Rate Rebate Application Form

Please complete this form in **BLOCK LETTERS** and return by:

- **Post:** PO Box 11, Victor Harbor SA 5211
- **Email:** localgov@victor.sa.gov.au
- **In person:** 1 Bay Road, Victor Harbor

Applicant Details

Name _____

Company _____

Address _____

_____

Email _____ Phone _____

Property Details

Property ID _____ Valuation Number _____

Address _____

_____

Owner _____

Note: If the application for a rate rebate is for multiple properties, each assessment must be separately identified (a separate listing can be attached if necessary)

Categories of rebate

Please tick the category of rebate under which you are seeking a rebate (section numbers quoted refer to the Local Government Act 1999

Mandatory 100% rebate

- ☐ **Health Service (Section 160) –** land being predominantly used for service delivery or administration by a hospital or health centre incorporated under the South Australia Health Commission Act 1976
- ☐ **Religious Purposes (Section 162)** - land containing a church or other building used for public worship (and any grounds), or land solely used for religious purposes
- ☐ **Public Cemeteries (Section 163)** - land being used for the purposes of a public cemetery
- ☐ **Royal Zoological Society of SA (Section 164)** - land (other than land used as domestic premises) owned by, or under the care, control and management of, the Royal Zoological Society of South Australia Incorporated

PO Box 11
1 Bay Road
Victor Harbor SA 5211

www.victor.sa.gov.au

P 08 8551 0500
F 08 8551 0501
E localgov@victor.sa.gov.au

Mandatory 75%

- ☐ **Educational Purposes (section 165) –** land that is
  - ☐ Occupied by a Government school under lease or licence and being used for educational purposes, or
  - ☐ Occupied by a Non-government school registered under the Educational and Early Childhood Services (Registration and Standards) Act 2011 and being used for educational purposes, or
  - ☐ Used by a university or university college to provide accommodation and other forms of support to students on a not-for-profit basis
- ☐ **Community Services (Section 161)** - land being predominantly used for service delivery and/or administration by a community services organisation

  To qualify as a Community Service Organisation you must meet the following criteria;
  (a) Is incorporated on a not for profit basis for the benefit of the public, **AND**
  (b) Provides community services without charge or for a charge that is below the cost to the body of providing the services, **AND**
  (c) does not restrict its services to persons who are members of the body

  Which of the following services does your organisation provide from the property?
  - ☐ Emergency accommodation
  - ☐ Food or clothing for disadvantaged persons
  - ☐ Supported accommodation (select at least one of the following)
    - ☐ Residential care facility that is approved for Commonwealth funding under the Aged Care Act 1997(Cwlth)
    - ☐ Accommodation for persons with mental health difficulties, intellectual or physical difficulties or other difficulties who require support in order to live an independent life
    - ☐ Accommodation provided by a community housing provider registered under the Community Housing Providers National Law that is incorporated on a not-for-profit basis for the benefit of the public
  - ☐ Essential services or employment support for persons with mental health difficulties or with intellectual or physical disabilities
  - ☐ Legal services for disadvantaged persons
  - ☐ Drug or alcohol rehabilitation services
  - ☐ Research into or community education about disease or illness, or palliative care to persons who suffer from disease or illness

  Note: Disadvantaged persons are disadvantaged by reasons of poverty, illness, frailty or mental, intellectual or physical disability.

Are you seeking an increase to the Mandatory 75% rebate? **Yes** **No**

If you have answered yes, please indicate the amount of rebate you are applying for and the reasons to justify your request; _____%

_____

_____

_____

_____

_____

_____

Discretionary Rebate (Section 166)

Council may grant a rebate of rates at it's discretion in any of the following cases. Please indicate which of the following cases is applicable to your application;

