



## Application for Change in Category of Land (For Rating Purposes)

**About this form:** Use to apply for the Change of a Lands category applied to a property.

### Section 1: Applicant's Details (must be property owner or authorised representative)

First Name:		Surname:	
Email		Phone Number:	
Postal Address			

### Section 2: Property Details

Property ID Number:			
Property Address:			
Suburb:		Postcode:	
Current Rating Category of land (as shown on your notice):	<input type="checkbox"/> Business	<input type="checkbox"/> Residential	<input type="checkbox"/> Mixed Development
Proposed Rating Category of Land:	<input type="checkbox"/> Business	<input type="checkbox"/> Residential	
Is the land vacant?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
Do you have council approval for the land use/s? (DA/CDC/OC)	<input type="checkbox"/> Yes	<input type="checkbox"/> No	
What is the date of approval?			
Reason for Change:			
Details of present or recent uses made of the land:			

### Section 3: Applicant Declarations

- I understand that Council may carry out a property inspection to assist in assessing my application.
- I understand that rates and charges must continue to be paid based on the current rating category until Council has completed its review and applied the changes to the account.
- I understand that any approved change in rating category will take effect from the start of the next quarter following the date the application is received, in accordance with Council's policy.
- I understand that requests for a Mixed-Use category must be submitted directly to the Valuer General. The Valuer General will determine the appropriate category and advise both you and Council of the outcome.

**By submitting this form, you declare that the information provided is true and correct and that you are the person making this application. If you make a false statement in an application, you may be guilty of an offence and fined up to \$2,220.**

Applicant's signature:	Date:
------------------------	-------

### Section 4: Application Conditions

Please be advised that any application for change of category is subject to Section 525 and 523 of the Local Government Act 1993 as follows:

#### Section 525 - Application for change of category

1. A rateable person (or the persons agent) may apply to Council at any time:
  - a. for a review of a declaration that the person's rateable land is within a particular category for the purposes of Section 514: or
  - b. to have the person's rateable land declared to be within a particular category for the purposes of that section.
2. An application must be in the approved form, must include a description of the land concerned and must nominate the category the applicant considers the land should be within.
3. The Council must declare the land to be within the category nominated in the application unless it has reasonable grounds for believing that the land is not in that category.
4. If the Council has reasonable grounds for believing that the land is not within the nominated category, it may notify the applicant of any further information it requires in order to be satisfied that the land is within that category. After considering any such information, the Council must declare the category for the land.
5. The Council must notify the applicant of its decision. The Council must include the reasons for its decision if it declares that the land is not within the category nominated in the application.
6. If the Council has not notified the applicant of its decision within 40 days after the application is made to it, the Council is taken, at the end of the 40 day period, to have declared the land to be within its existing category.



### Section 526 - Appeal against declaration of category

1. A rateable person who is dissatisfied with:
  - a. the date on which a declaration is specified, under Section 521, to take effect; or
  - b. a declaration of a Council under Section 525, may appeal to the Land & Environment Court
2. An appeal must be made within 30 days after the declaration is made.
3. The Court, on an appeal, may declare the date on which a declaration is to take effect or the category for the land, or both, as the case requires.

### Section 5: How to Lodge

You can lodge the completed application by:

**Email:** [council@innerwest.nsw.gov.au](mailto:council@innerwest.nsw.gov.au)

**In Person:** At any of the Inner West Council's Customer Service Centres:

- Ashfield - 260 Liverpool Road, Ashfield.
- Leichhardt - 7-15 Wetherill St, Leichhardt.
- Petersham - 2-14 Fisher Street Petersham.

See our website for details of all customer service centres and opening hours

[www.innerwest.nsw.gov.au/contact](http://www.innerwest.nsw.gov.au/contact) us

**Lodge by mail:** Inner West Council, PO Box 14, PETERSHAM NSW 2049

### Section 6: Privacy Statement

This form contains personal information of a person/s making an application to Inner West Council. The requested information assists Council staff to respond to the applicant/s. The supply of information is voluntary. If you do not provide the requested information, Council may not be able to respond to / progress your application. The information will be retained in Council's record keeping system. Information held by Council is not made publicly available unless there is an overriding public interest to do so under the Government Information (Public Access) Act 2009 (GIPA Act) and in accordance with section 18(1)(b) of the NSW Privacy and Personal Information Protection Act 1998. For more information about your privacy please contact Inner West Council on (02) 9392 5000 and ask to speak with the Privacy Officer. Alternatively, you may email Council at [council@innerwest.nsw.gov.au](mailto:council@innerwest.nsw.gov.au) or write to us at P.O. Box 14, Petersham, NSW 2049.