

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.

D. L. WHEELER,
for Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 30 March, 1977, A.M.*

New South Wales



ANNO VICESIMO SEXTO

ELIZABETHÆ II REGINÆ

Act No. , 1977.

An Act to amend the Hunter District Water, Sewerage and Drainage Act, 1938, to limit increases in the rates payable in respect of certain residential land.

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, 1977".

Short title.

2. The Hunter District Water, Sewerage and Drainage Act, 1938, is amended by inserting after section 100AA the following section :—

Amendment of Act No. 11, 1938. Sec. 100AB.

100AB. (1) This section applies to a rate on residential land which is levied on the unimproved value of that land for the period of 12 months commencing on 1st July, 1977, or for any subsequent period of 12 months.

Limitation on certain increases in rates levied on residential land.

(2) Subject to section 100 (7), the board may, by the resolution by which it levies a water, sewerage or stormwater drainage rate to which this section applies or by a subsequent resolution, determine that the amount of any such rate shall not, in respect of any land, exceed the sum of—

(a) the amount, calculated in accordance with subsection (3), of that rate, in respect of that land, for the immediately preceding period of 12 months; and

(b) a specified percentage of that amount.

(3) For the purposes of subsection (2) (a), the amount of a water, sewerage or stormwater drainage rate payable in respect of any land for the immediately preceding period of 12 months is—

(a) except as provided in paragraphs (b) and (c), the amount of the rate levied for the whole of that period;

(b)

Hunter District Water, Sewerage and Drainage (Amendment).

- 5 (b) where that water, sewerage or stormwater drainage rate was not levied for the whole of that period, the rate that would have been levied for the whole of that period if the land was, in respect of the water, sewerage or stormwater drainage service, as the case may be, ratable for the whole of that period; or
- 10 (c) where a valuation is made under section 101 (4) in respect of the land during that period, the rate that would have been levied for the whole of that period if that valuation was in force, and the circumstances that caused that valuation to be made had existed, for the whole of that period.
- 15 (4) Notwithstanding subsection (1), the board may, by a resolution referred to in subsection (2), determine that this section shall, in respect of a period of 12 months, apply only to a specified class or description of residential land.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1977

[8c]

also of a similar nature, but in a different manner (Attachment).

(b) Where the above-mentioned or otherwise...
...for the whole of that period...
...in respect of the year...
...the case...

(c) ...
...that period...

(4) Notwithstanding subsection (1), the...
...in a specified period...
...specified class...

No. , 1977.

A BILL

To amend the Hunter District Water, Sewerage and Drainage Act, 1938, to limit increases in the rates payable in respect of certain residential land.

[MR FERGUSON—23 March, 1977.]

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
5 follows :—

1. This Act may be cited as the "Hunter District Water, Sewerage and Drainage (Amendment) Act, 1977". Short title.

2. The Hunter District Water, Sewerage and Drainage Act, 1938, is amended by inserting after section 100AA the
10 following section :— Amendment of Act No. 11, 1938. Sec. 100AB.

100AB. (1) This section applies to a rate on residential land which is levied on the unimproved value of that land for the period of 12 months commencing on 1st July, 1977, or for any subsequent period of 12
15 months. Limitation on certain increases in rates levied on residential land.

(2) Subject to section 100 (7), the board may, by the resolution by which it levies a water, sewerage or stormwater drainage rate to which this section applies or by a subsequent resolution, determine
20 that the amount of any such rate shall not, in respect of any land, exceed the sum of—

(a) the amount, calculated in accordance with subsection (3), of that rate, in respect of that land, for the immediately preceding
25 period of 12 months; and

(b) a specified percentage of that amount.

BE (3) For the purposes of subsection (2) (a), the amount of a water, sewerage or stormwater drainage rate payable in respect of any land for the immediately
30 preceding period of 12 months is—

(a) except as provided in paragraphs (b) and (c), the amount of the rate levied for the whole of that period;

(b)

Hunter District Water, Sewerage and Drainage (Amendment).

