

**Council Member**  
Councillor Martin

Public

**Contact Officer:**  
Tom McCready, Director City  
Services

## QUESTION ON NOTICE

### **Councillor Martin asked the following Questions without Notice:**

In response to the following questions from Councillor Martin, the CEO advised that the replies would be given at the next meeting of Council:

1. In regard to the Land Facilitation Agreement that was released in response to the FOI by former Senator Rex Patrick, refers to the existence of a side deed in relation to the financial arrangements associated with the project. Could the administration advise when that agreement was executed and when in the interests of transparency that document will be released?
2. In relation to 88 O'Connell Street, would the project financier assume the responsibility for any unsold apartments before the City of Adelaide?
3. The LFA reveals that C&G are required to provide regular updates to the Council on the sale of apartments for the purpose of waterfall payment arrangements. C&G claims 60% of apartments by value have been sold. What is, as a number of apartments sold and what percentage of the total number does that represent?
4. The LFA provides for the circumstance in which the developer is required to pay an Open Space Fund levy for failing to provide adequate open space and the City of Adelaide is required in that circumstance to apply for remittance and pay that to the developer. Is the administration concerned that that might create a perception that it is acting outside of the spirit of the legislation and has it taken any legal advice?

The Lord Mayor will provide a reply at the meeting, the reply and question will be included in the Minutes of the meeting.

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- END OF REPORT -