

# **LAND TAX (AMENDMENT) ACT 1990 No. 34**

NEW SOUTH WALES



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# LAND TAX (AMENDMENT) ACT 1990 No. 34

NEW SOUTH WALES



**Act No. 34,1990**

An Act to amend the Land Tax Act 1956 with respect to the levy of land tax after 31 December 1989. [Assented to 22 June 1990]

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See also Land Tax Management (Amendment) Act 1990.

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

**Short title**

1. This Act may be cited as the Land Tax (Amendment) Act 1990.

**Commencement**

2. (1) This Act is to be taken to have commenced on 31 December 1989, except as provided by subsection (2).  
(2) Schedule 1 (3), and section 3 in its application to that provision, commence on 31 December 1990.

**Amendment of Land Tax Act 1956 No. 27**

3. The Land Tax Act 1956 is amended as set out in Schedule 1.

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**SCHEDULE 1 - AMENDMENTS**

(Sec. 3)

(1) Section 3AD (**Levy of land tax after 31 December 1988**):

From section 3AD (1) and (2), omit "on 31 December in any year (commencing with 1988)" wherever occurring, insert instead "on 31 December 1988".

(2) Section 3AE:

After section 3AD, insert:

**Levy of land tax after 31 December 1989**

3AE. (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 1989) there is to be charged, levied, collected and paid under the provisions of the Principal Act and in the manner prescribed under that Act, 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 6.

(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 1989) where:

SCHEDULE 1—AMENDMENTS—*continued*

(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 is, except as provided by section 27 (2A) of the Principal Act, to be charged, levied, collected and paid as referred to in subsection (1) at the rate of 1.5 cents for each \$1 of the taxable value.

(3) If 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 is payable.

(4) If on 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, the number of cents is, if less than 10, to be disregarded or, if more than 10, to be reduced to the multiple of 10 next below.

(3) Sections 3A—3C (**Deductions for flats and residential units**):  
Omit the sections.

(4) Schedule 6:  
After Schedule 5, insert:

**SCHEDULE 6**

(Sec. 3AE)

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Where the taxable value assessed under the Principal Act	Rates of land tax payable
is less than \$160,000 .....	nil
is not less than \$160,000 .....	\$100 plus 1.5c for each \$1 in excess of \$160,000

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*[Minister's second reading speech made in—  
Legislative Assembly on 9 May 1990  
Legislative Council on 6 June 1990]*