

Valuation of Land Regulation 2018

[2018-285]

New South Wales

Status Information

Currency of version

Current version for 22 June 2018 to date (accessed 20 September 2018 at 22:10).

Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

The provisions displayed in this version of the legislation have all commenced. See Historical notes

Staged repeal status

This legislation is currently due to be automatically repealed under the *Subordinate Legislation Act 1989* on 1 September 2023

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the *Interpretation Act 1987*.

File last modified 22 June 2018.

Valuation of Land Regulation 2018

[2018-285]

New South Wales

Contents

- 1 Name of Regulation
- 2 Commencement
- 3 Definitions
- 4 Crown lease restricted land
- 5 Lodgment of objections
- 6 Withdrawal of objections
- 7 Affixing of marks to documents
- 8 Service of notices
- 9 Repeal and savings

Historical notes

Valuation of Land Regulation 2018

New South Wales

1 Name of Regulation

This Regulation is the *Valuation of Land Regulation 2018*.

2 Commencement

This Regulation commences on the day on which it is published on the NSW legislation website.

Note. This Regulation repeals and replaces the *Valuation of Land Regulation 2012*, which would otherwise be repealed on 1 September 2018 by section 10 (2) of the *Subordinate Legislation Act 1989*.

3 Definitions

(1) In this Regulation:

electronic communication has the same meaning as in the *Electronic Transactions Act 2000*.

the Act means the *Valuation of Land Act 1916*.

Note. The Act and the *Interpretation Act 1987* contain definitions and other provisions that affect the interpretation and application of this Regulation.

(2) Notes included in this Regulation do not form part of this Regulation.

4 Crown lease restricted land

The prescribed classes or descriptions of leases for the purposes of section 14I (2) (d) of the Act are leases for agricultural or pastoral purposes of land owned by or vested in any of the following bodies on behalf of the Crown:

- (a) the New South Wales Land and Housing Corporation,
- (b) the Planning Ministerial Corporation,
- (c) the Albury-Wodonga Development Corporation immediately before its abolition by the *Albury-Wodonga Development Corporation (Abolition) Act 2014* of the Commonwealth,
- (d) the Ministerial Development Corporation constituted under the *Growth Centres (Development Corporations) Act 1974*,
- (e) Roads and Maritime Services,
- (f) the Sydney Water Corporation,
- (g) the Hunter Water Corporation.

5 Lodgment of objections

(1) For the purposes of section 31 (1) of the Act, the prescribed time is the period of 60 days after:

- (a) the date of service of the notice of valuation under section 29, or
 - (b) in the case of a valuation for the purposes of the *Land Tax Management Act 1956*, the date of service of the relevant land tax assessment under section 14 of the *Taxation Administration Act 1996*.
- (2) For the purposes of section 35 (1) of the Act, an objection to a valuation, allowance or apportionment factor is sufficiently lodged with the Valuer-General if it is lodged:
- (a) in person or by post:
 - (i) at the office of the Valuer-General, or
 - (ii) in the case of a valuation, allowance or apportionment factor for which notice under section 29 of the Act has been given by a rating or taxing authority on behalf of the Valuer-General, at the office of that authority, or
 - (b) by electronic communication, using the Valuer-General's online objection lodgement facility, or
- Note.** Part 2 of the *Electronic Transactions Act 2000* makes provision for determining the time and place of the dispatch and receipt of an electronic communication.
- (c) in any other way approved by the Valuer-General.

6 Withdrawal of objections

An objector may withdraw an objection under section 29 or 31 of the Act by written notice served on the Valuer-General.

7 Affixing of marks to documents

- (1) If under the Act or this Regulation a document is required to be signed by a person who is blind, illiterate or otherwise unable to read written English, the person must affix the person's mark to the document in the presence of a witness.
- (2) The witness must certify that:
 - (a) the document was previously read to or explained to the person by the witness, and
 - (b) the person appeared fully to understand the nature and effect of the document.

8 Service of notices

- (1) A notice that is permitted or required by the Act or this Regulation to be served (whether the word "serve", "give", "send" or "notify" or another expression is used) may be served personally or by post.
- (2) A notice of valuation under section 29 (1) or (4) may also be served by sending it by means of electronic communication if the person on whom the notice is required to be served consents to the information being served by those means.

Note. Part 2 of the *Electronic Transactions Act 2000* makes provision for determining the time and place of the dispatch and receipt of an electronic communication.

9 Repeal and savings

- (1) The *Valuation of Land Regulation 2012* is repealed.

- (2) Any act, matter or thing that, immediately before the repeal of the *Valuation of Land Regulation 2012*, had effect under that Regulation continues to have effect under this Regulation.

Historical notes

The following abbreviations are used in the Historical notes:

Am	amended	LW	legislation website	Sch	Schedule
Cl	clause	No	number	Schs	Schedules
Cll	clauses	p	page	Sec	section
Div	Division	pp	pages	Secs	sections
Divs	Divisions	Reg	Regulation	Subdiv	Subdivision
GG	Government Gazette	Regs	Regulations	Subdivs	Subdivisions
Ins	inserted	Rep	repealed	Subst	substituted

Table of amending instruments

Valuation of Land Regulation 2018 (285). LW 22.6.2018. Date of commencement, on publication on LW, cl 2.