



Victoria Daly Shire Council

Rates Declaration for 2011/2012

Amended Declaration made Friday, 16 December 2011

Rates

Victoria Daly Shire Council ("the Council") makes the following declaration of rates pursuant to Chapter 11 of the Local Government Act ("the Act").

1. Pursuant to Section 149 of the Act, the Council adopts the Unimproved Capital Value (UCV) method as the basis of the assessed value of allotments within the shire area.
2. The Council intends to raise, for general purposes by way of rates, the amount of \$603,911.00 which will be raised by the application of:
 - (a) *Differential rates with differential minimum amounts being payable in application of each of those differential rates.*
 - (b) *A fixed charge ("flat rate").*
3. The Council hereby declares the following rates:
 - (a) With respect to every allotment of rateable land owned by a **Land Trust or Aboriginal community living area association** within the shire that is used for **residential purposes**, a flat rate of \$656 for each allotment multiplied by:
 - (i) the number of separate parts or units that are adapted for separate occupation or use (pursuant to section 148(4) of the Act) on each allotment; or
 - (ii) the number 1;whichever is greater.
 - (b) With respect to every allotment of rateable land owned by a **Land Trust or Aboriginal community living association** within the shire that is used for **commercial or business purposes**, a flat rate of \$776 for each allotment multiplied by:
 - (i) the number of separate parts or units that are adapted for separate occupation or use (pursuant to section 148(4) of the Act) on each allotment; or
 - (ii) the number 1;whichever is greater.

- (c) With respect to every allotment of conditionally rateable land within the shire area not otherwise described elsewhere in this declaration:
- (i) differential rate of 0.0656% of the assessed value as at 1 July 2008 of all land held under a **pastoral lease**, with the minimum amount being payable in the application of that differential rate, being \$328;
 - (ii) differential rate of 0.311% of the assessed value a of all land occupied under a mining tenement, being an **active mining, extractive or petroleum lease**, with the minimum amount being payable in the application of that differential rate, being \$777;
- (d) With respect to every allotment of rateable land within the shire area not otherwise described elsewhere in this declaration that is used for **residential purposes**, a flat rate of \$656 for each allotment.
- (e) With respect to every allotment of rateable allotment of rateable land within the shire area not otherwise described elsewhere in this declaration that is used for **commercial or business purposes**, a differential rate of 0.301243% of the assessed value of such land with minimum amounts being payable in the application of that differential rate, being \$776 multiplied by:
- (i) the number of separate parts or units that are adapted for separate occupation or use (pursuant to section 148(4) of the Act) on each allotment; or
 - (ii) the number 1;
- whichever is greater.

Charges

4. Pursuant to Section 157 of the Act, the Council declares the following charges in respect of the garbage collection services it provides for the benefit of all **residential** land within the following designated communities and townships within the shire area (except such land as the Council from time to time determines to be exempt or excluded from the provision of such services or for which the Council has determined it is impractical to provide such services).
5. The designated communities and townships within the shire area are Pine Creek, Timber Creek, Daguragu, Kalkarindji, Nauiyu Nambiyu, Palumpa, Peppimenarti, Wadeye and Yarralin Communities.
6. Council intends to raise \$478,753 by these charges.
7. For the purposes of paragraphs 8 & 9:
 - “residential dwelling” means a dwelling house, flat or other substantially self contained residential unit or building on residential land and includes a unit within the meaning of the *Unit Titles Act*.
 - “residential land” means land used or capable of being used for residential purposes (but does not include land on which there is no residential dwelling).

- the “garbage collection service” comprises a collection service of one garbage collection visit per week with a maximum of one 240 litre mobile bin (or equivalent) per garbage collection visit.

8. The following charges are declared:

- (a) A charge of \$522 per annum per **residential dwelling** in respect of the **garbage collection service** provided to, or which Council is willing and able to provide to, each residential dwelling within Daguragu, Nauiyu Nambiyu, Palumpa, Peppimenarti, Wadeye, Yarralin, and Kalkarindji communities and the townships of Pine Creek and Timber Creek.
- (b) A charge of \$236 per annum per **residential dwelling** in respect of each additional bin provided to, or which Council is willing and able to provide to, residents of each residential dwelling within Daguragu, Nauiyu Nambiyu, Palumpa, Peppimenarti, Wadeye, Yarralin, and Kalkarindji communities and the townships of Pine Creek and Timber Creek.

Other than a residential dwelling to which paragraph 9 applies.

- (c) A charge of \$946 per annum for each allotment used for **commercial or industrial purposes** in respect of the garbage collection service provided to, or which Council is willing and able to provide to, each such allotment within Daguragu, Nauiyu Nambiyu, Palumpa, Peppimenarti, Wadeye, Yarralin, and Kalkarindji communities and the townships of Pine Creek and Timber Creek.
- (d) A charge of up to a maximum of 10 times the base rate per annum, at the discretion of the CEO, will be applied to **large commercial operations**, in respect to garbage collection service provided to, or which Council is will and able to provide to, each such allotment within Daguragu, Nauiyu Nambiyu, Palumpa, Peppimenarti, Wadeye, Yarralin, and Kalkarindji communities and the townships of Pine Creek and Timber Creek.
- (e) For each allotment of land within the Shire boundary that is not a business enterprise, a charge of \$164 per allotment of land on which there is no residential dwelling except for pastoral leases.

The waste management service shall consist of unlimited access to Council’s Waste Management Facility for the deposit of waste generated from residential land only.

- (f) For each allotment of land within the Shire boundary that does not receive a **garbage collection service** and is a business enterprise, a charge of \$430 per allotment of land on which there is no residential dwelling.

The waste management service shall consist of unlimited access to Council’s Waste Management Facility for the deposit of waste generated from business land (pastoral and mining) only.

9. Where the person liable to pay the charge satisfies Council that a comparable alternative garbage service is being provided to the residential dwelling in respect of which the charges applies, a charge of \$422 shall apply.

Relevant interest rate

10. The Council fixes the relevant interest rate for the late payment of rates and charges in accordance with Section 162 of the Act at the rate 17 % per annum which is to be calculated on a daily basis.

Payment

11. The Council offers quarterly instalment options for payment of rates and charges and determines that the first (1) instalment of rates and charges declared under this declaration must be paid within 28 days, being October 29th 2011, of the issue of a rates notice under section 159 of the Act.

The second (2) instalment due date is set as December 19th 2011.

The third (3) instalment due date is set as February 27th 2012.

The fourth (4) and final instalment due date is set as April 30th 2012.

Instalments falling due on a weekend or public holiday may be paid by the following business day, without incurring any penalty. A ratepayer who fails to pay the rates and charges notified under the relevant rates notice under section 159 of the Act may be sued for recovery of the principal amount of the rates and charges, late payment penalties, and costs reasonably incurred by Council in recovering or attempting to recover the rates and charges.