

## Rates remission for contiguous land

### Relevant Legislation

Local Government (Rating) Act 2002, section 85  
Local Government Act 2002, section 109

### Objective

To provide remissions for contiguous land in common ownership.

### General Approach

Rating units that meet the criteria under this policy may qualify for a remission of Uniform Annual General Charges and any targeted rate set on the basis of a fixed dollar charge per rating unit.

### Eligibility criteria

To qualify for remission under this policy:

- Units must be on land which is contiguous as defined in the Local Government (Rating) Act 2002:
  - Owned by the same person or persons; and
  - Used jointly as a single unit; and
  - Contiguous or separated only by a road, railway, drain, water race, river or stream.
- The rating units must be owned, or leased (a registered lease for a term of not less than 10 years) by the same ratepayer.
- No remission will be granted on targeted rates for water supply, sewage disposal or refuse collection.
- Both lessee and owner of contiguous properties need to confirm that the lessee will be paying the rates for the term of the lease.
- Developers owning subdivided property are specifically excluded from receiving remissions under this policy. At its sole discretion, Council may reject an application on this basis.

### Conditions of remission

- The ratepayer will remain liable for at least one set of each type of uniform charge.
- The rates database will be amended to reflect the lease situation in the rating year following the application for contiguity.
- Remission may cease (at Council's sole discretion) where it has grounds to suspect that contiguous rating units have been created for development purposes.

### Policy procedures

- Applications must be made in writing.
- Decisions under this policy will be delegated to officers in accordance with Council's delegations register.

<b>Group</b>	Financial Services	<b>Contact (3rd Tier Manager)</b>	Finance Services Team Leader
<b>Supersedes</b>	Confirmed with adoption of the LTP 2015-25		
<b>Creation Date</b>		<b>Resolution Reference</b>	
<b>Last Review</b>	June 2012	<b>Resolution</b>	

## Rates remission for contiguous land

<b>Date</b>		<b>Reference</b>	
<b>Review Cycle</b>	LGA s109 requirement to review at least once every 6 years	<b>Date</b>	7 June 2022
<b>Authorised by</b>	Council	<b>Date</b>	7 June 2016