

**LOCAL GOVERNMENT ACT 1993**

**INSTRUMENT UNDER SECTION 508(2)**

**ADDITIONAL SPECIAL VARIATION FOR KEMPSEY SHIRE COUNCIL 2022-23**

This instrument is made by the Independent Pricing and Regulatory Tribunal (**IPART**) as delegate for the Minister administering the *Local Government Act 1993* (the **Act**) (Delegation of 6 September 2010).

IPART determines under section 508(2) of the Act that:

1. The percentage by which Kempsey Shire Council (**Council**) may increase its general income for Year 2022-23 is 2.0%.

*[Note: The Council is required to reduce its income for Year 2022-23 to reflect any expiring special variation amount before increasing its general income for that year in accordance with clause 1.]*

2. The percentage increase set out in clause 1 is subject to the following condition:
  - a. The Council report, in its annual report for the Year 2022-23, on the following for that Year:
    - i the Council's actual revenues, expenses and operating results against the projected revenues, expenses and operating results specified in its Application;
    - ii any significant differences between the Council's actual revenues, expenses and operating results and the projected revenues, expenses and operating results specified in its Application and the reasons for those differences; and
    - iii the Additional Income raised by this additional special variation.

3. In this instrument:

**"Additional Income"** means:

- a. the additional income raised in accordance with clause 1 above, less
- b. any additional general income for Year 2022-23 that would otherwise be available to the Council under section 506 of the Act.

---

**"Application"** means Worksheet 8 of the document entitled "Kempsey Shire Council – Application Part A" for the Council published on IPART's website.

**"Year"** means the period from 1 July to the following 30 June.

Dated 17 June 2022

16/06/2022



**On behalf of the Independent Pricing and Regulatory Tribunal**  
As delegate for the Minister administering the *Local Government Act 1993*