



KEMPSEY
Shire Council

DIRECTOR CORPORATE SERVICES REPORT

14th March 2006

DCS7 AFFIXING OF COUNCIL'S SEAL
FILE: R MARIA RIVER PJH {Folio No. * }

SUMMARY:

Reporting on the need to affix Council's seal to transfer documents related to the realignment of Maria River road.



DESCRIPTION:

In October 1993, Council approved a re-alignment of Maria River Road where small sections of the road reserve to be closed were to be transferred to the adjoining landowner, Mr Don McPhail. In searches related to the sale of Mr McPhail's land it was discovered that the formal transfer of the closed sections did not occur. These closed sections were Lots 912 to 917 DP 864938.

The transfer of Lots 914 to 917 has previously been completed. To finalise this matter the transfer of the remaining lots 912 and 913 has been prepared by Council's solicitor. The transfer of these Lots was the agreed compensation with the adjoining landowners for the lands acquired for the road re-alignment.

Council's seal is required to be affixed to the transfer of Lots 912 and 913.

REPORT IMPLICATIONS:

- *Environmental*

Nil

- *Social*

Nil

- *Economic (Financial)*

The cost to Council will be approximately \$500.00 for legal costs. This will be funded from the allocation for road realignment survey and resumption costs.

- *Policy or Statutory*

Under the Local Government (General) Regulation (clause 400), Council must authorise the affixing of its seal to documents.

- *Director's Review*

As per report.

RECOMMENDATION:

That Council's seal to be affixed to the documents related to the transfer of closed road being Lots 912 and 913 DP 864938 to the adjoining landowner at Maria River road.

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G B Snape
DIRECTOR CORPORATE SERVICES