This PUBLIC BILL *originated in the* LEGISLATIVE ASSEMBLY, *and, having this day passed, is now ready for presentation to the* LEGISLATIVE COUNCIL *for its concurrence.*

I. P. K. VIDLER,
Clerk of the Legislative Assembly.

Legislative Assembly Chamber,
Sydney, 2 November, 1967.

New South Wales

ANNO SEXTO DECIMO

ELIZABETHÆ II REGINÆ

****

Act No. , 1967.

An Act to alleviate the incidence of land tax in certain respects and to reduce the amount payable by way of land tax; for these purposes to amend the Land Tax Management Act, 1956, and the Land Tax Act, 1956, as amended by subsequent Acts; and for purposes connected therewith.

BE

16637 98—

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Land Tax (Amendment) Act, 1967". **Short title, citation and commencement.**

(2) This Act shall be deemed to have commenced upon the first day of November, one thousand nine hundred and sixty-seven.

(3) The Land Tax Management Act, 1956, as amended by subsequent Acts and by this Act, may be cited as the Land Tax Management Act, 1956–1967.

(4) The Land Tax Act, 1956, as amended by subsequent Acts and by this Act, may be cited as the Land Tax Act, 1956–1967.

2. (1) The Land Tax Management Act, 1956–1965, is amended by omitting subsections two, three, four, five and six of section nine and by inserting in lieu thereof the following subsections:— **Amendment of Act No. 26, 1956. Sec. 9. (Taxable value.)**

(2) The taxable value of all the land owned by a person is the total sum of the unimproved value of each parcel of the land, less the deduction, if any, prescribed by subsection three of this section.

(3) (a) Where all the land owned by a person is land used for primary production the deduction shall be—

(i) where the total unimproved value of the land does not exceed thirty-four thousand five hundred dollars, an amount equal to such total unimproved value;

(ii)

(ii) where the total unimproved value of the land exceeds thirty-four thousand five hundred dollars but is less than forty-six thousand dollars, an amount equal to thirty-four thousand five hundred dollars less three dollars for every one dollar by which such total unimproved value exceeds thirty-four thousand five hundred dollars.

(b) Where none of the land owned by a person is land used for primary production the deduction shall be—

(i) where the total unimproved value of the land does not exceed seventeen thousand two hundred and fifty dollars, an amount equal to such total unimproved value;

(ii) where the total unimproved value of the land exceeds seventeen thousand two hundred and fifty dollars but is less than twenty-three thousand dollars, an amount equal to seventeen thousand two hundred and fifty dollars less three dollars for every one dollar by which such total unimproved value exceeds seventeen thousand two hundred and fifty dollars.

(c) Where part only of the land owned by a person is land used for primary production, the deduction shall be—

(i) where the total unimproved value of all land owned by him does not exceed seventeen thousand two hundred and fifty dollars, an amount equal to such total unimproved value;

(ii) where the total unimproved value of all land owned by him exceeds seventeen thousand two hundred and fifty dollars but is less than forty-six thousand dollars, the sum of the following amounts :—

(a) an amount which bears the same proportion to the deduction which would be applicable if all the land owned by him were

were land used for primary production as the unimproved value of that part of the land used for primary production bears to the total unimproved value of all the land owned by him; and

(b) an amount which bears the same proportion to the deduction which would be applicable if none of the land owned by him were land used for primary production as the unimproved value of such part of the land as is not land used for primary production bears to the total unimproved value of all the land owned by him.

(d) Where land owned by a person is used, either wholly or in part, by that person, either by himself or jointly (whether as partners or otherwise) with other persons, for the purpose of maintaining a registered flock of stud merino sheep, the deduction shall be the deduction (if any) prescribed by paragraph (a) or (c) of this subsection and an amount calculated at the rate of eighteen dollars for every stud merino ewe owned by that person.

For the purposes of this paragraph—

(i) "registered" means registered in the New South Wales section of the Australian Stud Merino Flock Register compiled by the New South Wales Sheepbreeders' Association;

(ii) the number of stud merino ewes owned by a person shall be the total number of sheep classified as ewes and shown in the New South Wales section of the Australian Stud Merino Flock Register as being owned by that person as at the thirty-first day of December immediately preceding the year for which land tax is being levied;

(iii) where a registered flock of stud merino sheep, as defined in this paragraph, is owned by a number of persons jointly (whether as partners

or

or otherwise) each of those persons shall be deemed to own such a number of the total stud merino ewes shown as aforesaid in such flock as is proportionate to his interest in the joint ownership.

(2) The amendment made by subsection one of this section shall not affect the liability of an owner of land to pay land tax incurred before the commencement of this Act in accordance with the provisions of the Land Tax Management Act, 1956–1965, and the Land Tax Act, 1956–1965, and such owner shall be liable to pay any such tax in all respects as if this Act had not been enacted.

(3) (a) The Land Tax Management (Amendment) Act, 1961, is hereby repealed.

Repeal of Act No. 32, 1961. (Consequential.)

(b) The Land Tax Management (Amendment) Act, 1964, is hereby repealed.

Repeal of Act No. 40, 1964. (Consequential.)

(c) The Land Tax Management (Amendment) Act, 1960, is amended by omitting paragraph (a) of subsection one of section two.

Amendment of Act No. 35, 1960. Sec. 2 (1) (a). (Consequential.)

(d) The Land Tax (Amendment) Act, 1963, is amended by omitting paragraph (a) of section two.

Amendment of Act No. 40, 1963. Sec. 2 (a). (Consequential.)

(e) The regulation made under the Decimal Currency Act, 1965, and published in Gazette No. 120 of 4th November, 1966, at pages 4516, 4517 and 4518, is hereby repealed.

Repeal of regulation.

3. The Land Tax Act, 1956–1965, is amended—

Amendment of Act No. 27, 1956. Sec. 3. (Levy of land tax.)

(a) (i) by inserting in subsection (1A) of section three after the word "assessed" the words "under subsection one of this section";

(ii) by inserting at the end of the same subsection the following new paragraph :—

"Owner" in this subsection does not include an owner entitled to a deduction under subsection (1B) of this section.

(b) by inserting next after the same subsection the following new subsection :—

(1B) Notwithstanding the provisions of this or any other Act, the amount of land tax payable on land used for primary production by any owner in respect of the period of twelve months commencing on the first day of November in the year one thousand nine hundred and sixty-seven or any succeeding year shall be the amount which but for the provisions of this subsection would otherwise be assessed under subsection one of this section less—

(a) where all land owned by the owner is land used for primary production—a deduction equal to three-twentieths of such amount;

(b) where part only of the land owned by the owner is land used for primary production—a deduction equal to the sum of the following amounts—

(i) an amount which bears the same proportion to the deduction which would be applicable under paragraph (a) of this subsection if all the lands owned by the owner were used for primary production as the taxable value of that part of the land

used

used for primary production bears to the total taxable value of all the lands owned by him; and

(ii) an amount which bears the same proportion to the deduction which would be applicable under subsection (1A) of this section if none of the lands owned by the owner were used for primary production as the taxable value of such part of the lands as is not land used for primary production bears to the total taxable value of all the lands owned by him.