- 5 (b) where that water, sewerage or stormwater drainage rate was not levied for the whole of that period, the rate that would have been levied for the whole of that period if the land was, in respect of the water, sewerage or stormwater drainage service, as the case may be, ratable for the whole of that period; or
- 10 (c) where a valuation is made under section 101 (4) in respect of the land during that period, the rate that would have been levied for the whole of that period if that valuation was in force, and the circumstances that caused that valuation to be made had existed, for the whole of that period.
- 15 (4) Notwithstanding subsection (1), the board may, by a resolution referred to in subsection (2), determine that this section shall, in respect of a period of 12 months, apply only to a specified class or description of residential land.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1977

[8c]

Chapter 10, Section 10-10 (Amendment)

(b) Where a water, sewage or stormwater discharge fee was not levied for the whole of that period, the rate that would have been levied for the whole of that period if the fee was levied for the whole of that period of that period of the water, sewage or stormwater discharge fee, as the case may be, shall be the rate for the whole of that period.

5

(5) Where a valuation Rollable rate is levied in respect of the land for any period, the rate that would have been levied for the whole of that period if that valuation were in force, and the circumstances that exist at the valuation date, shall be the rate for the whole of that period.

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(4) Notwithstanding anything in (1) or (2) above, a rate may be levied in respect of a parcel of land in a valuation roll if the rate is levied in respect of a parcel of land in a valuation roll for a period of 12 months.

15

PROOF

**HUNTER DISTRICT WATER, SEWERAGE AND DRAINAGE
(AMENDMENT) BILL, 1977**

EXPLANATORY NOTE

THE object of this Bill is to authorise the Hunter District Water Board to limit increases in rates payable on certain residential land to a percentage fixed by the Board.

1870

THE UNIVERSITY OF CHICAGO

PHYSICS DEPARTMENT

Chicago, Ill.

February 10, 1900

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 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 1977.

2. The Hunter District Water, Sewerage and Drainage Act 1938 is amended by inserting after section 100A the following section:—

100AA. (1) This section applies to a rate on residential land which is levied on the unimproved value of that land for the period commencing on 1st July 1977 or for any subsequent period of 12 months.

No. 1977.

A BILL

To amend the Hunter District Water, Sewerage and Drainage Act, 1938, to limit increases in the rates payable in respect of certain residential land.

[MR FERGUSON—23 March, 1977.]

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, 1977".

Short title.

2. The Hunter District Water, Sewerage and Drainage Act, 1938, is amended by inserting after section 100AA the following section :—

Amendment of Act No. 11, 1938. Sec. 100AB.

100AB. (1) This section applies to a rate on residential land which is levied on the unimproved value of that land for the period of 12 months commencing on 1st July, 1977, or for any subsequent period of 12 months.

Limitation on certain increases in rates levied on residential land.

(2) Subject to section 100 (7), the board may, by the resolution by which it levies a water, sewerage or stormwater drainage rate to which this section applies or by a subsequent resolution, determine that the amount of any such rate shall not, in respect of any land, exceed the sum of—

(a) the amount, calculated in accordance with subsection (3), of that rate, in respect of that land, for the immediately preceding period of 12 months; and

(b) a specified percentage of that amount.

(3) For the purposes of subsection (2) (a), the amount of a water, sewerage or stormwater drainage rate payable in respect of any land for the immediately preceding period of 12 months is—

(a) except as provided in paragraphs (b) and (c), the amount of the rate levied for the whole of that period;

(b)

Hunter District Water, Sewerage and Drainage (Amendment).

- 5 (b) where that water, sewerage or stormwater drainage rate was not levied for the whole of that period, the rate that would have been levied for the whole of that period if the land was, in respect of the water, sewerage or stormwater drainage service, as the case may be, ratable for the whole of that period; or
- 10 (c) where a valuation is made under section 101 (4) in respect of the land during that period, the rate that would have been levied for the whole of that period if that valuation was in force, and the circumstances that caused that valuation to be made had existed, for the whole of that period.
- 15 (4) Notwithstanding subsection (1), the board may, by a resolution referred to in subsection (2), determine that this section shall, in respect of a period of 12 months, apply only to a specified class or description of residential land.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1977

Hunter District Water, Sewerage and Drainage (Amendment)

(b) where the water, sewerage or stormwater drainage rate was not levied for the whole of that period, the rate that would have been levied for the whole of that period if the land was, in respect of the water, sewerage or stormwater drainage service in the case may be, rateable for the whole of that period or

(c) where a variation is made under section 10(1) in respect of the land during that period, the rate that would have been levied for the whole of that period if no variation was made, and the amount of that variation, if any, of that period.

