

Sale of Council Land

PURPOSE

To ensure best practice and statutory compliance is achieved in the sale, exchange and transfer of Council owned land.

SCOPE

This policy applies to the sale or exchange of Council land, except where section 181 or section 191 of the *Local Government Act 1989* applies.

POLICY

1. To ensure best practice and compliance with legislative requirements when undertaking the sale, exchange or transfer of land Council will follow the *Local Government Best Practice Guideline for the Sale, Exchange and Transfer of Land*.
2. Any decision to deviate from the Guideline will only be made by Council after careful consideration of appropriate advice, with the circumstances which led to this decision being explained and documented.
3. Council's Sale of Council Land Quality Assurance Procedure will provide direction to ensure that the process is undertaken correctly and is consistently applied.
4. The following criteria will be used to conduct an assessment to determine whether a property should be made available for sale:
 - (a) Identification of current and potential future usage.
 - (b) Ability to contribute to positive social outcomes.
 - (c) Facilitating investment and positive economic development outcomes.
 - (d) Positive environmental outcomes.
 - (e) Favorable financial outcomes.

RELATED POLICIES

Council Policy Protocol
Asset Management Policy

RELATED LEGISLATION

Local Government Act 1989

REFERENCES

Department of Planning and Community Development (2009), *Local Government Best Practice Guideline for the Sale, Exchange and Transfer of Land*
Moirashire Council, *Sale of Council Land Quality Assurance Procedure*

REVIEW

This policy will be reviewed two years from the date of adoption, with operational amendments as required in accordance with Council's approval.

Warning: Do not print and **store** a hard copy of this policy. Intranet or Policy Register version should always be used to ensure policy is the latest version.