This subsection does not apply to—

(a) land owned by a company;

(b) land owned by or on behalf of a company of which a mortgagee or person by way of security for money is in possession;

(c) land held by a trustee for or on behalf of a company; or

(d) land in respect of which a company is jointly assessed with any other person.

In this subsection "company" means a company not being—

(i) a trustee company acting in its representative capacity and being a trustee company as defined by the Trustee Companies Act, 1964, as amended by subsequent Acts; or

(ii) an exempt proprietary company as defined by the Companies Act, 1961, as amended by subsequent Acts.

BY AUTHORITY:
V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1967
[10c]

This PUBLIC BILL *originated in the* LEGISLATIVE ASSEMBLY, *and, having this day passed, is now ready for presentation to the* LEGISLATIVE COUNCIL *for its concurrence.*

I. P. K. VIDLER,
Clerk of the Legislative Assembly.

Legislative Assembly Chamber,
Sydney, 2 *November,* 1967.

New South Wales

ANNO SEXTO DECIMO

ELIZABETHÆ II REGINÆ

****

Act No. , 1967.

An Act to alleviate the incidence of land tax in certain respects and to reduce the amount payable by way of land tax; for these purposes to amend the Land Tax Management Act, 1956, and the Land Tax Act, 1956, as amended by subsequent Acts; and for purposes connected therewith.

BE

16637 98—

Land Tax (Amendment).

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

Short title, citation and commencement.

1. (1) This Act may be cited as the "Land Tax (Amendment) Act, 1967".

(2) This Act shall be deemed to have commenced upon the first day of November, one thousand nine hundred and sixty-seven.

(3) The Land Tax Management Act, 1956, as amended by subsequent Acts and by this Act, may be cited as the Land Tax Management Act, 1956–1967.

(4) The Land Tax Act, 1956, as amended by subsequent Acts and by this Act, may be cited as the Land Tax Act, 1956–1967.

Amendment of Act No. 26, 1956. Sec. 9. (Taxable value.)

2. (1) The Land Tax Management Act, 1956–1965, is amended by omitting subsections two, three, four, five and six of section nine and by inserting in lieu thereof the following subsections:—

(2) The taxable value of all the land owned by a person is the total sum of the unimproved value of each parcel of the land, less the deduction, if any, prescribed by subsection three of this section.

(3) (a) Where all the land owned by a person is land used for primary production the deduction shall be—

(i) where the total unimproved value of the land does not exceed thirty-four thousand five hundred dollars, an amount equal to such total unimproved value;

(ii)

(ii) where the total unimproved value of the land exceeds thirty-four thousand five hundred dollars but is less than forty-six thousand dollars, an amount equal to thirty-four thousand five hundred dollars less three dollars for every one dollar by which such total unimproved value exceeds thirty-four thousand five hundred dollars.

(b) Where none of the land owned by a person is land used for primary production the deduction shall be—

(i) where the total unimproved value of the land does not exceed seventeen thousand two hundred and fifty dollars, an amount equal to such total unimproved value;

(ii) where the total unimproved value of the land exceeds seventeen thousand two hundred and fifty dollars but is less than twenty-three thousand dollars, an amount equal to seventeen thousand two hundred and fifty dollars less three dollars for every one dollar by which such total unimproved value exceeds seventeen thousand two hundred and fifty dollars.

(c) Where part only of the land owned by a person is land used for primary production, the deduction shall be—

(i) where the total unimproved value of all land owned by him does not exceed seventeen thousand two hundred and fifty dollars, an amount equal to such total unimproved value;

(ii) where the total unimproved value of all land owned by him exceeds seventeen thousand two hundred and fifty dollars but is less than forty-six thousand dollars, the sum of the following amounts :—

(a) an amount which bears the same proportion to the deduction which would be applicable if all the land owned by him were

were land used for primary production as the unimproved value of that part of the land used for primary production bears to the total unimproved value of all the land owned by him; and

(b) an amount which bears the same proportion to the deduction which would be applicable if none of the land owned by him were land used for primary production as the unimproved value of such part of the land as is not land used for primary production bears to the total unimproved value of all the land owned by him.

(d) Where land owned by a person is used, either wholly or in part, by that person, either by himself or jointly (whether as partners or otherwise) with other persons, for the purpose of maintaining a registered flock of stud merino sheep, the deduction shall be the deduction (if any) prescribed by paragraph (a) or (c) of this subsection and an amount calculated at the rate of eighteen dollars for every stud merino ewe owned by that person.

For the purposes of this paragraph—

(i) "registered" means registered in the New South Wales section of the Australian Stud Merino Flock Register compiled by the New South Wales Sheepbreeders' Association;

(ii) the number of stud merino ewes owned by a person shall be the total number of sheep classified as ewes and shown in the New South Wales section of the Australian Stud Merino Flock Register as being owned by that person as at the thirty-first day of December immediately preceding the year for which land tax is being levied;

(iii) where a registered flock of stud merino sheep, as defined in this paragraph, is owned by a number of persons jointly (whether as partners

or

or otherwise) each of those persons shall be deemed to own such a number of the total stud merino ewes shown as aforesaid in such flock as is proportionate to his interest in the joint ownership.

(2) The amendment made by subsection one of this section shall not affect the liability of an owner of land to pay land tax incurred before the commencement of this Act in accordance with the provisions of the Land Tax Management Act, 1956–1965, and the Land Tax Act, 1956–1965, and such owner shall be liable to pay any such tax in all respects as if this Act had not been enacted.

(3) (a) The Land Tax Management (Amendment) Act, 1961, is hereby repealed.

Repeal of Act No. 32, 1961. (Consequential.)

(b) The Land Tax Management (Amendment) Act, 1964, is hereby repealed.

Repeal of Act No. 40, 1964. (Consequential.)

(c) The Land Tax Management (Amendment) Act, 1960, is amended by omitting paragraph (a) of subsection one of section two.

Amendment of Act No. 35, 1960. Sec. 2 (1) (a). (Consequential.)

(d) The Land Tax (Amendment) Act, 1963, is amended by omitting paragraph (a) of section two.

Amendment of Act No. 40, 1963. Sec. 2 (a). (Consequential.)

(e) The regulation made under the Decimal Currency Act, 1965, and published in Gazette No. 120 of 4th November, 1966, at pages 4516, 4517 and 4518, is hereby repealed.

