Gawler Administration Centre
43 High Street, Gawler East SA 5118 (PO Box 130 Gawler SA 5118)
Phone: 08 8522 9211
Email: council@gawler.sa.gov.au Website: www.gawler.sa.gov.au

Rate Rebate Application

1. DETAILS OF APPLICANT			
Applicant Name:			
Postal Address:			
	Suburb:	State:	Postcode
Phone:			
Email Address:			

If the applicant is not a natural person (ie company or organisation), please provide details of a contact person for the applicant:

Contact Name:	
Contact's Position:	
Contact Phone:	
Contact Email Address:	

2. DETAILS OF THE PROPERTY OF WHICH THE REBATE IS BEING SOUGHT			
Property Address:			
	Suburb:	State:	Postcode
Certificate of Title Number:			
Rates Assessment Number:			
Property Owner/s Full Name:			

3. CATEGORIES OF REBATE

Please tick the category of rebate under which you are seeking a rebate:

3.1 Mandatory Rebate

☐ (A) Health Services – land being predominantly used for service delivery or administration by a hospital or health centre incorporated under the South Australia Health Commission Act 1976.

☐ (B) Religious Purposes – land containing a church or other building used for public worship (and any grounds), or land solely used for religious purposes.

☐ (C) Public Cemeteries – land being used for the purposes of a public cemetery.

☐ (D) Community Services – land being predominantly used for service delivery and administration by a community services organisation.

To be eligible for a Community Services Mandatory Rebate your organisation must satisfy all of the following:

☐ (i) is incorporated on a not for profit basis for the benefit of the public; and

☐ (ii) provides community services without charge or for a charge that is below the cost to the body of providing the services; and

☐ (iii) does not restrict its services to persons who are members of the body.

If you have ticked (i), (ii) and (iii) above, which of the following community services does your organisation provide:

☐ emergency accommodation;

☐ food or clothing for disadvantaged persons (i.e. persons who are disadvantaged by reason of poverty, illness, frailty, or mental, intellectual or physical disability);

☐ supported accommodation:

(i) Residential care facilities that are approved for Commonwealth funding under the Aged Care Act 1997; or

(ii) Accommodation for persons with mental health difficulties, intellectual or physical difficulties, or other difficulties, who require support in order to live an independent life; or

(iii) Accommodation for persons provided by housing associations registered under the South Australian Co-operative and Community Housing Act 1991.

☐ essential services, or employment support, for persons with mental health disabilities, or with intellectual or physical disabilities;

☐ legal services for disadvantaged persons;

☐ drug or alcohol rehabilitation services; and/or

☐ research into, or community education about, diseases or illnesses, or palliative care to persons who suffer from diseases or illnesses.

Please refer to Clause 4.1 for additional information which **must** be provided in support of this application.

☐ (E) Educational Purposes

Please indicate which of the following criteria apply:

☐ land occupied by a government school under a lease or licence and being used for educational purposes; or

☐ land occupied by a non-government school registered under Part 5 of the Education Act 1972 and being used for educational purposes; or

☐ land being used by a University or University College to provide accommodation and other forms of support for students on a not for profit basis.

3.2 Discretionary Rebate

The Council may in its discretion grant a rebate of rates in any of the following cases. Please indicate which of the following 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 agricultural, horticultural or floricultural exhibitions;

☐ (E) The land is being used to provide facilities or services for children or young persons;

☐ (F) The land is being used to provide accommodation for the aged or disabled;

☐ (G) The land is being used for a residential aged care facility that is approved for Commonwealth funding under the Aged Care Act 1987 (Commonwealth) or a day therapy centre;

☐ (H) The land is being used by an organisation which provides a benefit or service to the local community;

☐ (I) 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;

☐ (J) The rebate is appropriate to provide relief against what would otherwise amount to a substantial change in rates payable by a ratepayer due to:

(i) a redistribution of the rates burden within the community arising from a change to the basis or structure of the Council's rates;

(ii) a change in the basis of valuation used for the purposes of rating, rapid changes in valuations, or anomalies in valuations.

☐ (K) Where the rebate is considered by the Council to be appropriate to provide relief in order to avoid what would otherwise constitute:

(i) a liability to pay a rate that is inconsistent with the liabilities that were anticipated by the Council in its annual business plan; or

(ii) a liability that is unfair or unreasonable;

☐ (L) Where the rebate is to give effect to a review of a decision of the Council in accordance with its Review of Council Decisions Policy and Chapter 13 Part 2 of the Act;

☐ (M) Where the rebate is contemplated under another provision of the Act.

Note: Service rates and charges are ineligible for a rebate.

If you are applying for a Discretionary Rebate under Clause 3.2 of this Application, please specify the rebate amount and/or percentage you are applying for

Please specify why you (or your organisation) need financial assistance through a rebate and why the amount of rebate you have applied for is appropriate

4. Additional Information Required

The Council requires you to attach the following additional information to this Application:

4.1 Where you are seeking a Mandatory Rebate under Clause 3.1 of this Application (Community Services):

- ☐ (A) evidence that the land is being used for service delivery and/or administration;
- ☐ (B) a copy of the organisation's Constitution and/or other documentation establishing that it is incorporated on a not-for-profit basis;
- ☐ (C) a copy of the organisation's latest Annual Report;
- ☐ (D) evidence that the organisation provides services free of charge or below cost;
- ☐ (E) evidence that the organisation provides services to persons other than members.

4.2 Where you are seeking a rebate under any other purpose:

- ☐ (A) evidence that the land is being used for the purpose for which the rebate is being sought;
- ☐ (B) information as to whether, and if so to what extent, you (or your organisation) will be providing a service within the Council area;
- ☐ (C) whether you have made or intend to make an application to another Council;
- ☐ (D) the value of financial assistance (if any) being provided by Commonwealth or State agencies;
- ☐ (E) whether you are in receipt of a community grant (and its $ value);
- ☐ (F) a copy of your independently audited financial statements for the last 3 years;
- ☐ (G) any other information that you believe is relevant in support of this Application.

5. Submitting Applications

This application form, together with all requested supporting documentation outlined in Clauses 4.1 and 4.2 above, **must** be forwarded to Council.

A failure to submit the application form and/or to provide the additional information required by the Council to assess the application before the closing date for applications will result in the Council refusing to consider the application.

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

Signed: _____ Date: / /

Position: _____

IMPORTANT INFORMATION

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 (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. Council will not consider retrospective rate rebate requests.

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 (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