

No. , 1973.

A BILL

To increase the allowable rebate of rates to certain classes of pensioners and to enable the Hunter District Water Board to vary such amounts by a by-law; to reduce the rates payable by ratepayers in respect of residential land in the Municipality of Maitland; to postpone the operation of a general valuation by the Valuer-General in respect of certain areas; for these and other purposes to amend the Hunter District Water, Sewerage and Drainage Act, 1938; and for purposes connected therewith.

[MR PUNCH—17 October, 1973.]

BE

Hunter District Water, Sewerage and Drainage (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 :—

1. This Act may be cited as the "Hunter District Water, Sewerage and Drainage (Amendment) Act, 1973". Short title.

2. This Act shall be deemed to have commenced on 1st July, 1973. Commencement.

3. The Hunter District Water, Sewerage and Drainage Act, 1938, is amended— Amendment of Act No. 11, 1938.

(a) by inserting next after section 100 (8) the following new subsection :— Sec. 100. (Basis of rating.)

(9) Notwithstanding subsection (8), for the purposes of any rate for the year commencing 1st July, 1974, the board shall not take into account any general valuation furnished by the Valuer-General for the financial year ended 30th June, 1974.

(b) (i) by omitting from sections 104A (4) (a) (i), 104A (4) (b) (i), 104A (6) (a) (i) and 104A (6) (b) (i) the words "eighty dollars" wherever occurring and by inserting instead the matter "\$120"; Sec. 104A. (Reduction of rates payable by certain classes of pensioners.)

(ii) by omitting from sections 104A (4) (a) (ii), 104A (4) (b) (ii), 104A (6) (a) (ii) and 104A (6) (b) (ii) the words "forty dollars" wherever occurring and by inserting instead the matter "\$60";

(iii)

Hunter District Water, Sewerage and Drainage (Amendment).

(iii) by inserting next after section 104A (15) the following new subsection :—

5 (16) The amount by which a rate is to be reduced in accordance with subsection (4) or (6) may be varied from time to time by the by-laws and the amount as so varied shall be read as the amount stated in subsection (4) or (6), as the case may be.

10 (c) by inserting next after section 104A the following new section :— New sec. 104AA.

104AA. (1) In this section—

15 “flat” means a room or suite of rooms separately occupied or used or if not occupied or used so constructed, designed or adapted as to be capable of being separately occupied or used, as a residence, but does not include a strata lot; Board may reduce rates in certain areas.

“residential land” means—

20 (a) a parcel of land occupied or used solely as the site of one single dwelling;

(b) a parcel of land occupied or used solely as the site of one building comprising two or more flats;

25 (c) a strata lot occupied or used or if not occupied or used so constructed, designed or adapted as to be capable of being occupied or used, as a residence;

30 “single dwelling” means a house occupied or used, or if not occupied or used so constructed, designed or adapted as to be capable of being occupied or used, as a separate dwelling, but does not include a strata lot or a property commonly known as a shop and dwelling;

35

“strata

Hunter District Water, Sewerage and Drainage (Amendment).

“strata lot” means—

5 (a) until the Conveyancing (Strata Titles) Act, 1961, is repealed, a lot as defined in section 2 of that Act; and

(b) on and after the commencement of the Strata Titles Act, 1973, a lot as defined in subsection (1) of section 5 of that Act.

10 (2) A parcel of land does not cease to be occupied or used solely as the site of a single dwelling or a building comprising two or more flats by reason of there being on the parcel of land any building or improvement that is ancillary to the
15 single dwelling or building, as the case may be.

(3) Subject to subsection (7) of section 100, where a rate is levied for the year commencing on 1st July, 1973, or for the year commencing on 1st July, 1974, on residential land in the Municipality of Maitland and the board is satisfied that
20 there has been an increase relative to the rate levied on that residential land for the year commencing on 1st July, 1972, and such increase results solely from either—

25 (a) a general valuation furnished in the year one thousand nine hundred and seventy-two by the Valuer-General under the Valuation of Land Act, 1916, and adopted by the board pursuant to subsection (8) of section
30 100; or

(b) the combined effect of such a general valuation and an increase in the scale of rates fixed under Clause 1 of the Third Schedule,
35 then in either case the board shall reduce the rate in accordance with subsection (4).