Repeal of regulation.

3. The Land Tax Act, 1956–1965, is amended—

Amendment of Act No. 27, 1956. Sec. 3. (Levy of land tax.)

(a) (i) by inserting in subsection (1A) of section three after the word "assessed" the words "under subsection one of this section";

(ii) by inserting at the end of the same subsection the following new paragraph :—

"Owner" in this subsection does not include an owner entitled to a deduction under subsection (1B) of this section.

(b) by inserting next after the same subsection the following new subsection :—

(1B) Notwithstanding the provisions of this or any other Act, the amount of land tax payable on land used for primary production by any owner in respect of the period of twelve months commencing on the first day of November in the year one thousand nine hundred and sixty-seven or any succeeding year shall be the amount which but for the provisions of this subsection would otherwise be assessed under subsection one of this section less—

(a) where all land owned by the owner is land used for primary production—a deduction equal to three-twentieths of such amount;

(b) where part only of the land owned by the owner is land used for primary production—a deduction equal to the sum of the following amounts—

(i) an amount which bears the same proportion to the deduction which would be applicable under paragraph (a) of this subsection if all the lands owned by the owner were used for primary production as the taxable value of that part of the land

used

used for primary production bears to the total taxable value of all the lands owned by him; and

(ii) an amount which bears the same proportion to the deduction which would be applicable under subsection (1A) of this section if none of the lands owned by the owner were used for primary production as the taxable value of such part of the lands as is not land used for primary production bears to the total taxable value of all the lands owned by him.

This subsection does not apply to—

(a) land owned by a company;

(b) land owned by or on behalf of a company of which a mortgagee or person by way of security for money is in possession;

(c) land held by a trustee for or on behalf of a company; or

(d) land in respect of which a company is jointly assessed with any other person.

In this subsection "company" means a company not being—

(i) a trustee company acting in its representative capacity and being a trustee company as defined by the Trustee Companies Act, 1964, as amended by subsequent Acts; or

(ii) an exempt proprietary company as defined by the Companies Act, 1961, as amended by subsequent Acts.

BY AUTHORITY:
V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1967
[10c]

No. , 1967.

A BILL

To alleviate the incidence of land tax in certain respects and to reduce the amount payable by way of land tax; for these purposes to amend the Land Tax Management Act, 1956, and the Land Tax Act, 1956, as amended by subsequent Acts; and for purposes connected therewith.

[MR ASKIN—25 *October*, 1967.]

BE

16637 98—

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Land Tax (Amendment) Act, 1967". Short title, citation and commencement.

(2) This Act shall be deemed to have commenced upon the first day of November, one thousand nine hundred and sixty-seven.

(3) The Land Tax Management Act, 1956, as amended by subsequent Acts and by this Act, may be cited as the Land Tax Management Act, 1956–1967.

(4) The Land Tax Act, 1956, as amended by subsequent Acts and by this Act, may be cited as the Land Tax Act, 1956–1967.

2. (1) The Land Tax Management Act, 1956–1965, is amended by omitting subsections two, three, four, five and six of section nine and by inserting in lieu thereof the following subsections:— Amendment of Act No. 26, 1956. Sec. 9. (Taxable value.)

(2) The taxable value of all the land owned by a person is the total sum of the unimproved value of each parcel of the land, less the deduction, if any, prescribed by subsection three of this section.

(3) (a) Where all the land owned by a person is land used for primary production the deduction shall be—

(i) where the total unimproved value of the land does not exceed thirty-four thousand five hundred dollars, an amount equal to such total unimproved value;

(ii)

(ii) where the total unimproved value of the land exceeds thirty-four thousand five hundred dollars but is less than forty-six thousand dollars, an amount equal to thirty-four thousand five hundred dollars less three dollars for every one dollar by which such total unimproved value exceeds thirty-four thousand five hundred dollars.

(b) Where none of the land owned by a person is land used for primary production the deduction shall be—

(i) where the total unimproved value of the land does not exceed seventeen thousand two hundred and fifty dollars, an amount equal to such total unimproved value;

(ii) where the total unimproved value of the land exceeds seventeen thousand two hundred and fifty dollars but is less than twenty-three thousand dollars, an amount equal to seventeen thousand two hundred and fifty dollars less three dollars for every one dollar by which such total unimproved value exceeds seventeen thousand two hundred and fifty dollars.

(c) Where part only of the land owned by a person is land used for primary production, the deduction shall be—

(i) where the total unimproved value of all land owned by him does not exceed seventeen thousand two hundred and fifty dollars, an amount equal to such total unimproved value;

(ii) where the total unimproved value of all land owned by him exceeds seventeen thousand two hundred and fifty dollars but is less than forty-six thousand dollars, the sum of the following amounts :—

(a) an amount which bears the same proportion to the deduction which would be applicable if all the land owned by him were

were land used for primary production as the unimproved value of that part of the land used for primary production bears to the total unimproved value of all the land owned by him; and

(b) an amount which bears the same proportion to the deduction which would be applicable if none of the land owned by him were land used for primary production as the unimproved value of such part of the land as is not land used for primary production bears to the total unimproved value of all the land owned by him.

(d) Where land owned by a person is used, either wholly or in part, by that person, either by himself or jointly (whether as partners or otherwise) with other persons, for the purpose of maintaining a registered flock of stud merino sheep, the deduction shall be the deduction (if any) prescribed by paragraph (a) or (c) of this subsection and an amount calculated at the rate of eighteen dollars for every stud merino ewe owned by that person.

For the purposes of this paragraph—

(i) "registered" means registered in the New South Wales section of the Australian Stud Merino Flock Register compiled by the New South Wales Sheepbreeders' Association;

(ii) the number of stud merino ewes owned by a person shall be the total number of sheep classified as ewes and shown in the New South Wales section of the Australian Stud Merino Flock Register as being owned by that person as at the thirty-first day of December immediately preceding the year for which land tax is being levied;

(iii) where a registered flock of stud merino sheep, as defined in this paragraph, is owned by a number of persons jointly (whether as partners

or

or otherwise) each of those persons shall be deemed to own such a number of the total stud merino ewes shown as aforesaid in such flock as is proportionate to his interest in the joint ownership.

(2) The amendment made by subsection one of this section shall not affect the liability of an owner of land to pay land tax incurred before the commencement of this Act in accordance with the provisions of the Land Tax Management Act, 1956–1965, and the Land Tax Act, 1956–1965, and such owner shall be liable to pay any such tax in all respects as if this Act had not been enacted.

(3) (a) The Land Tax Management (Amendment) Act, 1961, is hereby repealed.

Repeal of Act No. 32, 1961.

(Consequential.)

(b) The Land Tax Management (Amendment) Act, 1964, is hereby repealed.

