

DA 1 – 22A

## Disposition of Property: Other than by Lease

<b>POWER / DUTY ASSIGNED TO</b>	Local Government
<b>POWER TO DELEGATE</b>	<i>Local Government Act 1995</i> s.5.42 Delegation of some powers or duties to CEO s.5.43 Limitations on delegations to CEO
<b>DELEGATED TO</b>	Chief Executive Officer
<b>POWER / DUTY DELEGATED</b>	<i>Local Government Act 1995</i> s.3.18, s.3.58 <i>Power to dispose of property, other than by lease;</i> <i>Requirements before disposing</i> <i>Local Government (Functions and General) Regulations 1996</i> Regulations 30 (2)(a)
<b>FUNCTION</b>	<a href="#"><u>s.3.58</u></a> <a href="#"><u>Requirements before disposing of property</u></a> <b>Regulation 30 (2)(a)</b> <b>Determination of insignificant benefit</b>
<b>CONDITIONS</b>	<ol style="list-style-type: none"> <li>1. The value of the land to be disposed of shall not exceed \$20,000 other than if paragraph (2) applies; or</li> <li>2. Where the property is land valued at less than \$100,000 and has been put to public auction or put out to tender and not sold, the land may be disposed of in accordance with Regulation 30 (2)(a) of the <i>Local Government (Functions and General) Regulations 1996</i>; and</li> <li>3. The value of property other than land to be disposed of shall not exceed \$100,000; and</li> <li>4. Where the value of property other than land does not exceed \$20,000 the property may be disposed of in accordance with Regulation 30 (3)(a) of the <i>Local Government (Functions and General) Regulations 1996</i>.</li> </ol>
<b>POLICY</b>	Nil
<b>REFERENCE DOCUMENTS</b>	Local Government (Functions and General) Regulations 1996 - Regulation 30
<b>SUB DELEGATION</b>	TBA

<b>RECORD KEEPING</b>	ECM – GOVN001 'Authorised Delegation of Power/Authority'	
<b>VERIFICATION</b>	Initial Council Resolution C1706/151	Recent Council Resolution C1908/168
<b>RECENT ALTERATIONS</b>	May 2020 – Rescission of DA 1 – 22: Adoption of DA 1 – 22A and DA 1 – 22B.	
<b>PREVIOUS DELEGATION REFERENCES</b>	DA 1 – 22 – Disposing of Property LG3C – Disposing of Property	