



Queensland

# Land Amendment Regulation (No. 1) 2013

## Subordinate Legislation 2013 No. 144

made under the  
*Land Act 1994*

## Contents

---

		Page
1	Short title . . . . .	2
2	Commencement . . . . .	2
3	Regulation amended . . . . .	2
4	Amendment of s 26 (Definitions for div 1) . . . . .	2
5	Amendment of s 27 (Categories for rent assessment—Act, s 182) . . . . .	2
6	Amendment of s 29 (Category 12 lease) . . . . .	3
7	Amendment of s 36 (Matters for calculating rent (valuations for rental purposes)—Act, s 183). . . . .	3
8	Amendment of s 37 (Matters for calculating rent—Act, s 183) . . . . .	4
9	Amendment of s 38 (Minimum rent—Act, s 183) . . . . .	4
10	Amendment of s 39 (Percentage for protection against undue rental increases—Act, s 183AA) . . . . .	4
11	Amendment of sch 6 (Averaged value) . . . . .	5

**1 Short title**

This regulation may be cited as the *Land Amendment Regulation (No. 1) 2013*.

**2 Commencement**

This regulation is taken to have commenced on 1 July 2013.

**3 Regulation amended**

This regulation amends the *Land Regulation 2009*.

**4 Amendment of s 26 (Definitions for div 1)**

Section 26, definition *relevant category lease*, ‘12’—  
*omit, insert—*

12.1, 12.2

**5 Amendment of s 27 (Categories for rent assessment—Act, s 182)**

(1) Section 27(b), ‘12’—

*omit, insert—*

12.1

(2) Section 27(c) to (k)—

*renumber* as section 27(d) to (l).

(3) Section 27—

*insert—*

(c) category 12.2—residential (permit to occupy for short term accommodation purpose);

**6 Amendment of s 29 (Category 12 lease)**

- (1) Section 29, heading, '12'—

*omit, insert—***12.1 or 12.2**

- (2) Section 29, '12'—

*omit, insert—***12.1**

- (3) Section 29—

*insert—*

- (2) A lease is a category 12.2 lease if—

- (a) it is a permit to occupy only; and
- (b) under its conditions the permit may be used solely for, or it is being used solely for, a short term accommodation purpose.

*Example of short term accommodation purpose for paragraph (b)—*

staying at a fishing hut for a weekend or holiday period

**7 Amendment of s 36 (Matters for calculating rent (valuations for rental purposes)—Act, s 183)**

Section 36—

*insert—*

- (2) However, the prescribed valuation for a category 12.2 lease is \$11050 if the averaged value of the lease land for the rental period would be more than \$11050.

**8 Amendment of s 37 (Matters for calculating rent—Act, s 183)**

- (1) Section 37(2)(b), ‘12’—  
*omit, insert—*  
12.1
- (2) Section 37(2)(b), note—  
*omit.*
- (3) Section 37(2)(c) to (e)—  
*renumber* as section 37(2)(d) to (f).
- (4) Section 37(2)—  
*insert—*  
(c) for a category 12.2 lease—6%;

**9 Amendment of s 38 (Minimum rent—Act, s 183)**

- Section 38(a), ‘12’—  
*omit, insert—*  
12.1, 12.2

**10 Amendment of s 39 (Percentage for protection against undue rental increases—Act, s 183AA)**

- (1) Section 39(2), ‘12’—  
*omit, insert—*  
12.1 or 12.2
- (2) Section 39(7), definition *category 12 excluded lease*, ‘12’—  
*omit, insert—*  
12.1 or 12.2

**11 Amendment of sch 6 (Averaged value)**

Schedule 6, section 3, '12'—

*omit, insert—*

12.1, 12.2

---

ENDNOTES

- 1 Made by the Governor in Council on 18 July 2013.
- 2 Notified in the gazette on 19 July 2013.
- 3 Laid before the Legislative Assembly on . . .
- 4 The administering agency is the Department of Natural Resources and Mines.

© State of Queensland 2013

Authorised by the Parliamentary Counsel