

NORTHERN TERRITORY OF AUSTRALIA
FIRST HOME OWNER GRANT REGULATIONS

Regulations 2000, No. 33

TABLE OF PROVISIONS

Regulation

1. Citation
2. Commencement
3. Non-conforming interests that are relevant interests
4. Persons who are not interested persons
5. Expenses for attending examination



NORTHERN TERRITORY OF AUSTRALIA

Regulations 2000, No. 33*

Regulations under the *First Home Owner Grant Act*

I, NEIL RAYMOND CONN, the Administrator of the Northern Territory of Australia, acting with the advice of the Executive Council, make the following regulations under the *First Home Owner Grant Act*.

Dated 30 June 2000.

N. R. CONN
Administrator

By His Honour's Command

D. W. MANZIE
Minister for Asian Relations and Trade
acting for and on behalf of the
Treasurer

* Notified in the *Northern Territory Government Gazette* on 30 June 2000.

FIRST HOME OWNER GRANT REGULATIONS

1. Citation

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

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 contract for the construction of a home on land used solely or principally for farming purposes; or

(ii) who as an owner builder – begins building a home 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 contract for the construction of a home on land owned by a relative of the person, other than land used solely or principally for farming purposes; or

(ii) who as an owner builder – begins building a home 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;

First Home Owner Grant Regulations

"farming purposes" has the same meaning as in section 8E of the *Stamp Duty Act*;

"relative", in relation to a person, means –

- (a) the spouse of the person;
- (b) the parents of the person or the parents of the person's spouse;
- (c) the grandparents of the person or the grandparents of the person's spouse;
- (d) a sibling of the person or of the person's spouse;
- (e) a child of the person;
- (f) a child of a child of the person; or
- (g) the spouse 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*;
- (b) the owner of land in which a person has a relevant interest by virtue of regulation 3(1) or (2).

5. Expenses for attending examination

If a person is required under section 36 of the Act to attend for examination and the person lives more than 7 kilometres from the place of the examination, the Commissioner is to pay to the person travelling expenses that the Commissioner thinks reasonable (but not exceeding the actual travelling expenses incurred by the person).