

SUFFICIENT INTEREST IN THE ASSESSMENT RECORD

Type:	Council Policy		
Owner:	Chief Executive Officer		
Responsible Officer:	Director, Corporate Services		
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Legislation Reference:	Local Government Act 2019 Rating Strategy Policy		

1 PURPOSE

This policy describes the criteria for a person to be considered as having sufficient interest in the Council's assessment record in accordance with section 230(5) of the *Local Government Act 2019*.

2 SCOPE

GENERAL CRITERIA

In determining whether a person has a sufficient interest in the assessment record in relation to a particular parcel of land, the person must satisfy the criteria for one of the below options:

- (a) the person provides a statutory declaration that declares the following:
- (i) a reasonable explanation – whether personal or professional in nature – for making a request to inspect or copy the assessment record; and
 - (ii) that the information inspected or copied from the assessment record will not be provided to third parties who have not been identified; and
 - (iii) that the information inspected or copied from the assessment record will not be used for marketing purposes or any other purpose that has not been identified; or
- (b) the person is a legal practitioner; or
- (c) the person is a licensed conveyancer.

In determining the reasonableness of the explanation under (a), the CEO must take into account the public interest and the risk of a loss or detriment occurring to the owner or principal ratepayer as a consequence of refusing or granting access.

CHARGES APPLIED

In accordance with Section 230 (4) of the Local Government Act 2019, persons with sufficient interest may inspect or copy the assessment record, at fee fixed by the Council.

CHARGES EXCLUDED

In accordance with section 230 (6) of the Local Government Act 2019, an owner, occupier or lessee of the land or the adjoining land or the CEO of an agency are permitted to access the assessment record free of charge. The following are parties with sufficient interest.

- Northern Territory Governments Agencies, excluding the Department of Local Government.
- Federal Government Agencies
- Land Councils

3 DEFINITIONS

Assessment means a record showing a brief description of each allotment within the area and a statement of its assessed value, the charges imposed on non-rateable land in the area, name and address of the owner of the land, details if the owner is the principal ratepayer, details if the land is subject to a differential rate on the basis of its use and other information the council directed to be included in the record.

Legal Practitioner means a person or law practice entitled to practice the profession of law.

Licensed Conveyancer means a profession who specialises in property law and is licensed to handle the legal aspects of property transactions. Rating Strategy Policy

4 ASSOCIATED POLICIES/DOCUMENTS

Rating Strategy Policy

5 REFERENCES AND RELATED LEGISLATION

Local Government Act 2019

Local Government (General) Regulations 2021

Revision History

Version	Approval date	Details of change	Responsible officer
1	27/04/2021	Created	CEO
2	25/07/2023	Revision	CEO
3			