



Queensland

Local Government (Approved Pensioners Rate Subsidy) Amendment Bill 2005



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2005

A Bill

for

An Act to amend the *Local Government Act 1993* to provide for the extension of the pensioner rate subsidy scheme to particular retirement village residents

*Local Government (Approved Pensioners Rate
Subsidy) Amendment Bill 2005*

The Parliament of Queensland enacts—

1

Clause 1 Short title

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This Act may be cited as the *Local Government (Approved Pensioners Rate Subsidy) Amendment Act 2005*.

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Clause 2 Act amended

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This Act amends the *Local Government Act 1993*.

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Clause 3 Insertion of new s 1035AA

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Chapter 14, part 6, division 1—

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insert—

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**‘1035AA Extension of pensioner rate subsidy scheme to
holder of leasehold interest in retirement village**

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‘(1) This section applies if—

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(a) a person (the *relevant pensioner*) is the holder of a leasehold interest in an accommodation unit occupied by the relevant pensioner in a retirement village; and

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(b) under the retirement village scheme for the retirement village, the relevant pensioner is required to contribute a share (the *relevant share*) of a rate payable to a local government for the retirement village land for the retirement village; and

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(c) the relevant share relates to the relevant pensioner’s leasehold interest in the accommodation unit; and

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(d) if the relevant pensioner were the holder of a freehold interest in the accommodation unit, the relevant pensioner would be entitled to a rate remission from the local government, for a rate payable by the relevant pensioner for the accommodation unit, under the operation of the following—

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|---|--------------------|
| (i) division 2; ¹ | 1 |
| (ii) a pensioner rate subsidy scheme established by the State and operated in conjunction with the local government. | 2
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| ‘(2) Section 1034 ² and the pensioner rate subsidy scheme must be applied in relation to the relevant share to the greatest practicable extent. | 5
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| ‘(3) The local government and the retirement village scheme operator must take all reasonable steps to ensure that the relevant pensioner receives the appropriate remission of the relevant share. | 8
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| ‘(4) In this section, each of the following has the same meaning it has under the <i>Retirement Village Act 1999</i> — | 12
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| (a) accommodation unit; | 14 |
| (b) leasehold interest; | 15 |
| (c) retirement village; | 16 |
| (d) retirement village land; | 17 |
| (e) retirement village scheme; | 18 |
| (f) retirement village scheme operator.’. | 19 |

1 Chapter 14 (Rates and charges), part 6 (Concessions), division 2 (Concessions for classes of land owners)

2 Section 1034 (Remission for occupancy by pensioners)