

(e) Unless provided in the declaration or bylaws, following the taking of all or a part of any unit, the percentage interests appurtenant to the unit shall be adjusted in proportion as the amount of floor area of the unit so taken bears to the floor area of the unit prior to the taking. The council of unit owners promptly shall prepare and record an amendment to the declaration reflecting the new percentage interests appurtenant to the unit. Subject to subsection ~~(g)(1) OF THIS SECTION, following~~ (G) OF THIS SECTION:

(1) FOLLOWING the taking of part of a unit the votes appurtenant to that unit shall be appurtenant to the remainder of that unit ~~and (2) following~~ UNIT; AND

(2) FOLLOWING the taking of all of a unit the right to vote appurtenant to the unit shall terminate.

DRAFTER'S NOTE:

Error: Stylistic error in § 11-112(e) of the Real Property Article.

Occurred: Ch. 641, Acts of 1974.

11-114.

(c) Insurance policies carried pursuant to subsection (a) OF THIS SECTION shall provide that:

(1) Each unit owner is an insured person under the policy with respect to liability arising out of his ownership of an undivided interest in the common elements or membership in the council of unit owners;

(2) The insurer waives its right to subrogation under the policy against any unit owner of the condominium or members of his household;

(3) An act or omission by any unit owner, unless acting within the scope of his authority on behalf of the council of unit owners, does not void the policy and is not a condition to recovery under the policy; and

(4) If, at the time of a loss under the policy, there is other insurance in the name of a unit owner covering the same property covered by the policy, the policy is primary insurance not contributing with the other insurance.

(d) Any loss covered by the property policy under subsection (a)(1) OF THIS SECTION shall be adjusted with the council of unit owners, but the insurance proceeds for that loss shall be payable to any insurance trustee designated for that purpose, or otherwise to the council of unit owners, and not to