

RESOLUTION NO.

PARLIAMENT

WHEREAS by virtue of a Deed of Exchange dated the 27th day of June, 1974 made between Cable & Wireless (West Indies) Limited and Western Telegraph Company Limited to the Crown 1 acre 13 and 3/5 perches and 18,538 square feet of land situate at Dover in the parish of Christ Church in this Island became vested in the Crown:

AND WHEREAS the parcel of land said to contain by admeasurement 1 acre 13 and 3/5 perches has been shown by subsequent survey to contain by admeasurement 7 539.8 square metres (being 5 730.8 square metres of land and 1 809 square metres of accreted beach land):

AND WHEREAS Parliament by Resolution No. 42 of 2001 by virtue of the provisions of the *Crown Lands (Vesting and Disposal) Act*, Cap. 225 approved the vesting of 5 711 square metres of the above-mentioned land in Hotels & Resorts Limited as Government's investment equity in that company:

AND WHEREAS the action required to vest the parcel of land containing by admeasurement 5 711 square metres in Hotels & Resorts Limited pursuant to Resolution No. 42 of 2001 has not yet been taken:

AND WHEREAS the said 5 711 square metres of land is part of a larger area containing by admeasurement 7 539.8 square metres (inclusive of 1 809 square metres of accreted beach land) as shown and delineated on a plan certified on the 15th day of July, 2005 by Mark Gary Field, Land Surveyor and recorded in the Lands and Surveys Department on the 15th day of July, 2005 as Plan No. 816/2005:

AND WHEREAS by Application No. 0139/01/05D, an application was made to the Chief Town Planner for the subdivision of the said 7 539.8 square metres of land situate at St. Lawrence Gap in two lots namely 5 730.8 square metres of land to be vested in Hotels & Resorts Limited and 1 809 square metres of accreted land to remain in the ownership of the Crown as recreational beach land:

AND WHEREAS the said application was referred to the Minister responsible for Town Planning and such application was approved on the 13th day of June, 2005:

AND WHEREAS at its meeting of the 27th day of October, 2005 the Cabinet rescinded its decision to vest the 5 711 square metres of land in Hotels & Resorts Limited and agreed to the vesting of 5 730.8 square metres of land (inclusive of 238.8 square metres in road reserve being part of the said 7 539.8 square metres of land) in Hotels & Resorts Limited by virtue of section 5(2) of the *Crown Lands (Vesting and Disposal) Act*, Cap. 225 to facilitate the re-development of the land for tourism purposes and that the 1 809 square metres of land remain with the Crown in perpetuity to ensure adequate public access to the beach:

RESOLVED that Parliament in accordance with section 5 of the *Crown Lands (Vesting and Disposal) Act*, Cap. 225 approve the vesting in Hotels & Resorts Limited of the parcel of land the property of the Crown situate at St. Lawrence Gap in the parish of Christ Church more particularly described in the Schedule to this Resolution for tourism purposes.

APPROVED by the House of Assembly this day of ,
Two thousand and six.

Speaker.

APPROVED by the Senate this day of ,
Two thousand and six.

President.

SCHEDULE

ALL THAT land situate at St. Lawrence Gap in the parish of Christ Church in this Island (being part of a larger area of 7 539.8 square metres) containing by admeasurement 5 730.8 square metres inclusive of 238.8 square metres in road reserve Abutting and Bounding on lands now or late of one Morgan on beach lands now or late of the Crown on other lands now or late of the Crown and on the public road called St. Lawrence Gap or however else the same may abut and bound as shown and delineated on a plan certified on the 15th day of July, 2005 by Mark Gary Field, Land Surveyor and recorded in the Lands and Surveys Department on the 15th day of July, 2005 as Plan No. 816/2005.

ADDENDUM

By Resolution No. 42 of 2001, Parliament approved the vesting of 5 711 square metres of the land situate at St. Lawrence Gap in the parish of Christ Church in Hotels & Resorts Limited. However, at its meeting of the 27th day of October, 2005, the Cabinet rescinded its decision to vest the said 5 711 square metres of land and agreed to the vesting of 5 730.8 square metres of the said land (inclusive of 238.8 square metres in road reserve) in Hotels & Resorts Limited.

A subsequent survey plan certified on the 15th day of July, 2005 by Mark Gary Field, Land Surveyor and recorded in the Lands and Surveys Department on the 15th day of July, 2005 as Plan No. 816/2005 shows the area of land owned by the Crown to be 7 539.8 square metres (inclusive of 238.8 square metres in road reserve) comprising Lot A measuring 5 730.8 square metres (inclusive of 238.8 square metres in road reserve) and Lot B measuring 1 809 square metres (beach land to be retained by the Crown).

Resolution No. 42/2001 should therefore be rescinded and the 5 730.8 square metres of land (inclusive of 238.8 square metres in road reserve) being part of the 7 539.8 square metres of land should be vested in Hotels & Resorts Limited.