



ANNO TRICESIMO OCTAVO

# ELIZABETHAE II REGINAE

A.D. 1989

\*\*\*\*\*

No. 8 of 1989

An Act to amend the Stamp Duties Act, 1923

[

[Assented to 16 March 1989]

The Parliament of South Australia enacts as follows:

## Short title

1. (1) This Act may be cited as the *Stamp Duties Act Amendment Act, 1989*.
- (2) The *Stamp Duties Act, 1923*, is referred to in this Act as “the principal Act”.

## Commencement

2. This Act will be taken to have come into operation on 1 February, 1988.

## Concessional rates for first home buyers

3. Section 71c of the principal Act is amended—
  - (a) by striking out subparagraph (iv) of paragraph (a) of subsection (1) and substituting the following subparagraph:
    - (iv)—
      - have entered into a contract for the construction of a dwelling house on the land and intend to occupy the dwelling house as their principal place of residence within 12 months of completion of construction;
      - or
      - where there is presently a dwelling house on the land—were occupying that dwelling house as their principal place of residence at the date of the conveyance, or intend to so occupy the dwelling house within 12 months of the date of the conveyance;;
  - (b) by inserting in subparagraph (i) of paragraph (b) of subsection (1) “(other than an interest arising under an agreement with the South Australian Housing Trust relating to the purchase of the dwelling house to which the application relates)” after “in the dwelling house”;
  - (c) by inserting after subsection (1) the following subsection:
    - (1a) Subsection (1) (b) (ii) does not apply to an applicant who is the occupier of a Housing Trust home and who is purchasing the home under an

agreement with the South Australian Housing Trust if the Commissioner is satisfied—

(a) that the conveyance to which the application relates arises from that agreement;

and

(b) that the applicant previously received the benefit of this section only in relation to another conveyance arising from the same agreement.;

and

(d) by inserting after the definition of “dwelling house” in subsection (3) the following definition:

“Housing Trust home” means residential premises owned by the South Australian Housing Trust.:

#### **Application of Act**

4. The amendments effected by this Act apply to conveyances lodged with the Commissioner of Stamps for stamping on or after 1 February, 1988.

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

D. B. DUNSTAN, Governor