By-law under s203 for our records. He should be asked to render his final account and close his file on the matter at this stage.

Regards
John Gilliland
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Pat McGlade - SSKB BRISBANE

To: mflyons@mflyons

Subject: Cathedral carpark issue

Dear Mick,
further to our email instructions of Wednesday the CPCBC committee has conferred again on the matter, and have instructed that we outline to you their present thinking

On balance it appears that currently the Minister's advisors are reluctant to support further progress in the manner which you had outlined. The alternatives appear to be expensive and time consuming.

The committee members agree that we will probably succeed under the strategy you proposed, but also feel that the timing may not be right at the moment.

The CPCBC had hoped to resolve these remaining issues expeditiously under a blanket By-law created under s203.

This is still a logical way to proceed, however committee feel it may be more commercially prudent to conserve their legal budget until a more receptive ear is available in the Minister's arena.

Presently, all CPCBC representatives share the view that subsidiary body corporates are willing to grant access to carparks situated on their property to other persons authorised to occupy these bays in the original subdivision of the property.

In the interests of conserving funds, and not upsetting what is presently a smooth and time honoured practise, CPCBC members feel that we should place this process in mothballs until a later time when we can conclude the registrations with minimal fuss.

The CPCBC members are of the view that the original intentions embodied in the weight of documents in this area support the status quo.

The CPCBC requests therefore that you confirm your thoughts on the correct process to adopt, namely the passage of a new By-law under s203 for our records, and that you then render your final account , and close your file on the matter for the present.

Kind regards
Pat McGlade
Body Corporate Manager
Cathedral Place BUP 106902