Repeal of Act No. 40, 1964.

(Consequential.)

(c) The Land Tax Management (Amendment) Act, 1960, is amended by omitting paragraph (a) of subsection one of section two.

Amendment of Act No. 35, 1960.

Sec. 2 (1) (a).

(Consequential.)

(d) The Land Tax (Amendment) Act, 1963, is amended by omitting paragraph (a) of section two.

Amendment of Act No. 40, 1963.

Sec. 2 (a).

(Consequential.)

(e) The regulation made under the Decimal Currency Act, 1965, and published in Gazette No. 120 of 4th November, 1966, at pages 4516, 4517 and 4518, is hereby repealed.

Repeal of regulation.

3. The Land Tax Act, 1956–1965, is amended—

Amendment of Act No. 27, 1956. Sec. 3. (Levy of land tax.)

(a) (i) by inserting in subsection (1A) of section three after the word "assessed" the words "under subsection one of this section";

(ii) by inserting at the end of the same subsection the following new paragraph :—

"Owner" in this subsection does not include an owner entitled to a deduction under subsection (1B) of this section.

(b) by inserting next after the same subsection the following new subsection :—

(1B) Notwithstanding the provisions of this or any other Act, the amount of land tax payable on land used for primary production by any owner in respect of the period of twelve months commencing on the first day of November in the year one thousand nine hundred and sixty-seven or any succeeding year shall be the amount which but for the provisions of this subsection would otherwise be assessed under subsection one of this section less—

(a) where all land owned by the owner is land used for primary production—a deduction equal to three-twentieths of such amount;

(b) where part only of the land owned by the owner is land used for primary production—a deduction equal to the sum of the following amounts—

(i) an amount which bears the same proportion to the deduction which would be applicable under paragraph (a) of this subsection if all the lands owned by the owner were used for primary production as the taxable value of that part of the land

used

used for primary production bears to the total taxable value of all the lands owned by him; and

(ii) an amount which bears the same proportion to the deduction which would be applicable under subsection (1A) of this section if none of the lands owned by the owner were used for primary production as the taxable value of such part of the lands as is not land used for primary production bears to the total taxable value of all the lands owned by him.

This subsection does not apply to—

(a) land owned by a company;

(b) land owned by or on behalf of a company of which a mortgagee or person by way of security for money is in possession;

(c) land held by a trustee for or on behalf of a company; or

(d) land in respect of which a company is jointly assessed with any other person.

In this subsection "company" means a company not being—

(i) a trustee company acting in its representative capacity and being a trustee company as defined by the Trustee Companies Act, 1964, as amended by subsequent Acts; or

(ii) an exempt proprietary company as defined by the Companies Act, 1961, as amended by subsequent Acts.

BY AUTHORITY:
V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1967
[10c]

No. , 1967.

A BILL

To alleviate the incidence of land tax in certain respects and to reduce the amount payable by way of land tax; for these purposes to amend the Land Tax Management Act, 1956, and the Land Tax Act, 1956, as amended by subsequent Acts; and for purposes connected therewith.

[MR ASKIN—25 *October*, 1967.]

BE

16637 98—

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

1. (1) This Act may be cited as the "Land Tax (Amendment) Act, 1967". Short title, citation and commencement.

(2) This Act shall be deemed to have commenced upon the first day of November, one thousand nine hundred and sixty-seven.

(3) The Land Tax Management Act, 1956, as amended by subsequent Acts and by this Act, may be cited as the Land Tax Management Act, 1956–1967.

(4) The Land Tax Act, 1956, as amended by subsequent Acts and by this Act, may be cited as the Land Tax Act, 1956–1967.

2. (1) The Land Tax Management Act, 1956–1965, is amended by omitting subsections two, three, four, five and six of section nine and by inserting in lieu thereof the following subsections :— Amendment of Act No. 26, 1956. Sec. 9. (Taxable value.)

(2) The taxable value of all the land owned by a person is the total sum of the unimproved value of each parcel of the land, less the deduction, if any, prescribed by subsection three of this section.

(3) (a) Where all the land owned by a person is land used for primary production the deduction shall be—

(i) where the total unimproved value of the land does not exceed thirty-four thousand five hundred dollars, an amount equal to such total unimproved value;

(ii)

(ii) where the total unimproved value of the land exceeds thirty-four thousand five hundred dollars but is less than forty-six thousand dollars, an amount equal to thirty-four thousand five hundred dollars less three dollars for every one dollar by which such total unimproved value exceeds thirty-four thousand five hundred dollars.

(b) Where none of the land owned by a person is land used for primary production the deduction shall be—

(i) where the total unimproved value of the land does not exceed seventeen thousand two hundred and fifty dollars, an amount equal to such total unimproved value;

(ii) where the total unimproved value of the land exceeds seventeen thousand two hundred and fifty dollars but is less than twenty-three thousand dollars, an amount equal to seventeen thousand two hundred and fifty dollars less three dollars for every one dollar by which such total unimproved value exceeds seventeen thousand two hundred and fifty dollars.

(c) Where part only of the land owned by a person is land used for primary production, the deduction shall be—

(i) where the total unimproved value of all land owned by him does not exceed seventeen thousand two hundred and fifty dollars, an amount equal to such total unimproved value;

(ii) where the total unimproved value of all land owned by him exceeds seventeen thousand two hundred and fifty dollars but is less than forty-six thousand dollars, the sum of the following amounts :—

(a) an amount which bears the same proportion to the deduction which would be applicable if all the land owned by him were

were land used for primary production as the unimproved value of that part of the land used for primary production bears to the total unimproved value of all the land owned by him; and

(b) an amount which bears the same proportion to the deduction which would be applicable if none of the land owned by him were land used for primary production as the unimproved value of such part of the land as is not land used for primary production bears to the total unimproved value of all the land owned by him.

(d) Where land owned by a person is used, either wholly or in part, by that person, either by himself or jointly (whether as partners or otherwise) with other persons, for the purpose of maintaining a registered flock of stud merino sheep, the deduction shall be the deduction (if any) prescribed by paragraph (a) or (c) of this subsection and an amount calculated at the rate of eighteen dollars for every stud merino ewe owned by that person.

For the purposes of this paragraph—

(i) "registered" means registered in the New South Wales section of the Australian Stud Merino Flock Register compiled by the New South Wales Sheepbreeders' Association;

(ii) the number of stud merino ewes owned by a person shall be the total number of sheep classified as ewes and shown in the New South Wales section of the Australian Stud Merino Flock Register as being owned by that person as at the thirty-first day of December immediately preceding the year for which land tax is being levied;

(iii) where a registered flock of stud merino sheep, as defined in this paragraph, is owned by a number of persons jointly (whether as partners

or

or otherwise) each of those persons shall be deemed to own such a number of the total stud merino ewes shown as aforesaid in such flock as is proportionate to his interest in the joint ownership.

