

**AMENDMENT TO DECLARATION AND
DESCRIPTION TO CREATE A PHASE
(SUBSECTION 146 (3) OF THE CONDOMINIUM ACT, 1998)**

Condominium Act, 1998

AMENDMENT TO DECLARATION

I (We) state that:

1. The board has been elected at a meeting of owners held on.....
(*set out date*) at a time when I (we), the declarant, did not own the majority of the units.
2. More than 60 days have passed since the registration of the declaration and description or the registration of the latest amendments to the declaration and description creating a phase, whichever is the later.
3. There is no outstanding application to the Superior Court of Justice for an injunction under subsection 149 (2) of the *Condominium Act, 1998* and the Superior Court has not issued an injunction to prevent the registration of the amendments creating the phase.

The declaration of(*name of condominium corporation*) Standard Condominium Corporation No. registered as Instrument No. on the day of, (known as the “Declaration”) is amended as follows:

1. Schedule A is replaced with Schedule A attached.
2. Schedule B is amended to include the attached consents.
3. Schedule C is amended to include the material identified as Amendments to Schedule C attached.
4. Schedule D is replaced with Schedule D attached.

(If applicable add the following:

5. Schedule E is amended to include the statement set out in Amendments to Schedule E attached.)
6. Schedule F is amended to include the material identified as Amendments to Schedule F attached.
7. Schedule G is amended to include the material identified as Amendments to Schedule G attached.

8. Schedule K attached is added to the Declaration.

(If applicable add the following:

9. The Declaration is otherwise amended as set out in the material attached and identified as “Other Amendments to the Declaration”.)

AMENDMENT TO DESCRIPTION

The description identified as (*identify condominium plan as specified in the regulations made under the Act*) is amended as follows:

1. Part I of the description is amended to include the following prepared by , O.L.S. and dated.....:

.....(*set out number of sheets in the amendment to the perimeter plan of survey*) sheets of a perimeter plan of survey, designated as sheet(s)..... of(*set out number of sheets in Part I as amended*), and(*set out number of sheets in the amendment to the sheets designating units*) sheets designating units for the land included in the phase, designated as sheet(s) of (*set out number of sheets in Part I as amended*).

(If applicable add the following:

2. Part II of the description is amended to include (*set out number*) sheets designated as sheet(s) of an exclusive use portions survey for the land included in the phase prepared by , O.L.S. and dated).

(If applicable add the following:

3. Part (*insert number of Part*) is added consisting of architectural plans of the buildings on the land included in the phase prepared by..... and dated).

(If applicable add the following:

4. Part(*insert number of Part*) is added consisting of structural plans of the buildings on the land included in the phase prepared by and dated).

Dated this day of,

Declarant:

.....

(signature)

.....

(print name)

.....

(signature)

.....

(print name)

(In the case of a corporation, affix corporate seal or add a statement that the persons signing have the authority to bind the corporation.)