

LORD HOWE ISLAND BOARD

Business Paper

OPEN SESSION

ITEM

Application for consent to transfer PL1974.02 from the estate of the late Ron Owens to Bev Owens.

RECOMMENDATION

The Board recommend to the Minister to support the transfer of PL1974.02 from the estate of the late Ron Owens to Bev Owens

BACKGROUND

Perpetual Lease 1974.02 is currently held by the Estate of the late Ron Owens. On 14 January 2020 Beverly Owens was granted probate to act as the Executor of the will of the late Ron Owens.

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.

CURRENT POSITION

Bev Owens is the proposed beneficiary of the lease transfer. Bev has completed a statutory declaration stating that she is a ten year islander. Bev also currently resides at the perpetual lease in question. The Lease is not subject to a mortgage.

The transfer of the lease to Bev Owens is in accordance with all the relevant requirements of the Lord Howe Island Act. There is no impediment to the Board recommending to the Minister to support this lease transfer.

RECOMMENDATION

The Board recommend to the Minister to support the transfer of PL1974.02 from the estate of the late Ron Owens to Bev Owens.

Prepared: Justin Sauvage Manager Environment and Community Services.

Endorsed: Peter Adams Chief Executive Officer