



<b>Version Control and Objective ID</b>	Version No: 3	Objective ID: A8110163
<b>Adopted at Council Ordinary Meeting on</b>	30 June 2022	
<b>Date of Review</b>	June 2023	

## 1. Statement

The Pensioner Remission of Rates shall be applied in accordance with Ipswich City Council's (Council) Revenue Policy and Budget and Rating Resolutions with the result that eligible pensioners receive a remission on their rates and charges.

## 2. Purpose and Principles

The objective of this policy is to provide officers with a guide to determine which pensioners are eligible for a remission on their rates and how to administer that remission over time.

## 3. Strategic Plan Links

This policy aligns with the following iFuture 2021-2026 Corporate Plan themes:

- Safe, Inclusive and Creative
- A Trusted and Leading Organisation

## 4. Regulatory Authority

*Local Government Regulation 2012, Chapter 4 Rates and Charges, Part 10 Concessions Retirement Village Act 1999, Manufactured Homes (Residential Parks) Act 2003.*

Ipswich City Council Budget and Rating Resolutions each financial year

Revenue Policy

Revenue Statement

## 5. Human Rights Commitment

Council has considered the human rights protected under the *Human Rights Act 2019 (Qld)* (the Act) when adopting and/or amending this policy. When applying this policy, Council will act and make decisions in a way that is compatible with human rights and give proper consideration to a human right relevant to the decision in accordance with the Act.

## 6. Scope

The core matter addressed by this policy is to define the eligibility requirements to receive the remission or concession.

## **A. QUALIFYING PENSIONS**

Remission of part of the General Rate as determined by Council from time to time may be granted to owners in receipt of:

- Age Pension
- Disability Support Pension
- Parenting Payment Single
- Carer Payment
- War Widow(er)'s Pension
- Service Pension
- Disability Pension

## **B. REMISSIONS**

Council provides two levels of pensioner remissions:

- full pensioner remission; and
- part pensioner remission.

The value of these pensioner remissions is adopted by Council each year as part of its annual budget.

## **C. CONDITIONS**

The applicant must be:

- a registered owner of the property as shown on the rate record; and
- in receipt of a qualifying pension; and
- the holder of a Queensland Pensioner Concession Card (issued by Centrelink or Department of Veterans' Affairs) and/or a Department of Veterans' Affairs Health Card (Gold Card); and
- eligible for Queensland Government Pensioner Rate Subsidy Scheme.

Where the applicant is in receipt of the maximum rate for an Age Pension, they will be eligible for a full pensioner remission.

Where the applicant is in receipt of the maximum rate for a qualifying pension, other than an Age pension, and the rate of payment exceeds that of the Age Pension, they will be eligible for a part pensioner remission.

Where the applicant is in receipt of less than the maximum rate for any qualifying pension, they will be eligible for a part pensioner remission.

Provided all other conditions are met, the proportion of remission applicable to an assessment, where not all owners meet the requirements of this clause, will be equal to the proportion of the property that the qualified owner or owners own.

Subject to evidence satisfactory to the Council, a life tenant of property shall, for the purposes of this policy, be deemed to be the registered owner.

Life tenancy must be created by:

- (i) The last valid will of a deceased owner; or
- (ii) By an order of the Family Court.

A remission may be granted only on the property which is the principal or sole residence of the applicant. Unless otherwise determined by Council, a remission may be granted where the applicant is temporarily residing away from the premises.

Where doubt exists as to the level of pension being received by an applicant, Council may request evidence satisfactory to Council that will allow for the remission of rates application to be determined.

#### **D. APPLICATIONS**

Initial application for a pensioner remission of rates must be made on the application form provided. Eligibility will be validated with the pension paying authority.

For subsequent years confirmation of ongoing entitlement shall be in the form of advice provided by the pension paying authority unless the pension paying authority does not confirm the maximum rate of payment.

A pensioner who submits an eligible application is entitled to a remission calculated on a pro-rata basis from the date of application to the end of the quarter. The pro-rata adjustment will only apply for the quarter in which the application is made and is not retrospective to a prior quarter. However, where there are extenuating circumstances, Council Remission may be backdated for the current year plus the two previous years.

No part pensioner remissions shall be backdated beyond 1 July 2022.

#### **E. TRANSITIONAL PROVISION**

Notwithstanding C Applications, Council also provisions for pensioners who previously qualified for the extended discount concession under the previous Moreton Shire Council Policy and who would if it were not for this section no longer qualify for remission under the new policy, grant a remission of rates equivalent to the amount of discount which would otherwise be allowed provided the rates and property related debts are paid in full by the due date of the fourth quarter's rate notice and provided the owners are eligible for the state government subsidy.

#### **F. RETIREMENT VILLAGES, MOBILE HOME VILLAGES OR OTHER SIMILAR FACILITY**

A remission may be granted to a resident of a retirement village, mobile home village or other similar residential facility approved by Council, subject to the applicant meeting the eligibility criteria and conditions defined in this policy and the owner of the land or their agent:-

- providing proof to Council that the facility meets the appropriate guidelines in accordance with associated legislation including Retirement Village Act 1999, Manufactured Homes (Residential Parks) Act 2003.
- providing proof that the applicant is the owner of the residential unit or holds tenure in perpetuity or a similar agreement approved by Council.
- confirming that the residential unit is the applicant's principle place of residence.
- completing the appropriate documentation that binds the owner to pass on the remission to the successful applicant.

For eligible residents on a maximum pension rate, the remission will be calculated as 30% of the general rate applicable to each residential unit where an eligible pensioner resides to a maximum of the full Remission adopted by Council in the Budget and Rating Resolutions.

For eligible residents on a pension rate less than the maximum, the remission will be calculated as 30% of the general rate applicable to each residential unit where an eligible pensioner resides to a maximum of the part remission adopted by Council in the Budget and Rating Resolutions.

**G. OTHERS**

Where an application falls outside this policy and it is determined that the application requires special consideration by Council, a report with a recommendation to the appropriate Council meeting shall be made.

**7. Roles and Responsibilities**

Customer Service Officers to process applications Remission from property owners and confirm entitlement annually prior to the commencement of each financial year.

Delegated Officers to authorise backdating of Remissions when requested.

**8. Key Stakeholders**

The following will be consulted during the review process:

- Finance Branch

**9. Monitoring and Evaluation**

This policy will be reviewed by the Finance Branch of the Corporate Services Department when any of the following occur:

- As required by legislation;
- The related information is amended or replaced; or
- Other circumstances as determined from time to time by the Council.

**10. Definitions**

Qualifying Pensions are defined in section 6(A). In the event that changes are made by Centrelink or Veterans Affairs to the name of the pension, the equivalent pension or entitlement will be considered a Qualifying Pension.

**11. Policy Owner**

The General Manager (Corporate Services) is the policy owner and the Chief Financial Officer is responsible for authoring and reviewing this policy.