

LAND TAX (FURTHER AMENDMENT) ACT 1985 No. 216

New South Wales



ANNO TRICESIMO QUARTO

ELIZABETHÆ II REGINÆ

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Act No. 216, 1985

An Act to amend the Land Tax Act 1956 with respect to rates of taxation
and in certain other respects. [Assented to, 11th December, 1985.]

Land Tax (Further Amendment) 1985

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 "Land Tax (Further Amendment) Act 1985".

Commencement

2. (1) Sections 1 and 2 shall commence on the date of assent to this Act.

(2) Schedule 1 (5), and section 3 in its application to that provision, shall be deemed to have commenced on 31 December 1981.

(3) Except as provided by subsections (1) and (2), this Act shall commence on 31 December 1985.

Amendment of Act No. 27, 1956.

3. The Land Tax Act 1956 is amended in the manner set forth in Schedule 1.

SCHEDULE 1

(Sec. 3)

AMENDMENTS TO THE LAND TAX ACT 1956

(1) Section 3AA (1), (2)—

Omit "in any year (commencing with 1984)" wherever occurring, insert instead ", 1984,".

Land Tax (Further Amendment) 1985

SCHEDULE 1—*continued*

AMENDMENTS TO THE LAND TAX ACT 1956—*continued*

(2) Section 3AB—

After section 3AA, insert:

Levy of land tax after 31 December 1985

3AB. (1) Except as provided by subsection (2), in respect of the taxable value of all the land owned by any person at midnight on 31 December in any year (commencing with 1985) there shall be charged, levied, collected and paid under the provisions of the Principal Act and in the manner therein prescribed, land tax for the period of 12 months commencing on 1 January in the next succeeding year and at the rates set out in Schedule 3.

(2) In respect of the taxable value of all the land owned by a person at midnight on 31 December in any year (commencing with 1985) where—

- (a) the owner is a company classified under section 29 of the Principal Act as a non-concessional company; or
- (b) the land is subject to a special trust, land tax for the period of 12 months commencing on 1 January in the next succeeding year shall, except as provided by section 27 (2A) of the Principal Act, be charged, levied, collected and paid as referred to in subsection (1) at the rate of 2 cents for each \$1 of the taxable value.

(3) Where the total amount of land tax payable pursuant to this section by any person in any year would, but for this subsection, be less than \$100, no land tax shall be payable.

(4) Where upon the assessment of land tax an amount is arrived at expressed in dollars and a number of cents which is not a multiple of 10, such number of cents shall, if less than 10, be disregarded or, if more than 10, be reduced to the multiple of 10 next below.

(3) Sections 3A (2), 3C (2), (4)—

Omit “or 3AA” wherever occurring, insert instead “, 3AA or 3AB”.

*Land Tax (Further Amendment) 1985*SCHEDULE 1—*continued*AMENDMENTS TO THE LAND TAX ACT 1956—*continued*

(4) Section 4—

Omit the section.

(5) Section 5 (1) (g)—

After “section 4”, insert “or 23A”.

(6) Schedule 3—

After Schedule 2, insert:

SCHEDULE 3

(Sec. 3AB)

Where the taxable value assessed under the Principal Act	Rates of Land Tax Payable
is less than \$94,000	nil
is not less than \$94,000	\$100 plus 2c for each \$1 in excess of \$94,000