

<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 lease and license land and buildings; Requirements before disposing</i>
<b>FUNCTION</b>	<b><u>s.3.58</u> Requirements before disposing of property</b>  Leasing and licensing of land and buildings, including assignments of existing leases and licences and the renewal of a lease by a lessee, where – <ul style="list-style-type: none"> <li>(a) The land and/or buildings are established sporting or community facilities (including on managed reserve land) and where any part of the land or building has been leased or licensed before by the City: or</li> <li>(b) The land and/or buildings are for the purpose of storage only and are of an area of not more than 100 square metres.</li> </ul>
<b>CONDITIONS</b>	<ol style="list-style-type: none"> <li>1. The permitted use of the land or buildings must be consistent with: <ul style="list-style-type: none"> <li>(a) The designated purpose of the property; or</li> <li>(b) The general or ancillary use of the land or buildings immediately prior to the entering into of a lease; or</li> <li>(c) If the land or building has recently been acquired or a new or amended management order has been made in respect of a managed reserve, the purpose for which the property has been acquired or is to be managed.</li> </ul> </li> <li>2. The value of the lease or licence (inclusive of all options or rights to renew or extend, but not including any provisions for holding over on a month by month basis) must not exceed \$25,000).</li> <li>3. The maximum term of the lease or licence, including any right by a lessee to assign the lease or licence or to sublease or sublicense the land and/or buildings shall not exceed 10 years (inclusive of all options or rights to renew or extend, but not including any provisions for holding over on a month by month basis).</li> <li>4. At least every six months and more frequently if required by the Mayor or CEO, City officers shall provide Councillors a summary and update of leases or licences entered into under this delegation.</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 2019 – 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	