

VALUATION OF LAND (RATING) AMENDMENT ACT 1989
No. 123

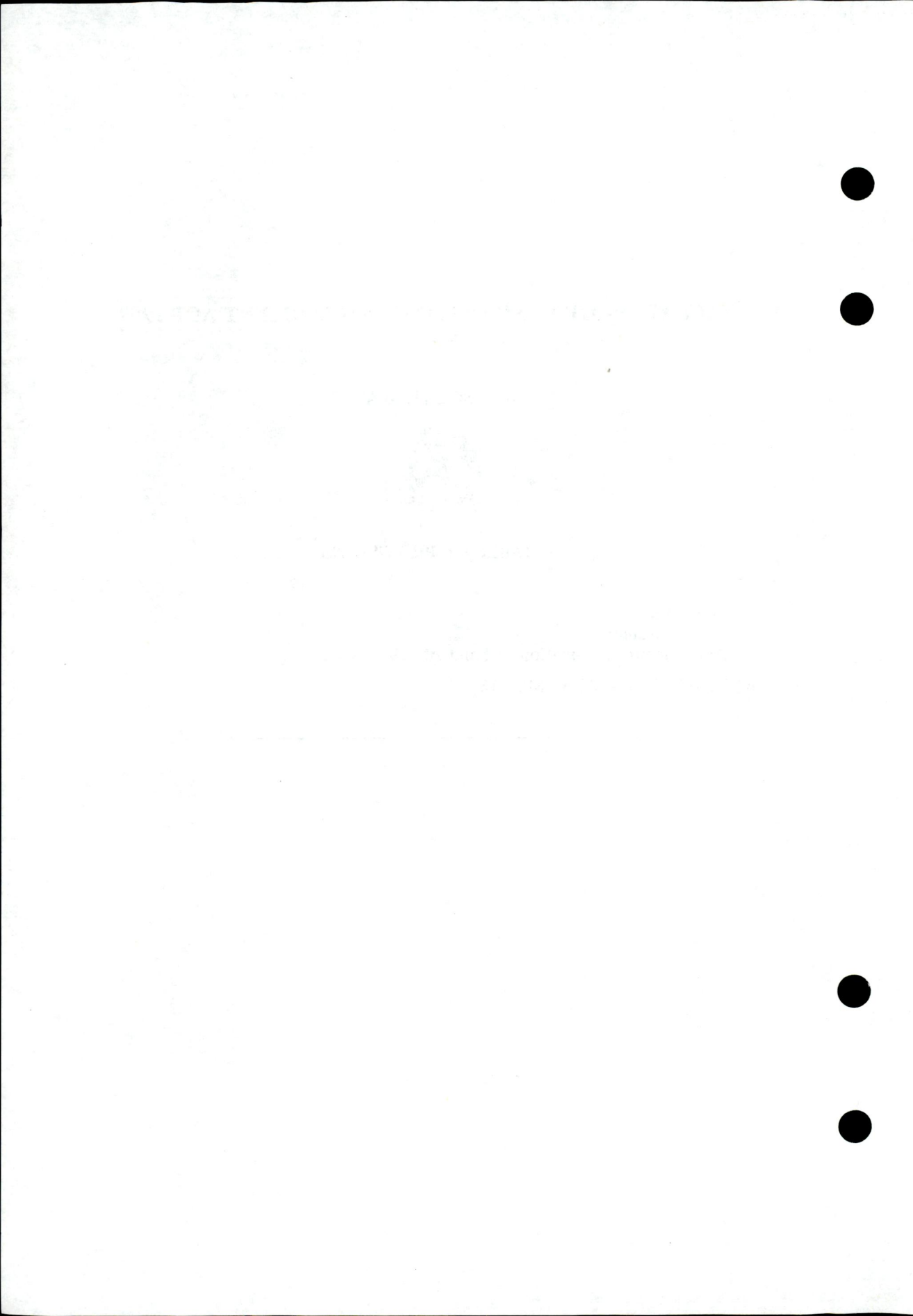
NEW SOUTH WALES



TABLE OF PROVISIONS

1. Short title
2. Commencement
3. Amendment of Valuation of Land Act 1916 No. 2

SCHEDULE 1 - AMENDMENTS



VALUATION OF LAND (RATING) AMENDMENT ACT 1989
No. 123

NEW SOUTH WALES



Act No. 123, 1989

An Act to amend the Valuation of Land Act 1916 with respect to the provision of new valuations of land at the request of councils; and for other purposes. [Assented to 24 August 1989]

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Valuation of Land (Rating) Amendment Act 1989.

