

**LOCAL GOVERNMENT (BOARDING AND LODGING  
HOUSES) AMENDMENT ACT 1994 No. 87**

NEW SOUTH WALES



**TABLE OF PROVISIONS**

1. Short title
2. Commencement
3. Amendment of Local Government Act 1993 No. 30

**SCHEDULE 1—AMENDMENTS**

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**LOCAL GOVERNMENT (BOARDING AND LODGING  
HOUSES) AMENDMENT ACT 1994 No. 87**

**NEW SOUTH WALES**



**Act No. 87, 1994**

An Act to amend the Local Government Act 1993 so as to categorise certain land used for residential accommodation in the form of a boarding or lodging house as "residential" for rating purposes. [Assented to 12 December 1994]

**The Legislature of New South Wales enacts:****Short title**

1. This Act may be cited as the Local Government (Boarding and Lodging Houses) Amendment Act 1994.

**Commencement**

2. (1) This Act commences on the date of assent.

(2) This Act does not apply in respect of the rating year during which it receives assent.

(3) In this section, “**rating year**” means the period from 1 July in any calendar year to the following 30 June.

**Amendment of Local Government Act 1993 No. 30**

3. The Local Government Act 1993 is amended as set out in Schedule 1.

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**SCHEDULE 1—AMENDMENTS**

(Sec. 3)

**Section 516 (Categorisation as residential):**

- (a) From section 516 (1) (a), omit “boarding house, lodging house”, insert instead “backpacker hostel”.
  - (b) In section 516 (1) (a), after “any other form of residential accommodation”, insert “(not being a boarding house or a lodging house)”.
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*[Member's second reading speech made in—  
Legislative Assembly on 13 October 1994*

*Minister's second reading speech made in—  
Legislative Council on 2 December 1994]*

FIRST PRINT

## LOCAL GOVERNMENT (BOARDING AND LODGING HOUSES) AMENDMENT BILL 1994

NEW SOUTH WALES



### EXPLANATORY NOTE

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

Under the Local Government Act 1993, rateable land is to be categorised as farmland, residential, mining or business. Land that cannot be categorised as farmland, residential or mining is to be categorised as business. Different rates may be made and levied for different categories.

At present, section 516 of the Act provides that land is to be categorised as residential if its dominant use is for residential accommodation *otherwise than* as (among other things) a boarding house or a lodging house. Accordingly, land used for a boarding or lodging house is currently categorised as business.

The object of this Bill is to amend section 516 so as to categorise land the dominant use of which is for residential accommodation in the form of a boarding or lodging house as "residential".

After the amendment, the relevant part of section 516 (1) of the Act will read as follows (matter to be omitted is shown in *italics* and matter to be inserted is underlined):

(1) Land is to be categorised as **residential** if it is a parcel of rateable land valued as one assessment and:

- (a) its dominant use is for residential accommodation (otherwise than as a hotel, motel, guest-house, *boarding house*, *lodging house* or nursing home or any other form of residential accommodation (not being a boarding house or a lodging house) prescribed by the regulations); or
  - (b) .....
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*Local Government (Boarding and Lodging Houses) Amendment 1994*

**Clause 1** specifies the short title of the proposed Act.

**Clause 2** provides that the proposed Act is to commence on the date of assent to the Act. However, the clause also provides that the Act is not to apply in respect of the rating year in which it receives assent.

**Clause 3** is a formal provision that gives effect to the Schedule of amendments to the Local Government Act 1993.

**Schedule 1** makes the amendments to the Local Government Act 1993 referred to above.

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FIRST PRINT

**LOCAL GOVERNMENT (BOARDING AND LODGING  
HOUSES) AMENDMENT BILL 1994**

NEW SOUTH WALES



**TABLE OF PROVISIONS**

1. Short title
2. Commencement
3. Amendment of Local Government Act 1993 No. 30

**SCHEDULE 1—AMENDMENTS**

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**LOCAL GOVERNMENT (BOARDING AND LODGING  
HOUSES) AMENDMENT BILL 1994**

NEW SOUTH WALES



No. , 1994

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**A BILL FOR**

An Act to amend the Local Government Act 1993 so as to categorise certain land used for residential accommodation in the form of a boarding or lodging house as "residential" for rating purposes.

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*Local Government (Boarding and Lodging Houses) Amendment 1994*

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**The Legislature of New South Wales enacts:**

**Short title**

1. This Act may be cited as the Local Government (Boarding and Lodging Houses) Amendment Act 1994.

5 **Commencement**

2. (1) This Act commences on the date of assent.

(2) This Act does not apply in respect of the rating year during which it receives assent.

10 (3) In this section, "**rating year**" means the period from 1 July in any calendar year to the following 30 June.

**Amendment of Local Government Act 1993 No. 30**

3. The Local Government Act 1993 is amended as set out in Schedule 1.

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**SCHEDULE 1—AMENDMENTS**

15

(Sec. 3)

**Section 516 (Categorisation as residential):**

(a) From section 516 (1) (a), omit " , boarding house, lodging house".

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(b) In section 516 (1) (a), after "any other form of residential accommodation", insert "(not being a boarding house or a lodging house)".

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SECOND PRINT

**LOCAL GOVERNMENT (BOARDING AND LODGING  
HOUSES) AMENDMENT BILL 1994**

NEW SOUTH WALES



**TABLE OF PROVISIONS**

1. Short title
2. Commencement
3. Amendment of Local Government Act 1993 No. 30

SCHEDULE 1—AMENDMENTS

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*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.*

*Clerk of the Legislative Assembly.*

*Legislative Assembly*

## NEW SOUTH WALES



**Act No.           , 1994**

An Act to amend the Local Government Act 1993 so as to categorise certain land used for residential accommodation in the form of a boarding or lodging house as "residential" for rating purposes.

Local Government (Boarding and Lodging Houses) Amendment 1994

**The Legislature of New South Wales enacts:**

**Short title**

1. This Act may be cited as the Local Government (Boarding and Lodging Houses) Amendment Act 1994.

5 **Commencement**

2. (1) This Act commences on the date of assent.

(2) This Act does not apply in respect of the rating year during which it receives assent.

10 (3) In this section, "**rating year**" means the period from 1 July in any calendar year to the following 30 June.

**Amendment of Local Government Act 1993 No. 30**

3. The Local Government Act 1993 is amended as set out in Schedule 1.

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**SCHEDULE 1—AMENDMENTS**

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(Sec. 3)

**Section 516 (Categorisation as residential):**

(a) From section 516 (1) (a), omit "boarding house, lodging house", insert instead "backpacker hostel".

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(b) In section 516 (1) (a), after "any other form of residential accommodation", insert "(not being a boarding house or a lodging house)".

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