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## *Specifying the Manner and Purpose of Disposal in the Council Resolution*

See the practice note in Chapter 5 (page 9/7) which relates to the Council formulating a resolution under delegated authority. Choosing from one of the formulas which follow.

(Not to be used if, on revocation of the reservation, the land will – under the provisions of s.25 Reserves Act – become Crown land.)

- (i) The Council declares that the land may be disposed of by the ..... Council at current market value, the proceeds of such sale to be paid into the Council's Reserves Account<sup>6</sup>, to be used and applied in or towards the improvement of other reserves under the control of the Council, or in or towards the purchase of other land for reserves.
- (ii) may be leased or sold by the ..... Council on such terms and conditions as the Council determines, the proceeds from leasing or sale to be paid into the Council's Reserves Account,<sup>6</sup> to be used and applied in or towards the improvement of other reserves under the control of the Council or in or towards the purchase of other land for reserves.
- (iii) may be disposed of by the ..... Council in such manner, at a price and on terms and conditions as the Council determines, the proceeds from a sale to be (include whichever applies):
  - paid into the general funds of the Council
  - paid into the Council's Reserves Account,<sup>6</sup> such money to be used and applied in or towards the improvement of other reserves under the control of the Council or in or towards the purchase of other land for reserves.
- (iv) ..... shall vest in the ..... Council in fee simple provided that a sum equal to the current market value of the land is paid by Council into its Reserves Account,<sup>6</sup> to be used and applied in or towards the improvement of other reserves under the control of the Council or in or towards the purchase of other land for reserves.



<sup>6</sup> The Council will need to have set up a Reserves Account pursuant to s.79(2) Reserves Act.

(Note: To be used where the Council retains land for its own purposes.)



- (v) ...may be disposed of by the ..... Council by transfer to Her Majesty the Queen as Crown land subject to the Land Act 1948, in exchange for ..... which is to be reserved and vested in the ..... City/Borough/County as a reserve for ..... under the Reserves Act 1977.

(Note: To be used when exchanging a reserve owned by a Council for Crown land to be reserved and vested for a reserve purpose.)