

Relevant Information for Council

FILE: X028643.007 **DATE:** 27 June 2022

TO: Lord Mayor and Councillors

FROM: Kim Woodbury, Chief Operating Officer

THROUGH: Monica Barone, Chief Executive Officer

SUBJECT: Information Relevant To Item 6.8 – Lease Assignment and Variation - Queen Victoria Building

Alternative Recommendation

It is resolved that:

- (A) Council approve the assignment of lease and variation of lease of:
- (i) the QVB building lease (registered number V688504) and QVB tunnel sublease (registered number 5955842) from Ipoh Property Pty Ltd to a new lessee, QVB TC Pty Ltd, as Trustee, for the Link QVB Trust; and
 - (ii) ***the Galleries tunnel lease (registered number 3347128) from Ipoh Property Pty Ltd to a new lessee, Galleries TC Pty Ltd as trustee for the Link Galleries Trust;***
- (B) ***Council note that the assignments are for the 50 per cent leasehold interest, currently owned by Ipoh Property Pty Ltd, in accordance with the essential terms and conditions contained within Confidential Attachment A to the subject report; and***
- (C) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the terms of the assignment documents in accordance with the essential terms and conditions contained in Confidential Attachment A to the subject report.

Purpose

To correct an error in the Recommendation for the Lease Assignment and Variation - Queen Victoria Building.

Background

A report was submitted to the meeting of the Corporate, Finance, Properties and Tenders Committee on 20 June 2022 requesting approval to the assignment of a 50 per cent interest in the above leases and sublease to QVB TC Pty Ltd. Since that report was submitted to the Committee, staff have become aware that one of the leases is to be assigned to a different entity, Galeries TC Pty Ltd. This change reflects that the overall purchaser of the leasehold interests has established separate trust entities for purchasing the QVB and Galeries retail assets from Ipoh. There is no other change to the information about the transaction that was presented to the Committee on 20 June 2022.

It is recommended that the alternative resolutions contained in this document are adopted by Council, in order to ensure that Council consents to the assignment of the leases and sublease to the correct entities.

Memo from Kim Woodbury, Chief Operating Officer

Prepared by: Hannah Reid, Principal Lawyer, Legal and Governance

Approved

A handwritten signature in black ink, appearing to read 'P.M. Barone', with a long horizontal flourish extending to the right.

MONICA BARONE

Chief Executive Officer