(2) The amendment made by subsection one of this section shall not affect the liability of an owner of land to pay land tax incurred before the commencement of this Act in accordance with the provisions of the Land Tax Management Act, 1956–1965, and the Land Tax Act, 1956–1965, and such owner shall be liable to pay any such tax in all respects as if this Act had not been enacted.

(3) (a) The Land Tax Management (Amendment) Act, 1961, is hereby repealed.

Repeal of Act No. 32, 1961.

(Consequential.)

(b) The Land Tax Management (Amendment) Act, 1964, is hereby repealed.

Repeal of Act No. 40, 1964.

(Consequential.)

(c) The Land Tax Management (Amendment) Act, 1960, is amended by omitting paragraph (a) of subsection one of section two.

Amendment of Act No. 35, 1960.

Sec. 2 (1) (a).

(Consequential.)

(d) The Land Tax (Amendment) Act, 1963, is amended by omitting paragraph (a) of section two.

Amendment of Act No. 40, 1963.

Sec. 2 (a).

(Consequential.)

(e) The regulation made under the Decimal Currency Act, 1965, and published in Gazette No. 120 of 4th November, 1966, at pages 4516, 4517 and 4518, is hereby repealed.

Repeal of regulation.

3. The Land Tax Act, 1956–1965, is amended—

Amendment of Act No. 27, 1956. Sec. 3. (Levy of land tax.)

(a) (i) by inserting in subsection (1A) of section three after the word "assessed" the words "under subsection one of this section";

(ii) by inserting at the end of the same subsection the following new paragraph :—

"Owner" in this subsection does not include an owner entitled to a deduction under subsection (1B) of this section.

(b) by inserting next after the same subsection the following new subsection :—

(1B) Notwithstanding the provisions of this or any other Act, the amount of land tax payable on land used for primary production by any owner in respect of the period of twelve months commencing on the first day of November in the year one thousand nine hundred and sixty-seven or any succeeding year shall be the amount which but for the provisions of this subsection would otherwise be assessed under subsection one of this section less—

(a) where all land owned by the owner is land used for primary production—a deduction equal to three-twentieths of such amount;

(b) where part only of the land owned by the owner is land used for primary production—a deduction equal to the sum of the following amounts—

(i) an amount which bears the same proportion to the deduction which would be applicable under paragraph (a) of this subsection if all the lands owned by the owner were used for primary production as the taxable value of that part of the land

used

used for primary production bears to the total taxable value of all the lands owned by him; and

(ii) an amount which bears the same proportion to the deduction which would be applicable under subsection (1A) of this section if none of the lands owned by the owner were used for primary production as the taxable value of such part of the lands as is not land used for primary production bears to the total taxable value of all the lands owned by him.

This subsection does not apply to—

(a) land owned by a company;

(b) land owned by or on behalf of a company of which a mortgagee or person by way of security for money is in possession;

(c) land held by a trustee for or on behalf of a company; or

(d) land in respect of which a company is jointly assessed with any other person.

In this subsection "company" means a company not being—

(i) a trustee company acting in its representative capacity and being a trustee company as defined by the Trustee Companies Act, 1964, as amended by subsequent Acts; or

(ii) an exempt proprietary company as defined by the Companies Act, 1961, as amended by subsequent Acts.

BY AUTHORITY:
V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1967
[10c]

LAND TAX (AMENDMENT) BILL, 1967

EXPLANATORY NOTE

THE objects of this Bill are—

(a) to increase the extent to which land shall be exempt from land tax;

(b) to increase the deduction of $12 per stud merino ewe allowed at present from the unimproved value of sheep studs for land tax purposes to $18 per stud merino ewe;

(c) to increase from 5% to 15% the rebate of land tax on land used for primary production owned by persons other than certain companies; and

(d) to effect other amendments ancillary to the foregoing.

16637 98—

PROOF

No. , 1967.

A BILL

To alleviate the incidence of land tax in certain respects and to reduce the amount payable by way of land tax; for these purposes to amend the Land Tax Management Act, 1956, and the Land Tax Act, 1956, as amended by subsequent Acts; and for purposes connected therewith.

[MR ASKIN—25 *October*, 1967.]

BE

16637 98—

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

1. (1) This Act may be cited as the "Land Tax (Amendment) Act, 1967". Short title, citation and commencement.

(2) This Act shall be deemed to have commenced upon the first day of November, one thousand nine hundred and sixty-seven.

(3) The Land Tax Management Act, 1956, as amended by subsequent Acts and by this Act, may be cited as the Land Tax Management Act, 1956–1967.

(4) The Land Tax Act, 1956, as amended by subsequent Acts and by this Act, may be cited as the Land Tax Act, 1956–1967.

2. (1) The Land Tax Management Act, 1956–1965, is amended by omitting subsections two, three, four, five and six of section nine and by inserting in lieu thereof the following subsections :— Amendment of Act No. 26, 1956. Sec. 9. (Taxable value.)

(2) The taxable value of all the land owned by a person is the total sum of the unimproved value of each parcel of the land, less the deduction, if any, prescribed by subsection three of this section.

(3) (a) Where all the land owned by a person is land used for primary production the deduction shall be—

(i) where the total unimproved value of the land does not exceed thirty-four thousand five hundred dollars, an amount equal to such total unimproved value;

(ii)

(ii) where the total unimproved value of the land exceeds thirty-four thousand five hundred dollars but is less than forty-six thousand dollars, an amount equal to thirty-four thousand five hundred dollars less three dollars for every one dollar by which such total unimproved value exceeds thirty-four thousand five hundred dollars.

(b) Where none of the land owned by a person is land used for primary production the deduction shall be—

(i) where the total unimproved value of the land does not exceed seventeen thousand two hundred and fifty dollars, an amount equal to such total unimproved value;

(ii) where the total unimproved value of the land exceeds seventeen thousand two hundred and fifty dollars but is less than twenty-three thousand dollars, an amount equal to seventeen thousand two hundred and fifty dollars less three dollars for every one dollar by which such total unimproved value exceeds seventeen thousand two hundred and fifty dollars.

(c) Where part only of the land owned by a person is land used for primary production, the deduction shall be—

(i) where the total unimproved value of all land owned by him does not exceed seventeen thousand two hundred and fifty dollars, an amount equal to such total unimproved value;

(ii) where the total unimproved value of all land owned by him exceeds seventeen thousand two hundred and fifty dollars but is less than forty-six thousand dollars, the sum of the following amounts :—

(a) an amount which bears the same proportion to the deduction which would be applicable if all the land owned by him were

were land used for primary production as the unimproved value of that part of the land used for primary production bears to the total unimproved value of all the land owned by him; and

(b) an amount which bears the same proportion to the deduction which would be applicable if none of the land owned by him were land used for primary production as the unimproved value of such part of the land as is not land used for primary production bears to the total unimproved value of all the land owned by him.

