

NORTHERN TERRITORY OF AUSTRALIA
FIRST HOME OWNER GRANT REGULATIONS 2000

As in force at 1 July 2009

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NORTHERN TERRITORY OF AUSTRALIA

As in force at 1 July 2009

FIRST HOME OWNER GRANT REGULATIONS 2000

Regulations under the *First Home Owner Grant Act 2000*

1 Citation

These Regulations may be cited as the *First Home Owner Grant Regulations 2000*.

2 Commencement

These Regulations come into operation 1 July 2000.

3 Non-conforming interests that are relevant interests

(1) In pursuance of section 5(4) of the Act, where:

(a) a person:

(i) who has entered into a comprehensive home building contract on land used solely or principally for farming purposes; or

(ii) who has not entered into a comprehensive home building contract begins building a home, or having a home built, on land used solely or principally for farming purposes; and

(b) the owner of the land has given permission for the person to occupy the home when it is completed,

the first-mentioned person has a relevant interest in the land.

(2) In pursuance of section 5(4) of the Act, where:

(a) a person:

(i) who has entered into a comprehensive home building contract on land owned by a relative of the person, other than land used solely or principally for farming purposes; or

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- (ii) who has not entered into a comprehensive home building contract begins building a home, or having a home built, on land owned by a relative of the person, other than land used solely or principally for farming purposes; and
 - (b) the relative of the person has given permission for the person to occupy the home when it is completed,

the first-mentioned person has a relevant interest in the land.

- (3) In this regulation:

child, in relation to a person, includes an adopted child of the person and a stepchild of the person.

farming purposes, see section 4(1) of the *Stamp Duty Act 1978*.

relative, in relation to a person, means:

- (a) a spouse or de facto partner of the person;
- (b) the parents of the person or the parents of a spouse or de facto partner of the person;
- (c) the grandparents of the person or the grandparents of a spouse or de facto partner of the person;
- (d) a sibling of the person or of a spouse or de facto partner of the person;
- (e) a child of the person;
- (f) a child of a child of the person; or
- (g) a spouse or de facto partner of a person referred to in paragraph (d), (e) or (f).

4 Persons who are not interested persons

The following persons are excluded from the application of section 15 of the Act:

- (a) the body corporate sole known as the Chief Executive Officer (Housing) and established by section 6 of the *Housing Act 1982*;
- (b) the owner of land in which a person has a relevant interest by virtue of regulation 3(1) or (2).

5 Prescription of matters for section 13B of Act

- (1) For the definition **boost scheme amount** in section 13B of the Act, the first home owner grant under Part 2, Division 3A of the Act is \$14 000 for a special eligible transaction with a commencement date during the period:
 - (a) starting on and including 1 October 2009; and
 - (b) ending on and including 31 December 2009.
- (2) For the definition **boost scheme period** in section 13B of the Act, the boost scheme period ends on 31 December 2009.
- (3) For the definition **off-the-plan contract completion date** in section 13B of the Act, the off-the-plan contract completion date is:
 - (a) 31 March 2011 for a contract with a commencement date during the period:
 - (i) starting on and including 1 July 2009; and
 - (ii) ending on and including 30 September 2009; or
 - (b) 30 June 2011 for a contract with a commencement date during the period:
 - (i) starting on and including 1 October 2009; and
 - (ii) ending on and including 31 December 2009.

6 Prescription of matters for section 18A of Act

- (1) For the definition **extended amount** in section 18A(6) of the Act, the first home owner grant under that section is \$10 500 for an eligible transaction with a commencement date during the period:
 - (a) starting on and including 1 October 2009; and
 - (b) ending on and including 31 December 2009.
- (2) For the definition **extended period** in section 18A(6) of the Act, the extended period ends on 31 December 2009.

ENDNOTES

1 KEY

Key to abbreviations

amd = amended	od = order
app = appendix	om = omitted
bl = by-law	pt = Part
ch = Chapter	r = regulation/rule
cl = clause	rem = remainder
div = Division	renum = renumbered
exp = expires/expired	rep = repealed
f = forms	s = section
<i>Gaz</i> = <i>Gazette</i>	sch = Schedule
hdg = heading	sdiv = Subdivision
ins = inserted	SL = Subordinate Legislation
lt = long title	sub = substituted
nc = not commenced	

2 LIST OF LEGISLATION

First Home Owner Grant Regulations (SL No. 33, 2000)

Notified	30 June 2000
Commenced	1 July 2000 (r 2)

Amendment of First Home Owner Grant Regulations (SL No. 37, 2002)

Notified	9 October 2002
Commenced	9 October 2002

Law Reform (Gender, Sexuality and De Facto Relationships) Act 2003 (Act No. 1, 2004)

Assent date	7 January 2004
Commenced	17 March 2004 (<i>Gaz</i> G11, 17 March 2004, p 8)

First Home Owner Grant Amendment Act 2007 (Act No. 25, 2007)

Assent date	29 October 2007
Commenced	1 January 2008 (s 2)

First Home Owner Grant Amendment Regulations 2009 (SL No. 16, 2009)

Notified	26 June 2009
Commenced	1 July 2009 (r 2)

3 GENERAL AMENDMENTS

General amendments of a formal nature (which are not referred to in the table of amendments to this reprint) are made by the *Interpretation Legislation Amendment Act 2018* (Act No. 22, 2018) to: rr: 1, 3 and 4.

4 LIST OF AMENDMENTS

r 3	amd No. 37, 2002; Act No. 1, 2004, s 63; Act No. 25, 2007, s 11
r 5	rep Act No. 25, 2007, s 11 ins No. 16, 2009, r 4
r 6	ins No. 16, 2009, r 4