(4) Notwithstanding subsection (1), the board may, by a resolution referred to in section (2), determine that this section shall, in respect of a period of 12 months, apply only to a specified class or description of residential land.

New South Wales



ANNO VICESIMO SEXTO

ELIZABETHÆ II REGINÆ

Act No. 29, 1977.

An Act to amend the Hunter District Water, Sewerage and Drainage Act, 1938, to limit increases in the rates payable in respect of certain residential land. [Assented to, 13th April, 1977.]

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 :—

Short
title.

1. This Act may be cited as the "Hunter District Water, Sewerage and Drainage (Amendment) Act, 1977".

Amendment
of Act No.
11, 1938.
Sec. 100AB.

2. The Hunter District Water, Sewerage and Drainage Act, 1938, is amended by inserting after section 100AA the following section :—

Limitation
on certain
increases
in rates
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residential
land.

100AB. (1) This section applies to a rate on residential land which is levied on the unimproved value of that land for the period of 12 months commencing on 1st July, 1977, or for any subsequent period of 12 months.

(2) Subject to section 100 (7), the board may, by the resolution by which it levies a water, sewerage or stormwater drainage rate to which this section applies or by a subsequent resolution, determine that the amount of any such rate shall not, in respect of any land, exceed the sum of—

(a) the amount, calculated in accordance with subsection (3), of that rate, in respect of that land, for the immediately preceding period of 12 months; and

(b) a specified percentage of that amount.

(3) For the purposes of subsection (2) (a), the amount of a water, sewerage or stormwater drainage rate payable in respect of any land for the immediately preceding period of 12 months is—

(a) except as provided in paragraphs (b) and (c), the amount of the rate levied for the whole of that period;

(b)

Hunter District Water, Sewerage and Drainage (Amendment).

- (b) where that water, sewerage or stormwater drainage rate was not levied for the whole of that period, the rate that would have been levied for the whole of that period if the land was, in respect of the water, sewerage or stormwater drainage service, as the case may be, ratable for the whole of that period; or
- (c) where a valuation is made under section 101 (4) in respect of the land during that period, the rate that would have been levied for the whole of that period if that valuation was in force, and the circumstances that caused that valuation to be made had existed, for the whole of that period.

(4) Notwithstanding subsection (1), the board may, by a resolution referred to in subsection (2), determine that this section shall, in respect of a period of 12 months, apply only to a specified class or description of residential land.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1977

United States ...

(b) where that ...

...

...

...

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.

R. E. WARD,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 31 March, 1977.*

New South Wales



ANNO VICESIMO SEXTO

ELIZABETHÆ II REGINÆ

Act No. 29, 1977.

An Act to amend the Hunter District Water, Sewerage and Drainage Act, 1938, to limit increases in the rates payable in respect of certain residential land. [Assented to, 13th April, 1977.]

BE

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

T. J. CAHILL,
Chairman of Committees of the Legislative Assembly.

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 :—

Short
title.

1. This Act may be cited as the "Hunter District Water, Sewerage and Drainage (Amendment) Act, 1977".

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- (a) the amount, calculated in accordance with subsection (3), of that rate, in respect of that land, for the immediately preceding period of 12 months; and
- (b) a specified percentage of that amount.

(3) For the purposes of subsection (2) (a), the amount of a water, sewerage or stormwater drainage rate payable in respect of any land for the immediately preceding period of 12 months is—

- (a) except as provided in paragraphs (b) and (c), the amount of the rate levied for the whole of that period;
- (b)

Hunter District Water, Sewerage and Drainage (Amendment).

- (b) where that water, sewerage or stormwater drainage rate was not levied for the whole of that period, the rate that would have been levied for the whole of that period if the land was, in respect of the water, sewerage or stormwater drainage service, as the case may be, ratable for the whole of that period; or
- (c) where a valuation is made under section 101 (4) in respect of the land during that period, the rate that would have been levied for the whole of that period if that valuation was in force, and the circumstances that caused that valuation to be made had existed, for the whole of that period.

(4) Notwithstanding subsection (1), the board may, by a resolution referred to in subsection (2), determine that this section shall, in respect of a period of 12 months, apply only to a specified class or description of residential land.

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

A. R. CUTLER,
Governor.

*Government House,
Sydney, 13th April, 1977.*

