

AUSTRALIAN CAPITAL TERRITORY

LAND (PLANNING AND ENVIRONMENT) ACT 1991

DETERMINATION OF CRITERIA  
FOR DIRECT GRANTS OF CROWN LEASES

NO. (7) OF 1992

The ACT Executive under subsection 163(4) of the Land (Planning and Environment) Act 1991 determines criteria for the direct grant of a Crown lease for the purposes of COMMUNITY ORGANISATIONS. The criteria are:

The applicant:

- . must be incorporated;
- . must be a non-profit organisation;
- . must not hold a Club Licence under the Liquor Act 1975;
- . must complete and sign an application for the lease on the required form and provide evidence of incorporation and a copy of its "Articles of Association";
- . must be the proposed lessee or a satisfactory legal nexus between the applicant and the proposed lessee must be clearly demonstrated;
- . must, except where the applicant will occupy Territory-owned improvements:
  - demonstrate to the Territory its financial capacity to develop and manage the land; and
  - demonstrate to the Territory its non-financial capacity to develop and manage the land including details of expertise, resources and experience to undertake the proposal;
- . must, where the applicant will occupy Territory-owned improvements:
  - demonstrate to the Territory its financial capacity to maintain and manage the land; and
  - demonstrate to the Territory its non-financial capacity to maintain and manage the land including details of expertise, resources and experience to undertake the proposal;

- . must have the support of the relevant Government agency/agencies;
- . must have the support of the governing body of the applicant;
- . must pay for the lease in accordance with the approved leasing policy for the particular type of community lease;
- . must provide any Bank Undertaking required by the Territory;
- . must, where the applicant proposes to establish a school, be a registered school under the Education Act 1937;
- . must, where the applicant proposes to establish aged persons' accommodation, provide:
  - evidence from the relevant Government agency/agencies that the application is an approved benevolent organisation; and
  - details of the type of aged care proposed - (for example, nursing home, hostel or self-care units); and

must pay the fees and charges for the time being notified by the Minister as being applicable.

Dated this *22d* day of *Feb.* 1992.

*B Wood*  
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MINISTER

*F. Connolly*  
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MINISTER