- ☐ (a) the rebate is desirable for the purpose of securing the proper development of the area (or a part of the area)
- ☐ (b) the rebate is desirable for the purpose of assisting or supporting a business in its area
- ☐ (c) the rebate will be conducive to the preservation of buildings or places of historic significance
- ☐ (d) the land is being used for educational purposes
- ☐ (e) the land is being used for agricultural, horticultural or floricultural exhibitions
- ☐ (f) the land is being used for a hospital or health centre
- ☐ (g) the land is being used to provide facilities or services for children or young persons
- ☐ (h) the land is being used to provide accommodation for the aged or disabled
- ☐ (i) the land is being used for a residential aged care facility that is approved for Commonwealth funding under the Aged Care Act 1997 (Commonwealth) or a day therapy centre
- ☐ (j) the land is being used by an organisation which provides a benefit or service to the local community
- ☐ (k) the rebate relates to common property or land vested in a community corporation under the Community Titles Act 1996 over which the public has a free and unrestricted right of access and enjoyment
- ☐ (l) the rebate is appropriate to provide relief against what would otherwise amount to a substantial change in rates payable due to:
  - ☐ a redistribution of the rates burden within the community arising from a change to the basis or structure of the council's rates, or
  - ☐ a change to the basis on which land is valued for the purpose of rating, rapid changes in valuations, or anomalies in valuations
- ☐ (m) where the rebate is appropriate to provide relief in order to avoid what would otherwise constitute:
  - ☐ a liability to pay a rate or charge that is inconsistent with the liabilities that were anticipated by the council in its annual business plan, or
  - ☐ a liability that is unfair or unreasonable
- ☐ (n) where the rebate is to give effect to a review of a decision of the council under chapter 13 part 2 of the Act (Internal Review of Council actions)
- ☐ (o) where the rebate is contemplated under another provision of this Act

Please specify the amount of discretionary rebate you are applying for _____%

Please specify why you believe the Council should grant a rebate of rates for the applicant property.

_____

_____

_____

_____

_____

_____

_____

_____

Supporting Documentation

The Council requires you to attach the following information to this application:

- Evidence that the land is being predominately used for the purpose for which the rebate is being sought

Community Services Rebate

- Evidence that the land is being used for service delivery and/or administration
- A copy of the organisation's Constitution and/or other documentation establishing that it is incorporated on a not-for-profit basis
- A copy of the organisation's latest Annual Report
- Evidence that the service is provided free of charge or below cost
- Evidence that the service is provided to persons other then members
- Evidence (if any) of receipt of State or Commonwealth Government funding

Discretionary Rebates

- The nature and extent of council services provided to the land in comparison to similar services provided elsewhere in the council area
- The community need (if any) that is being met by the activities carried out on the land
- The extent (if any) to which the activities carried out on the land provides assistance or relief to disadvantaged persons
- The extent of financial assistance (if any) being provided by Commonwealth or State Government, or other community grants (including from the City of Victor Harbor)

Please note: Additional information may be requested after receipt of your application. It is the responsibility of the applicant to establish their claim for entitlement to a rebate and supply all the information required to substantiate this claim. Where insufficient information or evidence is supplied, applications may be denied.

Important Information and Declaration

It is an offence for a person or body to make a false or misleading statement or representation in an application or to provide false or misleading information or evidence in support of an application made (or purporting to be made) under the Act.
The maximum penalty for this offence is $5,000.00 (Section 159 (2) of the Local Government Act 1999).

The Council may grant a rebate of rates or charges on such conditions as the Council thinks fit.

If a person or body has the benefit of a rebate of rates and the grounds on which the rebate has been granted cease to exist, the person or body must immediately inform the Council of that fact and (whether or not the Council is so informed) the entitlement to a rebate ceases.
If a person or body fails to notify the Council that person or body is guilty of an offence and liable to a maximum penalty of $5,000.00 (Section 159 (7) and (8) of the Local Government Act 1999).

The Council may, for proper cause, determine that an entitlement to a rebate of rates under the Act no longer applies.

Where an entitlement to a rebate of rates ceases or no longer applies during the course of a financial year, the Council is entitled to recover rates, or rates at the increased level (as the case may be), proportionate to the remaining part of the financial year.

I declare that the information I have provided on and attached to this application form is true and correct.

Print Full Name _____ Date _____

Signature _____