Commencement

2. This Act commences on a day to be appointed by proclamation.

Amendment of Valuation of Land Act 1916 No. 2

3. The Valuation of Land Act 1916 is amended as set out in Schedule 1.

SCHEDULE 1 - AMENDMENTS

(Sec. 3)

(1) Section 4 (**Definitions**):

(a) Section 4 (1), after the definition of "Owner", insert:

"Planning instrument" means an environmental planning instrument within the meaning of the Environmental Planning and Assessment Act 1979 (including a deemed environmental planning instrument within the meaning of that Act).

(b) Section 4 (1), after the definition of "Supplementary valuation", insert:

"Water right" means a right or other authority under an Act, whether conferred by licence, permit or otherwise, to take or use water or to take and use water.

(2) Section 6A (**Land value**):

(a) Section 6A (3):

Omit "right or other authority pursuant to the Water Act 1912 or any other Act or law to take or use water", insert instead "water right".

Valuation of Land (Rating) Amendment 1989

(b) Section 6A (3) (a), (b):

Omit "or other authority" wherever occurring.

(3) Section 14A (**Date at which certain values to be determined**):

(a) Section 14A (1) (b) (iii):

Omit "or".

(b) At the end of section 14A (1) (b) (iv), insert:

(v) was, in the case of a valuation made for the purposes of section 60A(1) (a) or 70F, commenced before the date on which the making of or the amendment to or the repeal or substitution of the planning instrument concerned was published in the Gazette;

(vi) was, in the case of a valuation made for the purposes of section 60A (1) (b), commenced before the date on which the water right concerned was acquired or ceased or was varied; or

(vii) was, in the case of a valuation made for the purposes of section 60A(1) (c) or (d), commenced before the date on which the request for the valuation was made.

(c) Section 14A (7), paragraph (b) of the definition of "the relevant date":

Omit "or" where lastly occurring.

(d) Section 14A (7), definition of "the relevant date":

After paragraph (c), insert:

(d) in the case of a valuation of any land or stratum made for the purposes of section 60A (1) (a) or 70F, the date on which the planning instrument concerned or the amendment to or the repeal or substitution of the planning instrument was published in the Gazette;

(e) in the case of a valuation of any land or stratum made for the purposes of section 60A (1) (b), the

date on which the water right concerned was acquired or ceased or was varied; or

- (f) in the case of a valuation of any land or stratum made for the purposes of section 60A (1) (c) or (d), the date on which the request for the valuation was made.

(4) Section 58 (**Allowances for profitable expenditure - land**):

Section 58 (2) (e) (iii):

Omit "an environmental planning instrument within the meaning of the Environmental Planning and Assessment Act 1979", insert instead "a planning instrument".

(5) After section 60, insert:

Determination of values at request of council

60A. (1) The Valuer-General must, on the request in writing of a council, make a new valuation of the land value of any land or stratum if:

- (a) as a consequence of the making of or an amendment to or the repeal or substitution of a planning instrument, the purposes for which development may be carried out on the land or stratum are changed; or
- (b) a water right relating to the land is acquired or ceases or is varied; or
- (c) the land suffers or is likely to suffer physical damage (such as landslip or erosion); or
- (d) the land is or is likely to be affected by a coastal hazard.

(2) The Valuer-General is not required to make and furnish a new valuation under this section if the Valuer-General is of the opinion that the land value of the land or stratum has not changed since its last valuation.

(3) The new valuation is to be furnished, as soon as practicable after it is made, to the council in a supplementary list in accordance with section 49 or 49A.

Valuation of Land (Rating) Amendment 1989

(4) The new valuation must be entered on the valuation roll.

(6) Section 70A (**Interpretation**):

Omit the definition of "planning instrument".

(7) Section 70F (**New value to be made on change in zoning**):

(a) Section 70F (1):

After "consequence of", insert "the making of or".

