



New South Wales

# Land Tax Management Regulation 2019

under the

Land Tax Management Act 1956

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Land Tax Management Act 1956*.

DOMINIC PERROTTET, MP  
Treasurer

## Explanatory note

The object of this Regulation is to provide that a lessee of land from the New South Wales Land and Housing Corporation is not required to pay land tax on the land if the dominant purpose of the lease is providing housing (which may include social and affordable housing) and the lease is for a term of at least 10 years.

This Regulation is made under the *Land Tax Management Act 1956*, including sections 21C (6) (a) and 82 (the general regulation-making power).

This Regulation comprises or relates to matters set out in Schedule 3 to the *Subordinate Legislation Act 1989*, namely matters that are not likely to impose an appreciable burden, cost or disadvantage on any sector of the public.

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### 1 Name of Regulation

This Regulation is the *Land Tax Management Regulation 2019*.

### 2 Commencement

This Regulation commences on the day on which it is published on the NSW legislation website.

### 3 Definition

(1) In this Regulation:

*the Act* means the *Land Tax Management Act 1956*.

**Note.** The Act and the *Interpretation Act 1987* contain definitions and other provisions that affect the interpretation and application of this Regulation.

(2) Notes included in this Regulation do not form part of this Regulation.

### 4 Exemption from land tax for certain lessees of NSW Land and Housing Corporation land

(1) For the purposes of section 21C (6) (a) of the Act, a lease of land from the New South Wales Land and Housing Corporation is exempt from section 21C of the Act if:

- (a) the dominant purpose of the lease is to enable the lessee to provide housing (which may include social and affordable housing), and
- (b) the lease has a term of at least 10 years.

(2) In this clause:

*affordable housing* has the same meaning as in the *Environmental Planning and Assessment Act 1979*.

*social housing* means residential accommodation provided by a social housing provider within the meaning of the *Residential Tenancies Act 2010*.