

AGENDA AND BUSINESS PAPERS
18, 19, 20 JANUARY 2016



LATE REPORT
AGENDA & BUSINESS PAPERS
ORDINARY COUNCIL MEETING
18-19-20 January 2016

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	DELEGATION OF AUTHORITY FOR SEVERAL PROJECTS DURING LOCAL GOVERNMENT CARETAKER PERIOD.
	<i>Report No.D16/734 from Land Tenure Officer.</i>

Précis

1. Seek authorisation from Council to enable progression of several dealings during Council's caretaker mode.

Background/History

1. Council has several active dealings with both State and Commonwealth Governments that are of importance and if unable to be progressed during Council's caretaker period could be detrimental to Council and the community.
2. Several issues will need to be dealt with to keep these dealings being progressed to finalisation – native title negotiations; requirements of offer from the State for the creation of reserves and freehold tenure; negotiation of lease agreements; progression of tenure of land requirements.
3. These requirements are associated with the following dealings;
 - Reclamation/Webber Esp – Offer from State for creation of reserve.
 - L82 BS246 – Cooktown Blue Water Fishing Club Special Lease 48713 – negotiate and progress with Cooktown Blue Water Fishing Club, and the State.
 - Water Lease (Lot 3 SP154666) – Council's application for lease over water area.
 - Proposed Laura Waste Water Disposal System Upgrade within L200 CP907233 – application to purchase -
 - Lot 87 BS181 Reserve for Local Government (Aged Persons Home) – application to purchase.
 - Active Native Title claims; Ankamuthi People (QUD6158/1998); Gudang Yadhaykenu People (QUD269/2008); Kaurareg People #2 (QUD267/2008), and Cape York United No. 1 (QUD673/2014).
4. With the foregoing, the following recommendation is submitted for Councils consideration.

Link to Corporate Plan

5. Key issue 4.3 Sport and Recreation Facilities and Public Access; 4.5 Cultural Heritage, Land Tenure, Native Title and Indigenous Land Use Negotiations and 4.7 Economic Wellbeing.

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Consultation

6. Nil.

Legal Implications (Statutory, basis, legal risks)

7. Nil.

Policy Implications

8. Nil.

Financial and Resource Implications (Budgetary)/Risk Assessment

9. Provision is made in the budget to meet Council's fees, purchase, and legal costs.

RECOMMENDATION

That Council delegate's authority to the Mayor and Chief Executive Officer during Council's caretaker mode to progress all requirements - native title negotiations; requirements of offer from the State for the creation of reserves and freehold tenure; negotiation of lease agreements; progression of tenure of land requirements;

- Reclamation/Webber Esp – Offer from State for creation of reserve.
- L82 BS246 – Cooktown Blue Water Fishing Club Special Lease 48713 – negotiate and progress with Cooktown Blue Water Fishing Club, and the State.
- Water Lease (Lot 3 SP154666) – Council's application for lease over water area
- Proposed Laura Waste Water Disposal System Upgrade within L200 CP907233 – application to purchase -
- Lot 87 BS181 Reserve for Local Government (Aged Persons Home) – acquisition by Council to freehold.
- Active Native Title claims; Ankamuthi People (QUD6158/1998); Gudang Yadhaykenu People (QUD269/2008); Kaurareg People #2 (QUD267/2008), and Cape York United No. 1 (QUD673/2014).