



# Rates Declaration 2015 - 2016

Declaration made 22 July 2015

East Arnhem Regional Council ("the Council") makes the following declaration of rates pursuant to Chapter 11 of the Local Government Act ("the Act").

## RATES

- 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 Council Area.
- 2) The Council intends to raise, for general purposes by way of rates, the amount of \$1,560,000 which will be raised by the application of:
  - a) Differential valuation-based charges ("differential rates") with a minimum amount being payable in application of each of those differential rates; and
  - b) A fixed charge ("flat rate")
- 3) The Council hereby declares the following rates in the following paragraphs 3(a) to 3(d) inclusive:
  - a) MINING TENEMENTS  
  
With respect to all mining tenements within the Council Area, a differential rate of 0.34% of the assessed value of all land occupied under a mining tenement with the minimum amount being payable in the application of that differential rate being \$867.34

In the interpretation of this part (a):

- i) *Assessed value* has the defined meaning in section 149 (3) of the Act and which adopts the same UCV method of assessing value;
- ii) *Mining tenement* has the defined meaning set out in the Act;
- iii) Contiguous mining tenements owned or occupied by a rate payer and/or reasonably proximate mining tenements owned by a rate payer will be rated as if they are single mining tenement;
- iv) Where the owner of the mining tenement is also the owner of the land tenure underlying the mining tenement, and is liable for rates for the underlying land tenure, the only rates payable are either the rates payable for the underlying land tenure or the rates payable for the mining tenement, whichever is the highest.

#### b) PASTORAL LEASES

With respect to all pastoral leases within the Council Area, a differential rate of 0.0297% of the assessed value of such land, with the minimum amount being payable in the application of that differential rate being \$366.48:

#### c) RESIDENTIAL

With respect to that class of rateable land within the Council Area not otherwise described above that is used for residential purposes or capable of such use a flat rate of \$1,809.02 per allotment.

For the purposes of this paragraph, and pursuant to Section 147 of the Act, Council may divide a parcel of land that is subject to the same ownership into separate allotments if:

- i) The allotments are subject to separate occupation; or
- ii) The allotments fall within different zones; or
- iii) There is some other good reason for disaggregating the parcel into separate allotments.

#### d) COMMERCIAL

With respect to that class of rateable land within the Council Area not otherwise described above and that is used for commercial, industrial or other business purposes and irrespective of any intention to profit from such use, a flat rate of \$2,142.29 per allotment.

# CHARGES

4) Pursuant to Section 157 of the Act, the Council declares the following charges in respect of the garbage collection services it provides to all residential dwellings in the following communities and townships within the Council Area:

- Angurugu
- Umbakumba
- Milyakburra
- Ramingining
- Milingimbi
- Gapuwiyak
- Galiwinku
- Yirrkala
- Gunyangara

5) Council intends to raise \$1,694,000 by these charges.

6) The Council declares a charge of \$1,576.85 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 the communities and townships identified in paragraph 4 above.

7) For the purposes of paragraphs 4 & 6:

- “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.
- “garbage collection service” comprises a kerbside collection service of two garbage collection visits per week with a maximum of two 240 litre mobile bins per garbage collection visit. The Council will only provide any wheelie bins, either additional or replacement bins, at the cost of the rate payer.

# RELEVANT INTEREST RATE

8) 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 of 15.65% per annum which is to be calculated on a daily basis from 28 days after the date of issue of rate notices until the date payment is made.

# PAYMENT

9) The Council determines that the rates and charges under this declaration must be paid within 28 days of the issue of rates notice under section 159 of the Act. No installment payments under section 161 of the Act are proposed.

Payments falling due on a weekend or public holiday may be paid by the following business day, without incurring any late payment interest.

A ratepayer who fails to pay 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 interest, and costs reasonably incurred by Council in recovering or attempting to recover the rates and charges.