

Title	Commercial Leasing & Other Dispositions of City Of Cockburn Owned or Controlled Property
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Policy Type

Council

Policy Purpose

The aim of the policy is to set the framework for the disposal of and the determination of the rental or consideration when disposing of Property to commercial businesses.

City of Cockburn owned or controlled land and facilities (Property) may be leased, licenced or disposed of to commercial businesses in terms of applicable requirements, such as:

- *Local Government Act 1995 (WA) (the Act);*
- *Land Administration Act 1997 (WA);*
- *Commercial Tenancy (Retail Shops) Agreements Act 1985;*
- *Property Law Act 1969;*
- *Local Government (Uniform Local Provisions) Regulations 1996; and*
- Delegated Authority – LGAES12 ‘Acquisition and Disposal of Property (Land)’

Policy Statement

Leases, licences and other disposals of Property to commercial businesses shall:

- (1) Comply with Section 3.58, and where applicable Section 3.59 of the Act;
- (2) Be under authority of Council resolution;
- (3) Consider the legal financial and reputational interests of the City’;
- (4) Have the market value determined in accordance with Section 3.58 of the Act.

If the value of the transaction does not exceed \$750,000 then the transaction is to be dealt with in accordance with Delegated Authority LGAES12.

Strategic Link:	Land Management Strategy
Category	Planning – Land Administration
Lead Business Unit:	Strategic Planning
Public Consultation: (Yes or No)	No
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