(d) Where land owned by a person is used, either wholly or in part, by that person, either by himself or jointly (whether as partners or otherwise) with other persons, for the purpose of maintaining a registered flock of stud merino sheep, the deduction shall be the deduction (if any) prescribed by paragraph (a) or (c) of this subsection and an amount calculated at the rate of eighteen dollars for every stud merino ewe owned by that person.

For the purposes of this paragraph—

(i) "registered" means registered in the New South Wales section of the Australian Stud Merino Flock Register compiled by the New South Wales Sheepbreeders' Association;

(ii) the number of stud merino ewes owned by a person shall be the total number of sheep classified as ewes and shown in the New South Wales section of the Australian Stud Merino Flock Register as being owned by that person as at the thirty-first day of December immediately preceding the year for which land tax is being levied;

(iii) where a registered flock of stud merino sheep, as defined in this paragraph, is owned by a number of persons jointly (whether as partners

or

or otherwise) each of those persons shall be deemed to own such a number of the total stud merino ewes shown as aforesaid in such flock as is proportionate to his interest in the joint ownership.

(2) The amendment made by subsection one of this section shall not affect the liability of an owner of land to pay land tax incurred before the commencement of this Act in accordance with the provisions of the Land Tax Management Act, 1956–1965, and the Land Tax Act, 1956–1965, and such owner shall be liable to pay any such tax in all respects as if this Act had not been enacted.

(3) (a) The Land Tax Management (Amendment) Act, 1961, is hereby repealed.

Repeal of Act No. 32, 1961.

(Consequential.)

(b) The Land Tax Management (Amendment) Act, 1964, is hereby repealed.

Repeal of Act No. 40, 1964.

(Consequential.)

(c) The Land Tax Management (Amendment) Act, 1960, is amended by omitting paragraph (a) of subsection one of section two.

Amendment of Act No. 35, 1960.

Sec. 2 (1) (a).

(Consequential.)

(d) The Land Tax (Amendment) Act, 1963, is amended by omitting paragraph (a) of section two.

Amendment of Act No. 40, 1963.

Sec. 2 (a).

(Consequential.)

(e) The regulation made under the Decimal Currency Act, 1965, and published in Gazette No. 120 of 4th November, 1966, at pages 4516, 4517 and 4518, is hereby repealed.

Repeal of regulation.

3. The Land Tax Act, 1956–1965, is amended—

Amendment of Act No. 27, 1956. Sec. 3. (Levy of land tax.)

(a) (i) by inserting in subsection (1A) of section three after the word "assessed" the words "under subsection one of this section";

(ii) by inserting at the end of the same subsection the following new paragraph :—

"Owner" in this subsection does not include an owner entitled to a deduction under subsection (1B) of this section.

(b) by inserting next after the same subsection the following new subsection :—

(1B) Notwithstanding the provisions of this or any other Act, the amount of land tax payable on land used for primary production by any owner in respect of the period of twelve months commencing on the first day of November in the year one thousand nine hundred and sixty-seven or any succeeding year shall be the amount which but for the provisions of this subsection would otherwise be assessed under subsection one of this section less—

(a) where all land owned by the owner is land used for primary production—a deduction equal to three-twentieths of such amount;

(b) where part only of the land owned by the owner is land used for primary production—a deduction equal to the sum of the following amounts—

(i) an amount which bears the same proportion to the deduction which would be applicable under paragraph (a) of this subsection if all the lands owned by the owner were used for primary production as the taxable value of that part of the land

used

used for primary production bears to the total taxable value of all the lands owned by him; and

(ii) an amount which bears the same proportion to the deduction which would be applicable under subsection (1A) of this section if none of the lands owned by the owner were used for primary production as the taxable value of such part of the lands as is not land used for primary production bears to the total taxable value of all the lands owned by him.

This subsection does not apply to—

(a) land owned by a company;

(b) land owned by or on behalf of a company of which a mortgagee or person by way of security for money is in possession;

(c) land held by a trustee for or on behalf of a company; or

(d) land in respect of which a company is jointly assessed with any other person.

In this subsection "company" means a company not being—

(i) a trustee company acting in its representative capacity and being a trustee company as defined by the Trustee Companies Act, 1964, as amended by subsequent Acts; or

(ii) an exempt proprietary company as defined by the Companies Act, 1961, as amended by subsequent Acts.

BY AUTHORITY:
V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1967

New South Wales

ANNO SEXTO DECIMO

ELIZABETHÆ II REGINÆ

* *

Act No. 59, 1967.

An Act to alleviate the incidence of land tax in certain respects and to reduce the amount payable by way of land tax; for these purposes to amend the Land Tax Management Act, 1956, and the Land Tax Act, 1956, as amended by subsequent Acts; and for purposes connected therewith. [Assented to, 29th November, 1967.]

P 22643 [10c]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

Short title, citation and commencement.

1. (1) This Act may be cited as the "Land Tax (Amendment) Act, 1967".

(2) This Act shall be deemed to have commenced upon the first day of November, one thousand nine hundred and sixty-seven.

(3) The Land Tax Management Act, 1956, as amended by subsequent Acts and by this Act, may be cited as the Land Tax Management Act, 1956–1967.

(4) The Land Tax Act, 1956, as amended by subsequent Acts and by this Act, may be cited as the Land Tax Act, 1956–1967.

Amendment of Act No. 26, 1956. Sec. 9. (Taxable value.)

2. (1) The Land Tax Management Act, 1956–1965, is amended by omitting subsections two, three, four, five and six of section nine and by inserting in lieu thereof the following subsections:—

(2) The taxable value of all the land owned by a person is the total sum of the unimproved value of each parcel of the land, less the deduction, if any, prescribed by subsection three of this section.

(3) (a) Where all the land owned by a person is land used for primary production the deduction shall be—

(i) where the total unimproved value of the land does not exceed thirty-four thousand five hundred dollars, an amount equal to such total unimproved value;

(ii)

(ii) where the total unimproved value of the land exceeds thirty-four thousand five hundred dollars but is less than forty-six thousand dollars, an amount equal to thirty-four thousand five hundred dollars less three dollars for every one dollar by which such total unimproved value exceeds thirty-four thousand five hundred dollars.

(b) Where none of the land owned by a person is land used for primary production the deduction shall be—

(i) where the total unimproved value of the land does not exceed seventeen thousand two hundred and fifty dollars, an amount equal to such total unimproved value;

(ii) where the total unimproved value of the land exceeds seventeen thousand two hundred and fifty dollars but is less than twenty-three thousand dollars, an amount equal to seventeen thousand two hundred and fifty dollars less three dollars for every one dollar by which such total unimproved value exceeds seventeen thousand two hundred and fifty dollars.

