

**HUNTER DISTRICT WATER, SEWERAGE
AND DRAINAGE (AMENDMENT) ACT, 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

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)

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- (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.
