

consultation with Owner. The areas so identified for the Owner shall belong to the Owner together with the appurtenant share in the land comprised in the Subject Property and Common Areas and Installations and the areas so identified for the Developer shall belong to the Developer together with the appurtenant share in the land comprised in the Subject Property and Common Areas and Installations. The Owner shall convey the undivided share appurtenant to the identified areas of the Developer's Allocation to the Developer and/or its nominee or nominee and in exchange the Developer shall convey the constructed areas forming part of the Owner's Allocation to the Owner and/or its nominee or nominees.

8.1.3 The Developer shall deliver the identified separate Owner's Allocation to the Owner upon receiving refund from the Owner of the Security Deposit;

8.1.4 The Owner and the Developer shall be entitled to deal with and dispose of their respective allocations to such person and at such price/consideration as they may respectively deem fit and proper  
**Provided However That:-**

- (i) The Developer shall communicate the date of launch of a particular part of the Building Complex to the Owner in writing, if not already launched by then, and until such communication neither party shall deal with, transfer or enter upon any negotiations in connection with such part of the Building Complex;
- (ii) Neither party shall make any commitment or enter upon any term which is or may be repugnant to or contrary to those contained or otherwise affects or prejudices the scope of the respective rights and obligations of the parties hereto hereunder;
- (iii) Neither party shall without the prior written consent of the other execute and register the sale deeds and other instruments in respect of completion of sale or transfer in respect of any part of the Building Complex, till such time as the Occupancy Certificate is obtained by the Developer in respect of such part;

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