(c) Where part only of the land owned by a person is land used for primary production, the deduction shall be—

(i) where the total unimproved value of all land owned by him does not exceed seventeen thousand two hundred and fifty dollars, an amount equal to such total unimproved value;

(ii) where the total unimproved value of all land owned by him exceeds seventeen thousand two hundred and fifty dollars but is less than forty-six thousand dollars, the sum of the following amounts :—

(a) an amount which bears the same proportion to the deduction which would be applicable if all the land owned by him

were

were land used for primary production as the unimproved value of that part of the land used for primary production bears to the total unimproved value of all the land owned by him; and

(b) an amount which bears the same proportion to the deduction which would be applicable if none of the land owned by him were land used for primary production as the unimproved value of such part of the land as is not land used for primary production bears to the total unimproved value of all the land owned by him.

(d) Where land owned by a person is used, either wholly or in part, by that person, either by himself or jointly (whether as partners or otherwise) with other persons, for the purpose of maintaining a registered flock of stud merino sheep, the deduction shall be the deduction (if any) prescribed by paragraph (a) or (c) of this subsection and an amount calculated at the rate of eighteen dollars for every stud merino ewe owned by that person.

For the purposes of this paragraph—

(i) "registered" means registered in the New South Wales section of the Australian Stud Merino Flock Register compiled by the New South Wales Sheepbreeders' Association;

(ii) the number of stud merino ewes owned by a person shall be the total number of sheep classified as ewes and shown in the New South Wales section of the Australian Stud Merino Flock Register as being owned by that person as at the thirty-first day of December immediately preceding the year for which land tax is being levied;

(iii) where a registered flock of stud merino sheep, as defined in this paragraph, is owned by a number of persons jointly (whether as partners

or

or otherwise) each of those persons shall be deemed to own such a number of the total stud merino ewes shown as aforesaid in such flock as is proportionate to his interest in the joint ownership.

(2) The amendment made by subsection one of this section shall not affect the liability of an owner of land to pay land tax incurred before the commencement of this Act in accordance with the provisions of the Land Tax Management Act, 1956–1965, and the Land Tax Act, 1956–1965, and such owner shall be liable to pay any such tax in all respects as if this Act had not been enacted.

(3) (a) The Land Tax Management (Amendment) Act, 1961, is hereby repealed.

Repeal of Act No. 32, 1961.

(Consequential.)

(b) The Land Tax Management (Amendment) Act, 1964, is hereby repealed.

Repeal of Act No. 40, 1964.

(Consequential.)

(c) The Land Tax Management (Amendment) Act, 1960, is amended by omitting paragraph (a) of subsection one of section two.

Amendment of Act No. 35, 1960.

Sec. 2 (1) (a).

(Consequential.)

(d) The Land Tax (Amendment) Act, 1963, is amended by omitting paragraph (a) of section two.

Amendment of Act No. 40, 1963.

Sec. 2 (a).

(Consequential.)

(e) The regulation made under the Decimal Currency Act, 1965, and published in Gazette No. 120 of 4th November, 1966, at pages 4516, 4517 and 4518, is hereby repealed.

Repeal of regulation.

Amendment of Act No. 27, 1956.

Sec. 3.

(Levy of land tax.)

3. The Land Tax Act, 1956–1965, is amended—

(a) (i) by inserting in subsection (1A) of section three after the word "assessed" the words "under subsection one of this section";

(ii) by inserting at the end of the same subsection the following new paragraph :—

"Owner" in this subsection does not include an owner entitled to a deduction under subsection (1B) of this section.

(b) by inserting next after the same subsection the following new subsection :—

(1B) Notwithstanding the provisions of this or any other Act, the amount of land tax payable on land used for primary production by any owner in respect of the period of twelve months commencing on the first day of November in the year one thousand nine hundred and sixty-seven or any succeeding year shall be the amount which but for the provisions of this subsection would otherwise be assessed under subsection one of this section less—

(a) where all land owned by the owner is land used for primary production—a deduction equal to three-twentieths of such amount;

(b) where part only of the land owned by the owner is land used for primary production—a deduction equal to the sum of the following amounts—

(i) an amount which bears the same proportion to the deduction which would be applicable under paragraph (a) of this subsection if all the lands owned by the owner were used for primary production as the taxable value of that part of the land

used

used for primary production bears to the total taxable value of all the lands owned by him; and

(ii) an amount which bears the same proportion to the deduction which would be applicable under subsection (1A) of this section if none of the lands owned by the owner were used for primary production as the taxable value of such part of the lands as is not land used for primary production bears to the total taxable value of all the lands owned by him.

This subsection does not apply to—

(a) land owned by a company;

(b) land owned by or on behalf of a company of which a mortgagee or person by way of security for money is in possession;

(c) land held by a trustee for or on behalf of a company; or

(d) land in respect of which a company is jointly assessed with any other person.

In this subsection "company" means a company not being—

(i) a trustee company acting in its representative capacity and being a trustee company as defined by the Trustee Companies Act, 1964, as amended by subsequent Acts; or

(ii) an exempt proprietary company as defined by the Companies Act, 1961, as amended by subsequent Acts.

BY AUTHORITY:
V. C. N. BLIGHT, GOVERNMENT PRINTER, NEW SOUTH WALES—1967

I certify that this PUBLIC BILL, *which originated in the* LEGISLATIVE ASSEMBLY, *has finally passed the* LEGISLATIVE COUNCIL *and the* LEGISLATIVE ASSEMBLY *of* NEW SOUTH WALES.

I. P. K. VIDLER,
Clerk of the Legislative Assembly.

Legislative Assembly Chamber,
Sydney, 22 *November,* 1967.

New South Wales

ANNO SEXTO DECIMO

ELIZABETHÆ II REGINÆ

* *

Act No. 59, 1967.

An Act to alleviate the incidence of land tax in certain respects and to reduce the amount payable by way of land tax; for these purposes to amend the Land Tax Management Act, 1956, and the Land Tax Act, 1956, as amended by subsequent Acts; and for purposes connected therewith. [Assented to, 29th November, 1967.]

BE

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

G. R. CRAWFORD,
Chairman of Committees of the Legislative Assembly.

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

Short title, citation and commencement.

1. (1) This Act may be cited as the "Land Tax (Amendment) Act, 1967".

(2) This Act shall be deemed to have commenced upon the first day of November, one thousand nine hundred and sixty-seven.

(3) The Land Tax Management Act, 1956, as amended by subsequent Acts and by this Act, may be cited as the Land Tax Management Act, 1956–1967.