(4)

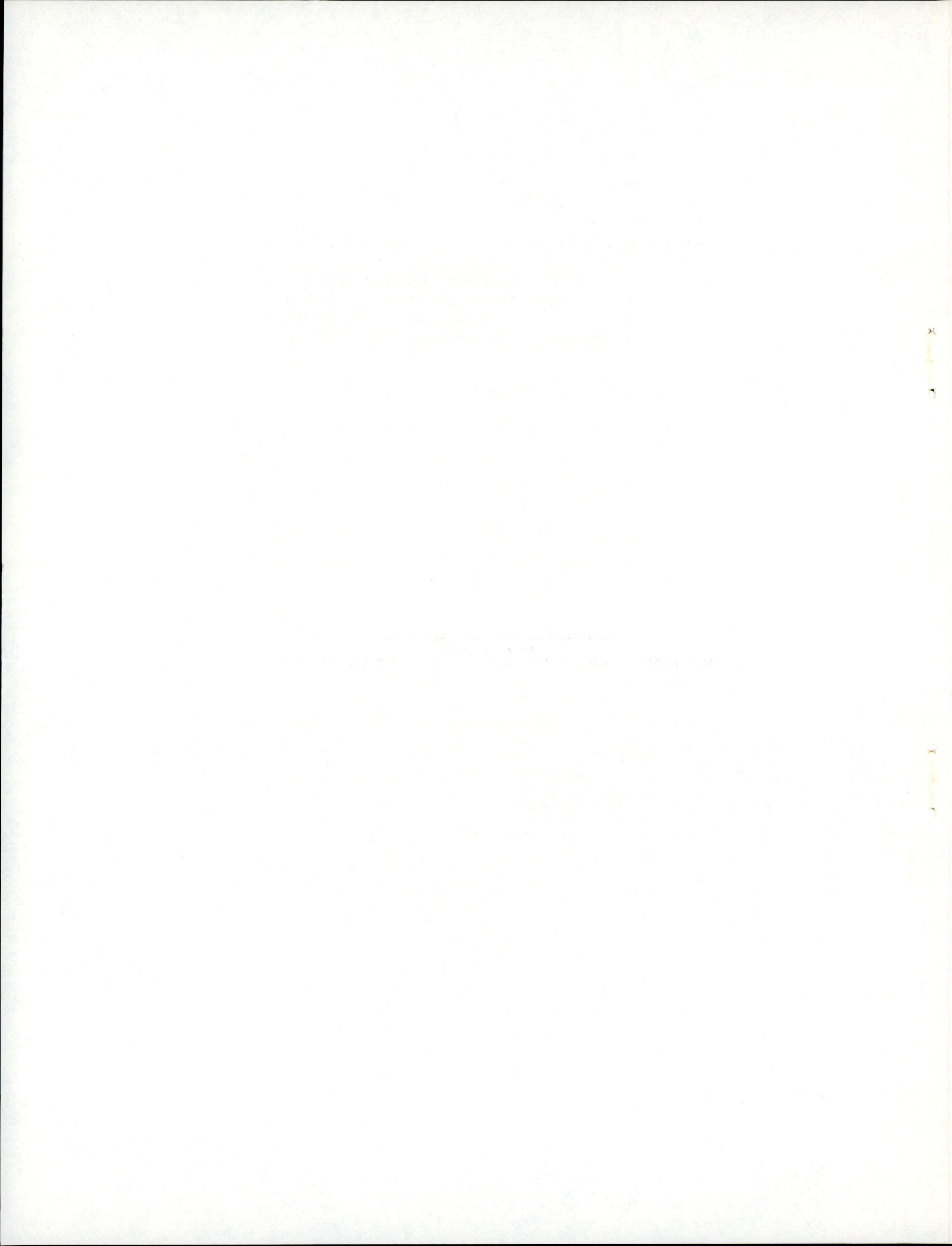
Hunter District Water, Sewerage and Drainage (Amendment).