(b) Omit section 70F (2), insert instead:

(2) The Valuer-General is not required to make and furnish a new valuation under this section if the Valuer-General is of the opinion that the land value of the land has not changed since its last valuation.

[*Minister's second reading speech made in -
Legislative Assembly on 25 July 1989
Legislative Council on 10 August 1989*]

BY AUTHORITY
G. J. COSTELLOE, ACTING GOVERNMENT PRINTER - 1989

1. The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that this is essential for the proper management of the organization's finances and for ensuring compliance with relevant laws and regulations.

2. The second part of the document outlines the various methods and procedures used to collect and analyze data. It describes how this information is used to identify trends, assess risks, and make informed decisions about the organization's future.

3. The third part of the document focuses on the implementation of internal controls and risk management strategies. It details the specific measures taken to prevent fraud, minimize errors, and protect the organization's assets.

4. The fourth part of the document discusses the role of the audit function in providing independent assurance on the organization's financial statements and internal controls. It highlights the importance of transparency and accountability in this process.

5. The fifth part of the document concludes by summarizing the key findings and recommendations. It stresses the need for ongoing monitoring and improvement of the organization's financial and operational performance.

6. The sixth part of the document provides a detailed overview of the organization's financial performance over the reporting period. It includes a breakdown of revenue, expenses, and profit, along with a comparison to the previous period and budgeted figures.

7. The seventh part of the document discusses the organization's strategic objectives and the progress made towards achieving them. It identifies the key challenges and opportunities that the organization is facing and outlines the actions being taken to address them.

8. The eighth part of the document provides a detailed overview of the organization's human resources and talent management practices. It discusses the organization's workforce composition, recruitment and retention strategies, and the effectiveness of its training and development programs.

9. The ninth part of the document discusses the organization's environmental, social, and governance (ESG) performance. It details the organization's policies and practices in these areas and the impact of these activities on the organization's reputation and long-term sustainability.

10. The tenth part of the document concludes by providing a final summary of the organization's overall performance and outlook for the future. It expresses confidence in the organization's ability to continue to grow and succeed in a competitive and dynamic market environment.

FIRST PRINT

VALUATION OF LAND (RATING) AMENDMENT BILL 1989

NEW SOUTH WALES



EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

This Bill is cognate with the Local Government (Rating) Amendment Bill 1989.

The object of this Bill is to amend the Valuation of Land Act 1916 to enable councils to request new valuations of land in certain circumstances.

Clause 1 specifies the short title of the proposed Act.

Clause 2 provides that the proposed Act commences on a day to be appointed by proclamation.

Clause 3 is a formal provision that gives effect to the Schedule of amendments to the Principal Act.

SCHEDULE 1 - AMENDMENTS

Schedule 1 (1) inserts definitions of "Planning instrument" and "Water right" into section 4 (1).

Schedule 1 (2) amends section 6A as a consequence of the insertion of the definition of "Water right".

Schedule 1 (3) amends section 14A to specify the date as at which new valuations made under proposed section 60A are to be determined and to specify the "relevant date" for those valuations for the purposes of the application of various provisions of the Principal Act.

Schedule 1 (4) and (6) amend sections 58 and 70A, respectively, as a consequence of the insertion of the definition of "Planning instrument".

Valuation of Land (Rating) Amendment 1989

Schedule 1 (5) inserts proposed section 60A (Determination of values at request of council). The proposed section requires the Valuer-General to make a new valuation of the land value of any land or stratum if:

- (a) the purposes for which it may be used are changed by the making of or an amendment to or the repeal or substitution of a planning instrument; or
- (b) a water right relating to the land is acquired or ceases or is varied; or
- (c) the land suffers or is likely to suffer physical damage; or
- (d) the land is or is likely to be affected by a coastal hazard.

The Valuer-General need not make a new valuation if the Valuer-General is of the opinion that the land value of the land or stratum has not changed.

Schedule 1 (7) amends section 70F as a consequence of the insertion of proposed section 60A.