(4) The Land Tax Act, 1956, as amended by subsequent Acts and by this Act, may be cited as the Land Tax Act, 1956–1967.

Amendment of Act No. 26, 1956. Sec. 9. (Taxable value.)

2. (1) The Land Tax Management Act, 1956–1965, is amended by omitting subsections two, three, four, five and six of section nine and by inserting in lieu thereof the following subsections :—

(2) The taxable value of all the land owned by a person is the total sum of the unimproved value of each parcel of the land, less the deduction, if any, prescribed by subsection three of this section.

(3) (a) Where all the land owned by a person is land used for primary production the deduction shall be—

(i) where the total unimproved value of the land does not exceed thirty-four thousand five hundred dollars, an amount equal to such total unimproved value;

(ii)

(ii) where the total unimproved value of the land exceeds thirty-four thousand five hundred dollars but is less than forty-six thousand dollars, an amount equal to thirty-four thousand five hundred dollars less three dollars for every one dollar by which such total unimproved value exceeds thirty-four thousand five hundred dollars.

(b) Where none of the land owned by a person is land used for primary production the deduction shall be—

(i) where the total unimproved value of the land does not exceed seventeen thousand two hundred and fifty dollars, an amount equal to such total unimproved value;

(ii) where the total unimproved value of the land exceeds seventeen thousand two hundred and fifty dollars but is less than twenty-three thousand dollars, an amount equal to seventeen thousand two hundred and fifty dollars less three dollars for every one dollar by which such total unimproved value exceeds seventeen thousand two hundred and fifty dollars.

(c) Where part only of the land owned by a person is land used for primary production, the deduction shall be—

(i) where the total unimproved value of all land owned by him does not exceed seventeen thousand two hundred and fifty dollars, an amount equal to such total unimproved value;

(ii) where the total unimproved value of all land owned by him exceeds seventeen thousand two hundred and fifty dollars but is less than forty-six thousand dollars, the sum of the following amounts :—

(a) an amount which bears the same proportion to the deduction which would be applicable if all the land owned by him were

were land used for primary production as the unimproved value of that part of the land used for primary production bears to the total unimproved value of all the land owned by him; and

(b) an amount which bears the same proportion to the deduction which would be applicable if none of the land owned by him were land used for primary production as the unimproved value of such part of the land as is not land used for primary production bears to the total unimproved value of all the land owned by him.

(d) Where land owned by a person is used, either wholly or in part, by that person, either by himself or jointly (whether as partners or otherwise) with other persons, for the purpose of maintaining a registered flock of stud merino sheep, the deduction shall be the deduction (if any) prescribed by paragraph (a) or (c) of this subsection and an amount calculated at the rate of eighteen dollars for every stud merino ewe owned by that person.

For the purposes of this paragraph—

(i) "registered" means registered in the New South Wales section of the Australian Stud Merino Flock Register compiled by the New South Wales Sheepbreeders' Association;

(ii) the number of stud merino ewes owned by a person shall be the total number of sheep classified as ewes and shown in the New South Wales section of the Australian Stud Merino Flock Register as being owned by that person as at the thirty-first day of December immediately preceding the year for which land tax is being levied;

(iii) where a registered flock of stud merino sheep, as defined in this paragraph, is owned by a number of persons jointly (whether as partners

or

or otherwise) each of those persons shall be deemed to own such a number of the total stud merino ewes shown as aforesaid in such flock as is proportionate to his interest in the joint ownership.

(2) The amendment made by subsection one of this section shall not affect the liability of an owner of land to pay land tax incurred before the commencement of this Act in accordance with the provisions of the Land Tax Management Act, 1956–1965, and the Land Tax Act, 1956–1965, and such owner shall be liable to pay any such tax in all respects as if this Act had not been enacted.

(3) (a) The Land Tax Management (Amendment) Act, 1961, is hereby repealed.

Repeal of Act No. 32, 1961.

(Consequential.)

(b) The Land Tax Management (Amendment) Act, 1964, is hereby repealed.

Repeal of Act No. 40, 1964.

(Consequential.)

(c) The Land Tax Management (Amendment) Act, 1960, is amended by omitting paragraph (a) of subsection one of section two.

Amendment of Act No. 35, 1960.

Sec. 2 (1) (a).

(Consequential.)

(d) The Land Tax (Amendment) Act, 1963, is amended by omitting paragraph (a) of section two.

Amendment of Act No. 40, 1963.

Sec. 2 (a).

(Consequential.)

(e) The regulation made under the Decimal Currency Act, 1965, and published in Gazette No. 120 of 4th November, 1966, at pages 4516, 4517 and 4518, is hereby repealed.

Repeal of regulation.

Amendment of Act No. 27, 1956. Sec. 3. (Levy of land tax.)

3. The Land Tax Act, 1956–1965, is amended—

(a) (i) by inserting in subsection (1A) of section three after the word "assessed" the words "under subsection one of this section";

(ii) by inserting at the end of the same subsection the following new paragraph :—

"Owner" in this subsection does not include an owner entitled to a deduction under subsection (1B) of this section.

(b) by inserting next after the same subsection the following new subsection :—

(1B) Notwithstanding the provisions of this or any other Act, the amount of land tax payable on land used for primary production by any owner in respect of the period of twelve months commencing on the first day of November in the year one thousand nine hundred and sixty-seven or any succeeding year shall be the amount which but for the provisions of this subsection would otherwise be assessed under subsection one of this section less—

(a) where all land owned by the owner is land used for primary production—a deduction equal to three-twentieths of such amount;

(b) where part only of the land owned by the owner is land used for primary production—a deduction equal to the sum of the following amounts—

(i) an amount which bears the same proportion to the deduction which would be applicable under paragraph (a) of this subsection if all the lands owned by the owner were used for primary production as the taxable value of that part of the land

used

used for primary production bears to the total taxable value of all the lands owned by him; and

(ii) an amount which bears the same proportion to the deduction which would be applicable under subsection (1A) of this section if none of the lands owned by the owner were used for primary production as the taxable value of such part of the lands as is not land used for primary production bears to the total taxable value of all the lands owned by him.

This subsection does not apply to—

(a) land owned by a company;

(b) land owned by or on behalf of a company of which a mortgagee or person by way of security for money is in possession;

(c) land held by a trustee for or on behalf of a company; or

(d) land in respect of which a company is jointly assessed with any other person.

In this subsection "company" means a company not being—

(i) a trustee company acting in its representative capacity and being a trustee company as defined by the Trustee Companies Act, 1964, as amended by subsequent Acts; or

(ii) an exempt proprietary company as defined by the Companies Act, 1961, as amended by subsequent Acts.

In the name and on behalf of Her Majesty I assent to this Act.

A. R. CUTLER,
Governor.

Government House,
Sydney, 29th November, 1967.