

Board Meeting: September 2017	Agenda Number: 10(iii)	Record No: ED17/4120
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LORD HOWE ISLAND BOARD

Business Paper

OPEN SESSION

ITEM

Transfer of Perpetual Lease – GR Whitfield

RECOMMENDATION

It is recommended that the Board seek the Minister's approval to the transfer of perpetual lease 2016/08 by way of gift from Gregory Robert Whitfield to Gregory Robert and Sharon Jane Whitfield as joint tenants.

BACKGROUND

An application has been received for consent to transfer perpetual Lease 2016/08 by way of gift from Gregory Robert Whitfield to Gregory Robert and Sharon Jane Whitfield as joint tenants.

Section 23 of the Lord Howe Island Act, 1953 provides that the Minister, on recommendation of the Board, may consent to the transfer of a lease to two or more persons as joint tenants, and that where the proposed transferees are not Islanders within the meaning of the Act the Board shall not recommend consent unless satisfied that there is no Islander who desires and is in a position to take the transfer. Section 23 further provides that in the case of a transfer to a person other than an Islander, the approval of the Governor is required.

COMMENT

Mr and Mrs Whitfield are Islanders within the meaning of the Act and currently reside on the lease. The lease is not subject to mortgage or other encumbrance.

RECOMMENDATION

It is recommended that the Board seek the Minister's approval to the transfer of perpetual lease 1958/03 by way of gift from Gregory Robert Whitfield to Gregory Robert and Sharon Jane Whitfield as joint tenants subject to concurrence of the mortgagee over the lease.

Prepared: James Lonergan, Manager Environment & Community Services

Endorsed: Penny Holloway, Chief Executive Officer