

AS TABLED IN THE HOUSE OF ASSEMBLY

A BILL

entitled

BASE LANDS DEVELOPMENT AMENDMENT ACT 2010

WHEREAS it is expedient to amend the Base Lands Development Act 1996;

Be it enacted by The Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and the House of Assembly of Bermuda, and by the authority of the same, as follows:

Citation

1 This Act may be cited as the Base Lands Development Amendment Act 2010.

Amends section 9 of 1996 Act

2 Section 9 of the Base Lands Development Act 1996 (leasing of land, etc.) is amended as follows—

- (a) in subsection (1)(b) by deleting “paragraph 12 of the First Schedule to the 1981 Act” and substituting “section 120(4) of the 1981 Act”;
- (b) in the words at the end of subsection (1) by deleting “131 years” and substituting “262 years”;
- (c) in subsection (2) by deleting “131 years” and substituting “262 years”; and
- (d) in subsection (3) by deleting “120 years” in both places and substituting “the remainder of its lease”.

## BASE LANDS DEVELOPMENT AMENDMENT BILL 2010

### EXPLANATORY MEMORANDUM

This Bill seeks to extend from 131 to 262 years the maximum lease over the former US and Canadian base lands which may be granted by Government to the Bermuda Land Development Company Ltd under the Base Lands Development Act 1996. This could have the effect of extending the BLDC lease to the year 2258. It also seeks to increase the maximum length of a sublease from BLDC to a third party accordingly.

Clause 1 is self-explanatory.

Clause 2 amends section 9 of the 1996 Act as follows:

The amendment in paragraph (a) to section 9(1)(b) is a missed consequential (necessary as what was previously paragraph 12 of the First Schedule to the Companies Act 1981 was moved to section 120(4) by section 30 of the Companies Amendment Act 2006).

The amendment in paragraph (b) to the words at the end of section 9(1) increases from 131 to 262 years the maximum lease over the former base lands which may be granted by Government to the Bermuda Land Development Company Ltd under section 9. The 262 year maximum runs from the date of the lease granted by Government to BLDC on 12th November 1996.

The amendment in paragraph (c) to section 9(2) makes a similar amendment in relation to easements for access over land adjoining leased land.

The amendment in paragraph (d) clarifies that the maximum length of a lease which the Bermuda Land Development Company can grant to another person cannot exceed the remainder of its own lease.