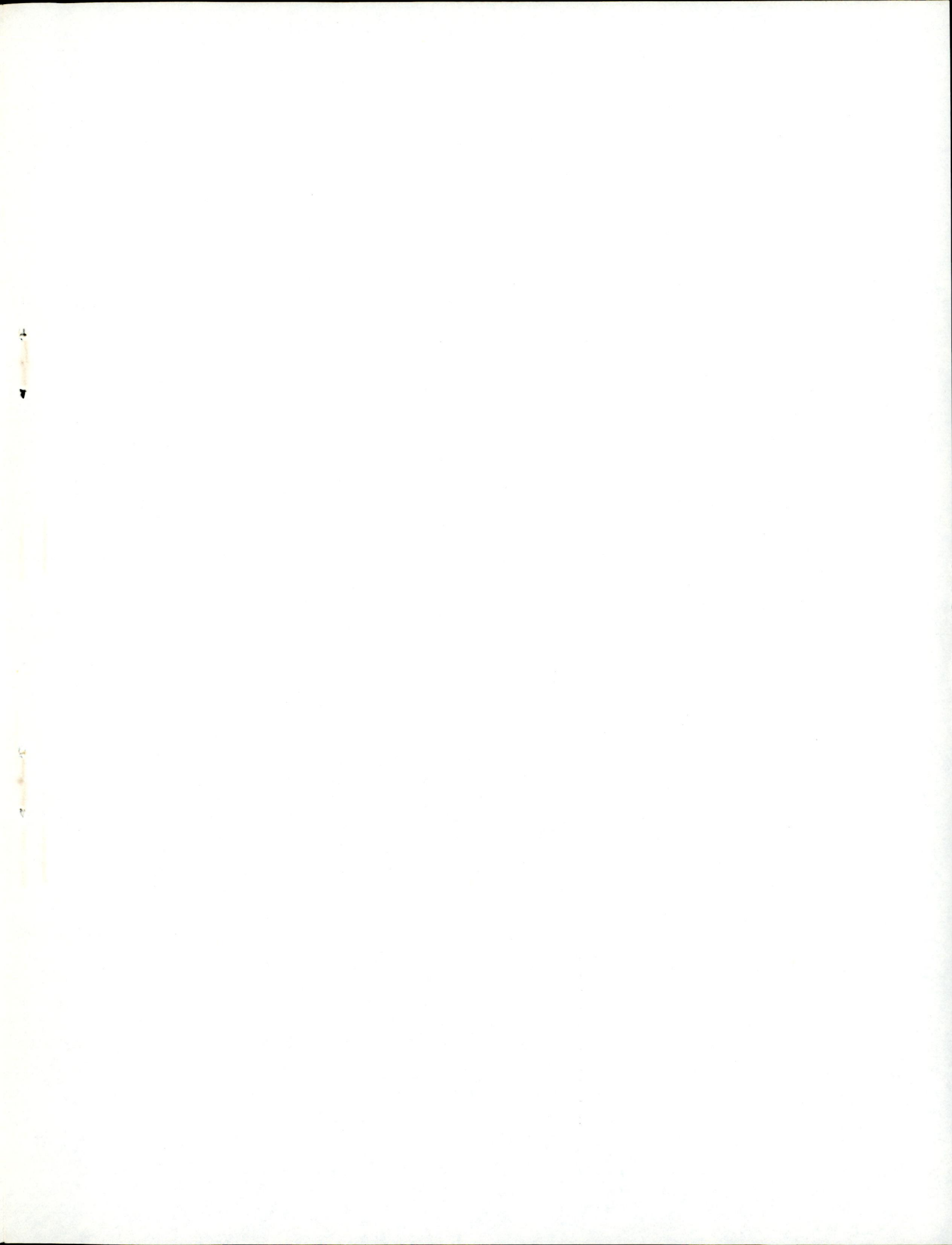
(4) The amount by which such rate is required to be reduced under subsection (3) is one-half of such part of such increase as results solely from such a general valuation.

BY AUTHORITY

V. C. N. BLIGHT, C.B.E., GOVERNMENT PRINTER, NEW SOUTH WALES—1973

[5c]





PROOF

**HUNTER DISTRICT WATER, SEWERAGE AND
DRAINAGE (AMENDMENT) BILL, 1973**

EXPLANATORY NOTE

THE objects of this Bill are—

- (a) to provide that the amounts of \$80 and \$40 (being the amounts by which certain rates payable by an eligible pensioner are to be reduced under the principal Act) are to be increased to \$120 and \$60 respectively;
- (b) to postpone the operation of certain valuation lists to be furnished for the financial year ending 30th June, 1974, to the Hunter District Water Board;
- (c) to reduce the rates payable in respect of residential land in the Municipality of Maitland;
- (d) to make other provisions of a minor or ancillary nature.

No. , 1973.

A BILL

To increase the allowable rebate of rates to certain classes of pensioners and to enable the Hunter District Water Board to vary such amounts by a by-law; to reduce the rates payable by ratepayers in respect of residential land in the Municipality of Maitland; to postpone the operation of a general valuation by the Valuer-General in respect of certain areas; for these and other purposes to amend the Hunter District Water, Sewerage and Drainage Act, 1938; and for purposes connected therewith.

