



NORTHERN TERRITORY OF AUSTRALIA

No. 13 of 1982

AN ACT

To amend the *Local Government Act*

[Assented to 8 April 1982]

BE it enacted by the Legislative Assembly of the Northern Territory of Australia, with the assent as provided by the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, as follows:

1. SHORT TITLE

This Act may be cited as the *Local Government Amendment Act 1982*.

2. PRINCIPAL ACT

The *Local Government Act* is in this Act referred to as the Principal Act.

3. LOCAL RATES

Section 160 of the *Local Government Act* is amended by adding the following:

"(2) A council may by resolution declare a local rate determined otherwise than upon the unimproved capital value of the ratable land within that portion of the municipality in respect of which the local rate is declared.

"(3) A local rate declared under sub-section (2) shall be assessed and levied in accordance with regulations made under this sub-section by the Administrator.

"(4) Regulations made under sub-section (3) may prescribe -

- (a) the portion of the municipality in respect of which a local rate may be declared;

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- (b) the class or classes of owner or occupier upon whom a local rate may be levied;
- (c) the fund (which may include a trading fund) to which the proceeds of a local rate declared under sub-section (2) shall be applied;
- (d) the manner in which the local rate may be determined, assessed and levied; and
- (e) the manner in which an appeal may be made against an assessment.

"(5) A local rate determined in accordance with sub-section (2) may be levied on land which is declared in section 175B not to be ratable land."

4. COUNCIL TO CONDUCT POLL IN CONNECTION WITH LOCAL RATE IN CERTAIN CIRCUMSTANCES

Section 161 of the Principal Act is amended -

- (a) by omitting from sub-section (1) "the ratable"; and
- (b) by omitting from sub-section (3) "in accordance with the result of that poll." and substituting "on the land in the portion of the municipality the subject of the notice under sub-section (1).".

5. REPEAL AND SUBSTITUTION

Section 162 of the Principal Act is repealed and the following section substituted:

"162. ASSESSMENT OF LOCAL RATE

"A rate declared under section 161 may be -

- (a) levied on the unimproved capital value of the land in the portion of the municipality the subject of the notice under section 161(1); or
- (b) assessed and levied on such other basis as is prescribed in the Regulations."

6. POWERS AND DUTIES OF INSPECTORS

Section 290 of the Principal Act is amended -

- (a) in paragraph (c), by omitting "prescribed; and" and substituting "prescribed;"; and

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(b) by inserting after paragraph (c) the following:

"(ca) shall investigate and determine appeals under regulations made by the Administrator under section 160(3); and".

7. AUDITOR, &c., MAY SUMMON WITNESS

Section 298(1) of the Principal Act is amended by omitting the words "relevant for the purposes of the investigation" and substituting "relevant for the purposes of the investigation or appeal".
