



ANNO TRICESIMO OCTAVO

**ELIZABETHAE II REGINAE**

**A.D. 1989**

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**No. 48 of 1989**

**An Act to amend the Land Tax Act, 1936.**

*[Assented to 31 August 1989]*

The Parliament of South Australia enacts as follows:

**Short title**

1. (1) This Act may be cited as the *Land Tax Act Amendment Act, 1989*.
- (2) The *Land Tax Act, 1936*, is referred to in this Act as "the principal Act".

**Commencement**

2. This Act will be taken to have come into operation at midnight on 30 June, 1989.

**Interpretation**

3. Section 4 of the principal Act is amended—

(a) by striking out the word "and" between paragraphs (b) and (c) of the definition of "owner";

(b) by inserting after paragraph (c) of the definition of "owner" the following word and paragraph:

and

(d) in relation to land held under a shack site lease, means the holder of that lease;

and

(c) by inserting after the definition of "returns" the following definition:

"shack site lease" means a lease for the occupation of land for holiday, recreational or residential purposes where—

(a) the land is situated on or adjacent to the banks of the River Murray, a tributary of the River Murray, or a lake or lagoon connected with the River Murray or a tributary of the River Murray;

(b) the lease was, as at midnight on 30 June, 1989, registered over the relevant land;

and

(c) the term of the lease is at least 40 years.

**Scale of land tax****4. Section 12 of the principal Act is amended—**

(a) by striking out subsection (1) and substituting the following subsection:

(1) Subject to this section, land tax is calculated in accordance with the following table:

Taxable Value of Land Subject to Tax	Amount of Tax
Not exceeding \$80 000	Nil
Exceeding \$80 000 but not exceeding \$200 000	5c for each \$10 over \$80 000
Exceeding \$200 000	\$600 plus 20c for each \$10 over \$200 000

Where the taxpayer owns land in the metropolitan area with a taxable value, or aggregate taxable value, in excess of \$200 000, land tax in respect of that land is augmented by an additional levy of 0.5c for each \$10 over \$200 000.;

and

(b) by striking out subsection (5) and substituting the following subsection:

(5) Notwithstanding the above provisions, a taxpayer is entitled to a partial remission of land tax in respect of the financial year commencing on 1 July, 1989, calculated as follows:

- (a) where the taxable value of the land in respect of which the taxpayer is liable to land tax does not exceed \$200 000—a remission of 25 per cent of the land tax that would, but for this subsection, be payable;
- (b) where the taxable value of the land in respect of which the taxpayer is liable to land tax exceeds \$200 000—a remission of \$150 plus 15 per cent of the land tax that would, but for this subsection, be payable on that part of the taxable value of the land that exceeds \$200 000.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

D. B. DUNSTAN, Governor