[MR PUNCH—17 October, 1973.]

BE

Hunter District Water, Sewerage and Drainage (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:—

1. This Act may be cited as the "Hunter District Water, Sewerage and Drainage (Amendment) Act, 1973".

2. This Act shall be deemed to have commenced on 1st July, 1973.

Commencement.

3. The Hunter District Water, Sewerage and Drainage Act, 1938, is amended—

Amendment of Act No. 11, 1938.

(a) by inserting next after section 100 (8) the following new subsection:—

Sec. 100. (Basis of rating.)

(9) Notwithstanding subsection (8), for the purposes of any rate for the year commencing 1st July, 1974, the board shall not take into account any general valuation furnished by the Valuer-General for the financial year ended 30th June, 1974.

(b) (i) by omitting from sections 104A (4) (a) (i), 104A (4) (b) (i), 104A (6) (a) (i) and 104A (6) (b) (i) the words "eighty dollars" wherever occurring and by inserting instead the matter "\$120";

Sec. 104A. (Reduction of rates payable by certain classes of pensioners.)

(ii) by omitting from sections 104A (4) (a) (ii), 104A (4) (b) (ii), 104A (6) (a) (ii) and 104A (6) (b) (ii) the words "forty dollars" wherever occurring and by inserting instead the matter "\$60";

(iii)

Hunter District Water, Sewerage and Drainage (Amendment).

(iii) by inserting next after section 104A (15) the following new subsection :—

5 (16) The amount by which a rate is to be reduced in accordance with subsection (4) or (6) may be varied from time to time by the by-laws and the amount as so varied shall be read as the amount stated in subsection (4) or (6), as the case may be.

10 (c) by inserting next after section 104A the following new section :— New sec. 104AA.

104AA. (1) In this section—

15 “flat” means a room or suite of rooms separately occupied or used or if not occupied or used so constructed, designed or adapted as to be capable of being separately occupied or used, as a residence, but does not include a strata lot;

Board may reduce rates in certain areas.

“residential land” means—

20 (a) a parcel of land occupied or used solely as the site of one single dwelling;

(b) a parcel of land occupied or used solely as the site of one building comprising two or more flats;

25 (c) a strata lot occupied or used or if not occupied or used so constructed, designed or adapted as to be capable of being occupied or used, as a residence;

30 “single dwelling” means a house occupied or used, or if not occupied or used so constructed, designed or adapted as to be capable of being occupied or used, as a separate dwelling, but does not include a strata lot or a property commonly known as a shop and dwelling;

35

“strata

Hunter District Water, Sewerage and Drainage (Amendment).

“strata lot” means—

- 5 (a) until the Conveyancing (Strata Titles) Act, 1961, is repealed, a lot as defined in section 2 of that Act; and
- (b) on and after the commencement of the Strata Titles Act, 1973, a lot as defined in subsection (1) of section 5 of that Act.

10 (2) A parcel of land does not cease to be occupied or used solely as the site of a single dwelling or a building comprising two or more flats by reason of there being on the parcel of land any building or improvement that is ancillary to the

15 single dwelling or building, as the case may be.

(3) Subject to subsection (7) of section 100, where a rate is levied for the year commencing on 1st July, 1973, or for the year commencing on 1st July, 1974, on residential land in the Municipality of Maitland and the board is satisfied that there has been an increase relative to the rate levied on that residential land for the year commencing on 1st July, 1972, and such increase results solely from either—

20

25 (a) a general valuation furnished in the year one thousand nine hundred and seventy-two by the Valuer-General under the Valuation of Land Act, 1916, and adopted by the board pursuant to subsection (8) of section

30 100; or

(b) the combined effect of such a general valuation and an increase in the scale of rates fixed under Clause 1 of the Third Schedule,

35 then in either case the board shall reduce the rate in accordance with subsection (4).

(4)

Hunter District Water, Sewerage and Drainage (Amendment).

(4) The amount by which such rate is required to be reduced under subsection (3) is one-half of such part of such increase as results solely from such a general valuation.

BY AUTHORITY

V. C. N. BLIGHT, C.B.E., GOVERNMENT PRINTER, NEW SOUTH WALES—1973

Amount which is not... (unavailable)

(4) The amount by which such rate is required to be reduced under subsection (3) is one-half of such part of such increase as is attributable solely from such a general reduction...

IN WISCONSIN
W. C. W. BIRCHER, CLERK OF THE SENATE, NEW SOUTH WALES

