

First Home Owner Grant Amendment Bill 2000

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Western Australia

LEGISLATIVE ASSEMBLY

First Home Owner Grant Amendment Bill 2000

A Bill for

An Act to amend the *First Home Owner Grant Act 2000*.

The Parliament of Western Australia enacts as follows:

1. Short title

This Act may be cited as the *First Home Owner Grant Amendment Act 2000*.

s. 2

2. Commencement

- (1) Except as stated in subsection (2), this Act comes into operation on the day on which it receives the Royal Assent.
- (2) Section 8 is to be taken to have come into operation on 1 July 2000.

3. The Act amended

The amendments in this Act are to the *First Home Owner Grant Act 2000**.

[* Act No. 16 of 2000.]

4. Section 7 amended

Section 7(1) is amended as follows:

- (a) after “grant if” by inserting —

“

, on the commencement date of the eligible transaction to which the application relates,

”;

- (b) by deleting paragraph (b) and inserting the following paragraph instead —

“

(b) on the commencement date of the eligible transaction to which the application relates, the person has lived on that basis with the applicant for at least 2 years.

”.

5. Section 11 amended

Section 11(1)(a) is amended by deleting “an earlier” and inserting instead —

“ another ”.

6. **Section 12 amended**

Section 12(3) is amended by deleting “date on which the application is made,” and inserting instead —

“

5 commencement date of the eligible transaction to which the application relates,

”.

7. **Amendments relating to “Australian citizen”**

10 (1) Section 3(1) is amended by deleting the definition of “Australian citizen” and inserting the following definition instead —

“

15 “**Australian citizen**” has the meaning given by section 7A;

”.

(2) After section 7 the following section is inserted in Part 1 —

“

20 **7A. Meaning of “Australian citizen”**

A person is an “**Australian citizen**” for the purposes of an application for a first home owner grant if, on the commencement date of the eligible transaction to which the application relates, the person is an Australian citizen under the *Australian Citizenship Act 1948* of the Commonwealth.

”.

8. **Amendments relating to “permanent resident”**

(1) Section 3(1) is amended by deleting the definition of “permanent resident” and inserting the following definition instead —

“

30 “**permanent resident**” has the meaning given by section 7B;

”.

s. 8

(2) Before section 8 the following section is inserted in Part 1 —

“

7B. Meaning of “permanent resident”

A person is a “**permanent resident**” for the purposes
of an application for a first home owner grant if, on the
commencement date of the eligible transaction to
which the application relates —

(a) the person is —

(i) the holder of a permanent visa within
the meaning of section 30 of the
Migration Act 1958 of the
Commonwealth; or

(ii) a New Zealand citizen who is the holder
of a special category visa within the
meaning of section 32 of the *Migration
Act 1958* of the Commonwealth;

and

(b) the person has satisfied the Commissioner that
he or she intends to reside permanently in
Australia.

”.
