



KEMPSEY
Shire Council

DIRECTOR CORPORATE AND COMMUNITY SERVICES REPORT

13th March 2007

DCCS15	AFFIXING COUNCIL'S SEAL
FILE: LA19896 SJR	{Folio No. 340268}

SUMMARY:

Reporting on the requirement for Council to authorise the affixing of the seal.

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DESCRIPTION:

Council is required to affix the seal to the Variation of Lease of the South West Rocks Tourist Park.

Council resolved on 13 February 2006 that a comprehensive report on the matter of the fixing of the seal to the Variation of Lease of the South West Rocks Tourist Park be brought back to the March Council Meeting.

This matter has previously been submitted to Council on 10 April 2001 when it was resolved to include the item in the next Works Inspection. Council later resolved on 26 June 2001 to consent to the varying of the Development Works Program for the Park. A copy of the original report is attached at [\(Appendix M – Page J38a\)](#).

In brief, the variation to the “Development Works Program” provided for the construction of long term sites for manufactured home accommodation to be spread over a longer period, that is, up to 2007/08 rather than 2002/03. The variation to the works program did not affect the rental payable to Council.

At the time of considering this report it was not recognised that it would be necessary to affix the seal.

Council's Solicitors advise that affixing the seal to these documents is necessary to enable the registration of the variation of the lease.

REPORT IMPLICATIONS:

- *Environmental*

Nil implications

- *Social*

Nil implications

- *Economic (Financial)*

Nil implications

- *Policy or Statutory*

The Local Government (Meetings) Regulation requires the passing of a resolution by Council before the seal can be affixed to any document and the document must relate to Council business.

- *Director's Review*

The recommendation is supported.

RECOMMENDATION:

That Council's seal be affixed to the Variation of Lease relating to the South West Rocks Tourist Park.

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G B Snape
DIRECTOR CORPORATE AND COMMUNITY SERVICES