FIRST PRINT

VALUATION OF LAND (RATING) AMENDMENT BILL 1989

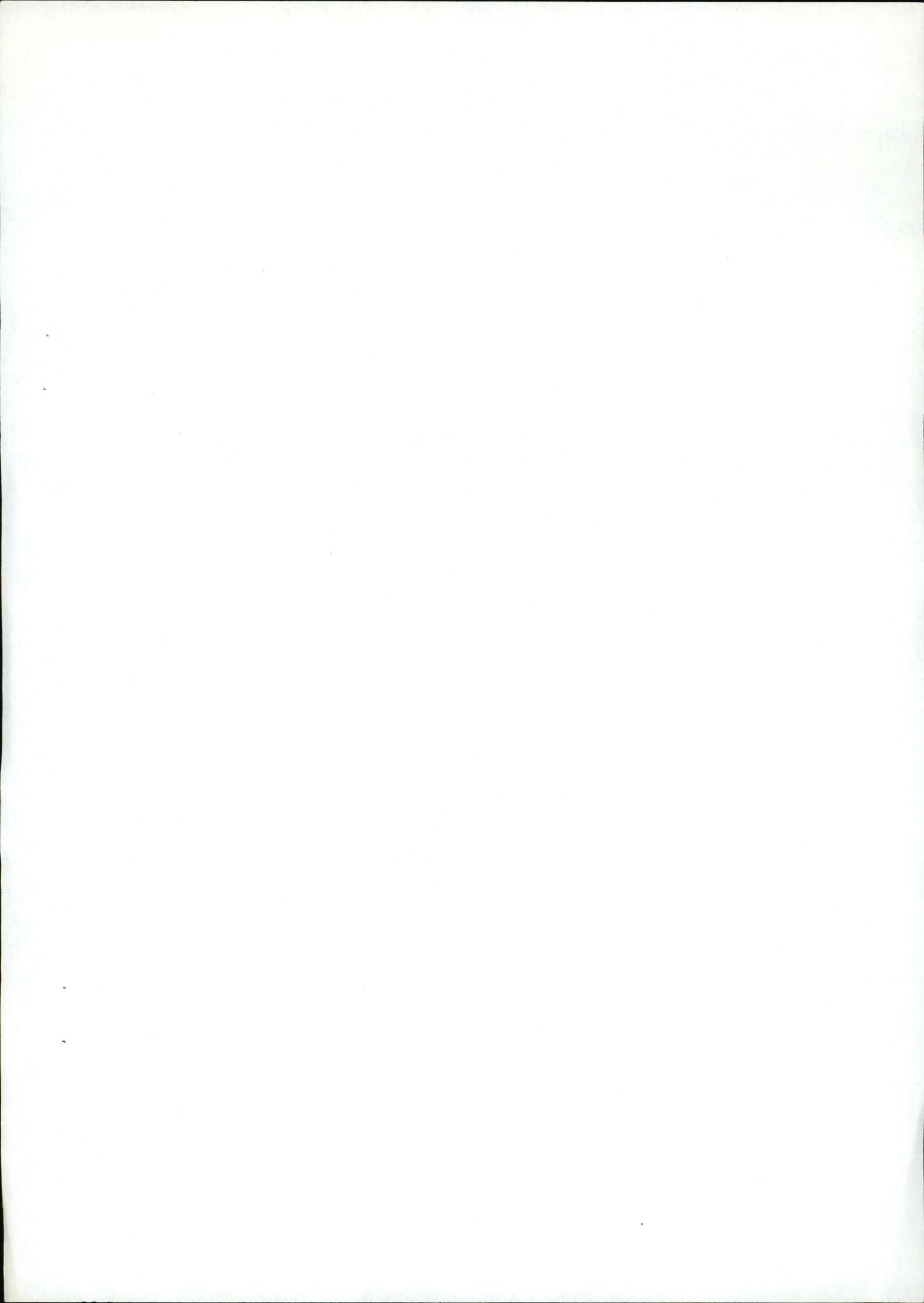
NEW SOUTH WALES



TABLE OF PROVISIONS

1. Short title
2. Commencement
3. Amendment of Valuation of Land Act 1916 No. 2

SCHEDULE 1 - AMENDMENTS



VALUATION OF LAND (RATING) AMENDMENT BILL 1989

NEW SOUTH WALES



No. , 1989

A BILL FOR

An Act to amend the Valuation of Land Act 1916 with respect to the provision of new valuations of land at the request of councils; and for other purposes.

