HOUSING ORDINANCE (No. 2) 1972

No. 63 of 1972

An Ordinance to amend the *Housing Ordinance* 1959 as amended

[Assented to 5 December, 1972]

BE it ordained by the Legislative Council for the Northern Territory of Australia as follows:—

1. This Ordinance may be cited as the *Housing Ordinance* (*No.* 2) 1972. Short title

2. The *Housing Ordinance* 1959 as amended is in this Ordinance referred to as the Principal Ordinance. Principal Ordinance

3. This Ordinance shall come into operation on a date to be fixed by the Administrator by notice published in the *Gazette*.* Commencement

4. Section 17A of the Principal Ordinance is repealed and the following sections are inserted in its stead:—

"17A. The Commission may accept an offer by the Treasurer to advance moneys in any financial year for the purpose of granting rebates of rents for dwellings as provided by section 26A upon terms that the amount of the advance is not repayable and shall not bear interest. Advance for rent rebates

"17B. The Commission may accept an offer by the Treasurer to advance moneys in any financial year for the purpose of the fixation of the economic rents of dwellings under Part III., being an advance offered to offset the higher annual repayments of principal and interest payable by the Commission by reason of a determination under sub-paragraph (i) of paragraph (*c*) of sub-section (1.) of section 17 of an interest rate that is higher than the rate referred to in sub-paragraph (ii) of that paragraph in respect of an amount equal to the amount of an advance referred to in that paragraph, upon terms that the amount of the advance under the offer is not repayable and shall not bear interest. Advance for reducing economic rents

"17C. The Commission may accept an offer by the Treasurer to advance moneys in any financial year for the purpose of Advances for other purposes

* The date fixed was 11 January, 1973 (see *Northern Territory Government Gazette* No. 2 of 11 January, 1973, page 17).

carrying out a function of the Commission other than a function referred to in section 17, 17A or 17B upon such terms and conditions as to repayment and interest as the Treasurer determines.".

5. The Principal Ordinance is amended by inserting after section 26 the following section:—

Rebates of rent

"26A.—(1.) Notwithstanding section 26, the Commission may, in its discretion, grant a rebate of the whole of the rent payable in respect of a dwelling by an eligible person, or of such portion of that rent as it thinks fit, and for such period as it thinks fit.

"(2.) The aggregate amounts of rebates of rent granted under this section in any financial year shall not exceed the amount of advances by the Treasurer made for the purpose of granting any such rebates in that year.".

Amounts to be included in capital cost

6. Section 27 of the Principal Ordinance is amended by inserting after paragraph (*d*) the following paragraph:—

"(*da*) the amount paid or payable by the Commission for the right to the grant of a lease of the land;".

Calculation of economic rent

7. Section 31 of the Principal Ordinance is amended—

(*a*) by omitting from sub-section (1.) the words "economic rent of any dwelling shall be calculated by the Commission in accordance with the following formula" and inserting in their stead the words "annual economic rent of a dwelling shall be calculated by the formula of adding together the amounts referred to in the following paragraphs";

(*b*) by omitting paragraph (*h*) from sub-section (1.); and

(*c*) by inserting after sub-section (1.) the following sub-section:—

"(1A.) The economic rent per week of any dwelling shall be seven three hundred and sixty-fifths of the annual rent calculated under sub-section (1.)".

Total of rents fixed in relation to advances and rent of the formula

8. Section 33 of the Principal Ordinance is amended by omitting all the words from and including the words "not less than" and inserting in their stead the following words "not less than—

(*a*) the difference between—

(i) the amount that would be the total of all economic rents fixed for those dwellings

if fixed at that time in accordance with the formula set out in that section; and

(ii) the total amounts of any advances accepted under section 17B up to that time; or

(*b*) if an advance referred to in sub-paragraph (ii) of paragraph (*a*) has not at that time been accepted —the amount referred to in sub-paragraph (i) of that paragraph".

9. After section 36 of the Principal Ordinance the following section is inserted:—

False statements in documents

"36A. A person who in a document furnished to the Commission or to a member, servant or agent of the Commission knowingly makes a false statement shall be guilty of an offence.

Penalty: Two hundred dollars or imprisonment for six months.".