

Aboriginal and Torres Strait Islander Land (Providing Freehold) and Other Legislation Amendment Bill 2014

Erratum to Explanatory Notes

Title of the Bill

Aboriginal and Torres Strait Islander Land (Providing Freehold) and Other Legislation
Amendment Bill 2014 (the Bill).

Reasons for Erratum

The erratum is necessary to clarify certain explanations and correct minor editorial errors.

The explanation for the amendments in the Bill that provide for statutory valuations in
Indigenous Local Government Areas (ILGAs) states that the Bill:

- (a) amends the *Land Valuation Act 2010* to provide that all ILGAs are subject to
statutory valuations; and
- (b) amends the *Local Government Regulation 2012* to provide for general rating of
these council areas.

Part (b) of the explanation is incorrect. While the *Local Government Regulation 2012*
will subsequently be amended to provide for rating of these council areas, it is not
provided for under this Bill and any required regulatory change will be progressed
separately.

The explanations for several clauses in the Bill contain incorrect references to a Part of the
Torres Strait Islander Land Act 1991.

Explanatory Notes

Policy objectives and the reasons for them

Valuations

Omit paragraph 1 and insert:

‘Currently the state does not provide ratings valuations for the land that the Bill applies to.
While the Indigenous local governments cannot set rates, they are able to recover their costs

through service charges and levies. The Bill provides for Indigenous local governments to be treated in the same way as other local governments – they will receive statutory land valuations for rateable land.’

Achievement of policy objectives

Valuations

Omit paragraph 1 and insert:

‘The Bill amends the *Land Valuation Act 2010* to provide that all Indigenous Local Government Areas (ILGAs) are subject to statutory valuations. These amendments put Indigenous local governments on the same footing as all other local governments – they will receive statutory land valuations for rateable land.’

Notes on Provisions

Clause 45 Amendment of s 142 (Trustee (Torres Strait Islander) leases)

Omit ‘Part 11’ and insert ‘Part 8’.

Clause 47 Amendment of s 148 (Use of Torres Strait Islander land preserved)

Omit ‘Part 11’ and insert ‘Part 8’.

Clause 48 Amendment of s 182 (Who may appeal)

Omit ‘Part 11’ and insert ‘Part 8’.

Clause 49 Amendment of s 185 (Notice of appeal)

Omit ‘Part 11’ and insert ‘Part 8’.

Clause 51 Omission of s 193 (Application of Residential Tenancies and Rooming Accommodation Act 2008)

Omit ‘Part 10’ and insert ‘Part 8’.

Clause 53 Amendment of sch 1 (Dictionary)

Omit ‘Part 11’ and insert ‘Part 8’.