



New South Wales

# Valuation of Land Amendment Act 2009 No 97

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New South Wales

# Valuation of Land Amendment Act 2009 No 97

Act No 97, 2009

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An Act to amend the *Valuation of Land Act 1916* relating to the valuation of heritage restricted land; and to make a similar amendment to the *Heritage Act 1977*.  
[Assented to 30 November 2009]

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

**1 Name of Act**

This Act is the *Valuation of Land Amendment Act 2009*.

**2 Commencement**

This Act commences on the date of assent to this Act.

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## **Schedule 1      Amendment of Valuation of Land Act 1916 No 2**

### **[1]      Section 14G Valuation subject to heritage restrictions under EPI**

Insert after section 14G (1) (b):

- (b1) that all improvements referred to in paragraph (b) on that land are new (without any deduction being made because of their actual condition),

### **[2]      Schedule 2 Savings, transitional and other provisions**

Insert at the end of clause 1 (1):

*Valuation of Land Amendment Act 2009*

### **[3]      Schedule 2, Part 6**

Insert after Part 5 of Schedule 2:

## **Part 6      Provisions consequent on enactment of Valuation of Land Amendment Act 2009**

### **18      Operation of amendments**

- (1) The amendments made to section 14G of this Act, and to section 123 of the *Heritage Act 1977*, by the *Valuation of Land Amendment Act 2009* are taken to have applied, and always to have applied, to any land valuation made before the commencement of this clause.
- (2) Subclause (1) does not affect any decision made by a court before the commencement of this clause.

## **Schedule 2 Amendment of Heritage Act 1977 No 136**

### **[1] Section 123 Definitions**

Omit “may be continued, and” from paragraph (b) of the definition of *heritage valuation*.

Insert instead “may be continued,”.

### **[2] Section 123, definition of “heritage valuation”**

Insert after paragraph (b):

- (b1) that all improvements referred to in paragraph (b) on that land are new (without any deduction being made because of their actual condition),

[Second reading speech made in Legislative Council on 12 November 2009  
Agreement in principle speech made in Legislative Assembly on 25 November 2009]

BY AUTHORITY