

# Rating Exemption Application

**Lodge Applications** at Ballina Shire Council • 40 Cherry Street Ballina (Mon-Fri 8.15am to 4.30pm)  
**mail** PO Box 450 Ballina 2478 • **e** council@ballina.nsw.gov.au  
**t** 1300 864 444 • **w** ballina.nsw.gov.au

Use this form to apply for an exemption from rates under the *Local Government Act 1993*.

## Property Details *as found on your rates notice*

Rate Assessment Number

Lot Number

Plan Number *DP or SP*

Property Address

## Applicant Details

Name of Organisation or Entity

ABN *if applicable*

Address of Organisation

Name of Applicant or Applicant's Representative

Address of Applicant or Applicant's Representative

Contact Number *office hours*

Email Address

## Use of Land

Please provide details of the purpose for which the parcel of land is being used

Are there dwellings situated on the land?

 Yes No

If Yes, are the dwellings leased?

 Yes No

## Important Information

### How does Council decide if a rating exemption should apply?

Council complies with the NSW Local Government Act 1993 (LGA) and specifically with Sections 554 through 559 which provide the criteria for land that is exempt.

- [Section 554 LGA states that all land is rateable unless exempt](#)
- [Section 555 LGA lists land exempt from all rates and charges.](#)
- [Section 556 LGA lists land exempt from all rates and charges other than water and sewer supply special rates.](#)

### Guidelines to Determining Factors for Rating Exemption

*Ownership/land that belongs* means that the land must be in freehold ownership or for Crown land, held under lease or license. Private leases or rental contracts are not considered to be ownership under the LGA.

### Appeals against rateability

#### [Section 574 LGA](#)

A rateable person may appeal to Council to review its decision; and/or to the Land and Environment Court within 30 days of service of the rates and charges notice.

### Notes to Applicants

- Applications for exemption from rating will only be approved where the eligibility requirements under the LGA have been met and are evidenced.
- In many cases the actual use of the land will determine eligibility for exemption from rating under the LGA.
- Applicants are encouraged to provide any information or evidence that will assist Council in making a decision on the application.
- Council may contact the application to request further information when assessing an application, if required.

## Supporting Documentation

If the application is on behalf of a public benevolent institution or public charity, additional supporting information is required:

- A copy of your organisation's Articles of Association, Constitution, or Memorandum of Business which makes clear the organisation's purpose.
- A copy of current ABN statement (which will list charity or not-for-profit or public benevolent institution status).
- Australian Charities and Not-for-Profits Commission Register Summary (confirming registration of the organisation for charitable purposes).

## Privacy Protection Notice

The completed Rating Exemption application form contains personal information which is being collected for the purpose of determining eligibility for rating exemption and to enable Council to perform any other duty or task under any relevant legislation. The information will be processed by the Corporate and Community Division and may be made available to public enquiries under the Government Information (Public Access) Act. The information supplied is required under the Government Information (Public Access) Act. The information will be stored in Council's electronic document management system.

Signature of Applicant

Date