

2022-09-29

**PARLIAMENT**

**RESOLVED** that Parliament in accordance with section 5 of the *Crown Lands (Vesting and Disposal) Act*, Cap. 225 approve the lease to The Rotary Inclusive Play Trust, a charity registered as Charity No. 910 under the *Charities Act*, Cap. 243, of the parcel of land, the property of the State, situate at Garfield Sobers Sports Complex, Upton in the parish of Christ Church in this Island and more particularly described in the *First Schedule* on the terms and conditions set out in the *Second Schedule* for the construction and development of a recreational facility for children with disabilities.

**APPROVED** by the House of Assembly this            day of            ,  
Two thousand and twenty-two.

**Speaker**

**APPROVED** by the Senate this            day of            , Two  
thousand and twenty-two.

**President**

**FIRST SCHEDULE**

**ALL THAT** land the property of the State situate at Upton in the parish of Christ Church in this Island containing by admeasurement 2322.6 square metres or thereabouts (inclusive of 65.5 square metres in road reserve and 439.1 square metres in drainage reserve) abutting and bounding on lands of the Barbados Government (Garfield Sobers Complex), on lands now or late of Donald Marshall (Lot B), on lands now or late of Mary Jordan (Lot A), on other lands of the Barbados Government (Garfield Sobers Complex) and on a public road leading to Highway R in one direction and to the Aquatic Centre in the other direction or however else the same may abut and bound as shown and delineated on a plan certified on the 9<sup>th</sup> day of May, 2013 by Samuel N. Taylor, Land Surveyor and recorded in the Lands and Surveys Department on the 2<sup>nd</sup> day of September, 2013 as Plan No. 846/2013.

## SECOND SCHEDULE

### TERMS AND CONDITIONS

The lease to The Rotary Inclusive Play Trust of the parcel of land, the property of the State, situate at Garfield Sobers Sports Complex, Upton in the parish of Christ Church in this Island and more particularly described in the *First Schedule* is on the following terms and conditions:

- (a) the lease shall be for a period of twenty-five years with an option to renew for a further term;
- (b) rent reviews are to take place at five (5) year intervals;
- (c) the lessee shall, in respect of any construction or development of the land which would be subject to the *Planning and Development Act, 2019* (Act 2019-5), comply with the requirements of the Director of Planning and Development and, where relevant, other statutory requirements;
- (d) the lessee shall be responsible for:
  - (i) the payment of insurance premiums, land tax, utilities and other outgoings arising out of the use of the site;
  - (ii) the cost of development of the site; and
  - (iii) repairs and maintenance of the buildings;
- (e) either party may bring the lease to an end after its tenth year by serving two years' prior notice in writing; and
- (f) at the end of the lease period or its sooner determination, all buildings, structures and other facilities and improvements made to the land, regardless of stage of construction, shall revert to the State for nil consideration.

## ADDENDUM

The Cabinet at its meeting held on the 28<sup>th</sup> day of September, 2017 agreed to the granting of a lease of approximately 25,000 square feet (2322.60 square meters) of land situate at the Garfield Sobers Sports Complex, Upton in the parish of Christ Church in this Island and described in the *First Schedule* hereto to the Rotary Inclusive Play Trust for the creation of a recreational facility for children with disabilities.

The Cabinet at its meeting held on the 12<sup>th</sup> day of October, 2017 agreed to the terms and conditions for the lease to The Rotary Inclusive Play Trust contained in the *Second Schedule*.

The Cabinet at its meeting held on the 14<sup>th</sup> day of December, 2017 agreed to the lease of 2322.60 metres of land situate at the Garfield Sobers Sports Complex, Wildey/ Upton in the parish of Christ Church in this Island to the Rotary Inclusive Play Trust.

The Cabinet at its meeting held on the 4<sup>th</sup> day of August, 2022 ratified the Cabinet Decision made on the 14<sup>th</sup> of December, 2017 to agree to the terms and conditions for the lease to the Rotary Inclusive Play Trust contained in the *Second Schedule*.

In accordance with the provisions of section 5 of the *Crown Lands (Vesting and Disposal) Act*, Cap. 225 the approval of Parliament is now sought for the lease to the Rotary Inclusive Play Trust of the parcel of land described in the *First Schedule* to this Resolution on the terms and conditions set out in the *Second Schedule* hereto, for the creation of a recreational facility for children with disabilities.