Valuation of Land (Rating) Amendment 1989

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Valuation of Land (Rating) Amendment Act 1989.

Commencement

2. This Act commences on a day to be appointed by proclamation.

Amendment of Valuation of Land Act 1916 No. 2

3. The Valuation of Land Act 1916 is amended as set out in Schedule 1.

SCHEDULE 1 - AMENDMENTS

(Sec. 3)

(1) Section 4 (**Definitions**):

(a) Section 4 (1), after the definition of "Owner", insert:

"Planning instrument" means an environmental planning instrument within the meaning of the Environmental Planning and Assessment Act 1979 (including a deemed environmental planning instrument within the meaning of that Act).

(b) Section 4 (1), after the definition of "Supplementary valuation", insert:

"Water right" means a right or other authority under an Act, whether conferred by licence, permit or otherwise, to take or use water or to take and use water.

(2) Section 6A (**Land value**):

(a) Section 6A (3):

Omit "right or other authority pursuant to the Water Act 1912 or any other Act or law to take or use water", insert instead "water right".

Valuation of Land (Rating) Amendment 1989

(b) Section 6A (3) (a), (b):

Omit "or other authority" wherever occurring.

(3) Section 14A (**Date at which certain values to be determined**):

(a) Section 14A (1) (b) (iii):

Omit "or".

(b) At the end of section 14A (1) (b) (iv), insert:

(v) was, in the case of a valuation made for the purposes of section 60A(1) (a) or 70F, commenced before the date on which the making of or the amendment to or the repeal or substitution of the planning instrument concerned was published in the Gazette;

(vi) was, in the case of a valuation made for the purposes of section 60A (1) (b), commenced before the date on which the water right concerned was acquired or ceased or was varied;
or

(vii) was, in the case of a valuation made for the purposes of section 60A(1) (c) or (d), commenced before the date on which the request for the valuation was made.

(c) Section 14A (7), paragraph (b) of the definition of "the relevant date":

Omit "or" where lastly occurring.

(d) Section 14A (7), definition of "the relevant date":

After paragraph (c), insert:

(d) in the case of a valuation of any land or stratum made for the purposes of section 60A(1) (a) or 70F, the date on which the planning instrument concerned or the amendment to or the repeal or substitution of the planning instrument was published in the Gazette;

(e) in the case of a valuation of any land or stratum made for the purposes of section 60A (1) (b), the

Valuation of Land (Rating) Amendment 1989

date on which the water right concerned was acquired or ceased or was varied; or

- (f) in the case of a valuation of any land or stratum made for the purposes of section 60A (1) (c) or (d), the date on which the request for the valuation was made.

(4) **Section 58 (Allowances for profitable expenditure - land):**

Section 58 (2) (e) (iii):

Omit "an environmental planning instrument within the meaning of the Environmental Planning and Assessment Act 1979", insert instead "a planning instrument".

(5) After section 60, insert:

Determination of values at request of council

60A. (1) The Valuer-General must, on the request in writing of a council, make a new valuation of the land value of any land or stratum if:

- (a) as a consequence of the making of or an amendment to or the repeal or substitution of a planning instrument, the purposes for which development may be carried out on the land or stratum are changed; or
- (b) a water right relating to the land is acquired or ceases or is varied; or
- (c) the land suffers or is likely to suffer physical damage (such as landslip or erosion); or
- (d) the land is or is likely to be affected by a coastal hazard.

(2) The Valuer-General is not required to make and furnish a new valuation under this section if the Valuer-General is of the opinion that the land value of the land or stratum has not changed since its last valuation.

(3) The new valuation is to be furnished, as soon as practicable after it is made, to the council in a supplementary list in accordance with section 49 or 49A.

Valuation of Land (Rating) Amendment 1989

(4) The new valuation must be entered on the valuation roll.

(6) Section 70A (**Interpretation**):

Omit the definition of "planning instrument".

(7) Section 70F (**New value to be made on change in zoning**):

(a) Section 70F (1):

After "consequence of", insert "the making of or".

(b) Omit section 70F (2), insert instead:

(2) The Valuer-General is not required to make and furnish a new valuation under this section if the Valuer-General is of the opinion that the land value of the land has not changed since its last valuation.

