

Treasurer's Instruction No	1301
Title	Disposal of Government assets
Effective date	14 February 2018
Objective and Background	Provides information on the requirements applicable to the disposal of Government assets (excluding government businesses).
Version Number	5

Black letter (or bold) items within these Instructions are mandatory and other plain font items are instructional or for the purpose of providing guidance only.

(1) Agencies must conduct the disposal of:

- (a) surplus real property in a manner that is consistent with relevant legislation; and**
- (b) all other Government assets, in such a manner that the disposal meets relevant legislative requirements or where no legislative requirements apply, so that it achieves the best return to Government.**

For the purposes of this Instruction:

'real property' includes land, buildings, structures firmly attached and integrated equipment, crops or other resources still attached to or within the land or improvements or fixtures permanently attached to the land, and all rights or interests in the property (eg reversion, use of airspace); and

'relevant legislation/relevant legislative requirements' includes, but is not limited to, the *Crown Lands Act 1976*, the *Homes Act 1935*, the *Tasmanian Museum and Art Gallery Act 2017* and/or any other legislation which is applicable to the disposal of the specific property or asset. The respective applicability of legislation will be determined by the individual circumstances relating to the property or asset.

(2) All disposals must be undertaken in accordance with the requirements contained in the publication *Disposal of Government Assets – Tasmanian Government Agencies*.

The publication *Disposal of Government Assets – Tasmanian Government Agencies* is available on the [Purchasing website - Buying for Government \(Publications\)](#).

This Instruction does not apply to the disposal of government businesses.