



Delegation of authority

Delegation	2.2.18 - Disposing of Property by Leases and Licenses
Head of power	02 Delegations made under the Local Government Act 1995
Delegator	Local Government
Express power to delegate	<i>Local Government Act 1995:</i> s.5.42 Delegation of some powers or duties to the CEO s.5.43 Limitations on delegations to the CEO
Express power or duty delegated	<i>Local Government Act 1995:</i> s.3.58 Disposing of Property
Function	1. Authority to approve ~~and execute~~ variation, extension, assignment, termination, surrenders, special conditions or payment schedules of an approved lease, license or management agreement for Category One (1) – Small Community Group, or Category Two (2) Sporting Clubs and Community Groups and Organisations; and 2. Authority to approve ~~and execute~~ any minor variations (being non-material and does not alter the substantive terms of a lease or licence), extension, assignment (including consent to a deemed assignment), termination, surrender, subletting, special conditions or payment schedules of an approved lease or licence for Category Three (3) – Commercial Entities, State and National clubs, Associations and Community Organisations; and Category (4) – Government Agencies. 3. <u>Authority to provide consent to any assignment, sublease or sublicence where there is a request by a lessee or licensee under a land arrangement.</u>
Delegates	CEO
Conditions	1. Requests from community or sporting groups not currently occupying a City building in Category One (1) or Category Two (2), will require a specific resolution of Council. 2. The delegation does not extend to Category Three (3) or Four (4) of the Property Management Framework. Any leases or licences in accordance with Category Three (3) or Four (4) will require a specific resolution of Council.
Express power to subdelegate	<i>Local Government Act 1995:</i> s.5.44 CEO may delegate some powers and duties to other employees
Subdelegates	Deputy Director Major Projects Director of Major Projects Executive Director Community and Business Services Executive Director Infrastructure and Environment Executive Director Strategy and Development Executive Manager Corporate Strategy and Governance
Statutory framework	Local Government Act 1995 –s.3.58 Disposal of Property Local Government (Functions and General) Regulations 1995 –r.30 Dispositions of property excluded from Act.



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Date adopted	20 June 2023
Adoption references	20/06/2023 - Item 12.1
Last reviewed	21 May 2024