

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to amend the Local Government Act 1993 (the principal Act) to enable the separate valuation of parts of a parcel of land owned by a religious body, public benevolent institution or public charity that is used partly in a manner that is exempt from rating and partly in a manner that is not exempt from rating if rates are to be levied on the non-exempt part.

Outline of provisions

Clause 1 sets out the name (also called the short title) of the proposed Act.

Clause 2 provides for the commencement of the proposed Act on the date of assent to the proposed Act.

Schedule 1 Amendment of Local Government Act

1993 No 30

Schedule 1 [1] amends section 555 of the principal Act to provide that if rates are to be levied on land belonging to a religious body that is occupied and used partly for

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purposes that are exempt from rating and partly for other purposes, the relevant council must cause the land to be valued in accordance with section 28A of the Valuation of Land Act 1916. Section 28A provides for the separate valuation of a part of land that is subject to rates where the rest of the land is exempt from rates.

Schedule 1 [2] makes a similar amendment to section 556 of the principal Act with respect to land belonging to a public benevolent institution or public charity.

Schedule 1 [3] amends Schedule 8 to the principal Act to enable regulations to be made containing provisions of a savings or transitional nature as a consequence of the enactment of the proposed Act.

Schedule 1 [4] amends Schedule 8 to the principal Act to provide that land belonging to a religious body that is subject to a lease entered into before the enactment of the proposed Act, that does not provide that the lessee is to pay the rates (if any) levied on the land, is taken to be land that is occupied and used by the religious body for a purpose that is exempt from rating, but only if part of the land is actually used by the religious body for a purpose that is exempt from rating. The Schedule includes a similar provision for land belonging to a public benevolent institution or public charity.