

[**PROOM**]

No. , 1931.

A BILL

To amend the law as to the rating of land belonging to religious bodies and to certain schools; to amend the Sydney Corporation Act, 1902, and certain other Acts; and for purposes connected therewith.

[MR. JAMES MCGIRR;— *August, 1931.*]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of **5** the same, as follows:—

1. This Act may be cited as the "Church and School Shows title.
Rating (Exemption) Act, 1931."

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200—(3)

2.

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Amendment of Act No. 35, 1902.

2. (1) The Sydney Corporation Act, 1902, is amended—

Sec. 110. (Assessment of lands, houses, &c.)

(a) by omitting from subsection five of section one hundred and ten the words "and no building used solely for public worship"; 5

(b) by inserting in the same subsection after the words "Public Instruction Act of 1880" the words "or any school registered under the Bursary Endowment Act, 1912";

(c) by inserting next after subsection five of the same section the following new subsection:—

(5A) No land which belongs to a religious body and which is occupied and used in connection with— 15

(a) any church or other building used or occupied for public worship;

(b) any building used or occupied solely as the residence of a minister of religion in connection with any such church or building; 20

(c) any Sunday school;

(d) any building used or occupied solely—

(i) for the purpose of religious training or teaching; or 25

(ii) as the residence of the official head of any religious body in the State of New South Wales or in any diocese within that State, 30

shall be liable to be assessed or rated in respect of any rate under this Act.

(2) This section shall commence on the first day of January, one thousand nine hundred and thirty-two. 35

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3. (1) The Local Government Act, 1919, is amended— Amendment of Act No. 41, 1919.

5 (a) by omitting paragraph (h) of subsection one of section one hundred and thirty-two and by inserting in lieu thereof the following new paragraph:— Sec. 132. (Definition of ratable land.)

(h) land which belongs to a religious body and which is occupied and used in connection with—

10 (i) any church or other building used or occupied for public worship;

15 (ii) any building used or occupied solely as the residence of a minister of religion in connection with any such church or building;

(iii) any Sunday school;

20 (iv) any building used or occupied solely—

(a) for the purpose of religious teaching or training; or

25 (b) as the residence of the official head of any religious body in the State of New South Wales or in any diocese within that State;

30 (b) (i) by inserting next after subsection four of section three hundred and seventy-nine the following new subsection and short heading:— Sec. 379. (Land supplied with water.)

Exemptions—Church lands.

35 (4A) (a) Water and sewerage local rates shall not be levied upon land which belongs to a religious body and which is occupied and used in connection with—

(i) any church or other building used or occupied for public worship;

(ii)

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- (ii) any building used or occupied solely as the residence of a minister of religion in connection with any such church or building;
- (iii) any Sunday school; 5
- (iv) any building used or occupied solely—
 - (a) for the purpose of religious teaching or training; or
 - (b) as the residence of the official head of any religious body in the State of New South Wales or in any diocese within that State; 10
 - (b) The council may make and levy charges for water supplied to or sewerage or drainage services rendered in respect of such lands, and any charges so made and levied may be recovered as rates. 15
- (ii) by omitting subsection six of the same section;
- (iii) by inserting in subsection eight of the same section after the word "under" the words "subsections five, 5A, and seven; 20

(2) This section shall commence on the first day of January, one thousand nine hundred and thirty-two.

Amendment of
Act No. 50, 1924.

4. (1) The Metropolitan Water, Sewerage, and Drainage Act, 1924-1928, is amended— 25

Sec. 88.
(Lands
exempted
from rates.)

- (a) by omitting paragraph (h) of subsection one of section eighty-eight and by inserting in lieu thereof the following new paragraph:—
- (h) land which belongs to a religious body and which is occupied and used in connection with— 30
 - (i) any church or other building used or occupied for public worship; 35
 - (ii) any building used or occupied solely as the residence of a minister of religion in connection with any such church or building; 40
 - (iii) 40

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- (iii) any Sunday school;
- (iv) any building used or occupied solely—
- (a) for the purpose of religious training or teaching; or
- (b) as the residence of the official head of any religious body in the State of New South Wales or in any diocese within that State;

(b) by omitting paragraph (k) of the same subsection and by inserting in lieu thereof the following new paragraph:—

- (k) land which belongs to and which is occupied and used in connection with any State school or any school registered under the Bursary Endowment Act, 1912, or any certified school under the Public Instruction (Amendment) Act, 1916, including any playground which belongs to and is used in connection with any such school.

(2) This section shall be deemed to have commenced on the first day of July, one thousand nine hundred and thirty-one.

5. (1) The Hunter District Water Supply and Sewerage Act, 1892-1928, is amended—

Amendment of
Act 55 Vic.,
No. 27.

(a) (i) by inserting next after paragraph ten of subsection one of section thirty-five the following new paragraph:—

Sec. 35.
(Board may
make
by-laws.)

(xA) the determining, making, and levying of charges in respect of property not ratable for water supply;

(ii) by inserting next after paragraph nineteen of the same subsection the following new paragraph:—

(xixA) the determining, making, and levying of charges in respect of property not ratable for sewerage;

(b)

Sec. 64.
(Exemption
of churches,
&c., from
payment of
rates.)

Sec. 128.
(As to sewerage
rate on churches
and buildings
used as Sunday
schools, &c.)

News s. 91A.

Property
exempt from
rates.

- (b) by omitting from section sixty-four the words
“any cathedral, church, chapel, or other
building used exclusively for public worship,
any building used exclusively as a Sunday
school, or for religious teaching only”;
- (c) by omitting section one hundred and twenty-
eight;

- (d) by inserting next after section ninety-one the
following new section:—

91A. (1) No rates shall be levied upon— 10

- (a) land which belongs to a religious body
and which is occupied and used in
connection with—
- (i) any church or other building used
or occupied for public worship; 15
- (ii) any building used or occupied solely
as the residence of a minister of
religion in connection with any
such church or building;
- (iii) any Sunday school; 20
- (iv) any building used or occupied
solely—
- (a) for the purpose of religious
training or teaching; or
- (b) as the residence of the official 25
head of any religious body in
the State of New South Wales
or in any diocese within that
State;

- (b) land which belongs to and which is 30
occupied and used in connection with
any State school or any school regis-
tered under the Bursary Endowment
Act, 1912, or any certified school under
the Public Instruction (Amendment) 35
Act, 1916, including any playground
which belongs to and is used in con-
nection with any such school.

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5 (2) (a) The Board may in respect of any such land determine, make, and levy charges for water supplied or sewerage or drainage services rendered in respect of such lands, and any charges so determined, made, and levied may be recovered as rates.

 (b) Such charges shall be fixed by the by-laws and may be made payable in advance or otherwise.

10 (2) This section shall be deemed to have commenced on the first day of July, one thousand nine hundred and thirty-one.
