

PROVINCE OF BRITISH COLUMBIA

ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No.

492

, Approved and Ordered

JUN 21 2007

Lieutenant Governor  
Administrator

Executive Council Chambers, Victoria

On the recommendation of the undersigned, the ~~Lieutenant Governor~~ <sup>Administrator</sup>, by and with the advice and consent of the Executive Council, orders the following:

- 1 Sections 12 (a) and (d) and 13 of the *Assessment Statutes Amendment Act, 2007*, S.B.C. 2007, c. 13, are brought into force.
- 2 The Prescribed Classes of Property Regulation, B.C. Reg. 438/81, is amended as set out in the Schedule.

Minister of Small Business and Revenue and  
Minister Responsible for Deregulation

Presiding Member of the Executive Council

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

Act and section:- Assessment Statutes Amendment Act, 2007, S.B.C. 2007, c. 13, section 69

Assessment Act, R.S.B.C. 1996, c. 20, section 19

Other (specify):- oic 2198/81

June 1, 2007

R/600/2007/12

## SCHEDULE

**1 Section 1 (a) (iii) of the Prescribed Classes of Property Regulation, B.C. Reg. 438/81, is repealed and the following substituted:**

(iii) a strata accommodation property except, subject to subparagraph (iii.1), if

(A) the owner of the strata accommodation property has the right to use the property for 7 or more days in the 12-month period ending June 30 of the year previous to the taxation year for which the assessment roll is completed,

(B) either

(I) the owner exercises the owner's right to use that property, or

(II) in respect of more than 50% of the strata accommodation properties in the strata plan or contiguous strata plans, the owners exercise their right to use their property

for 7 or more days in the 12-month period ending June 30 of the year previous to the taxation year for which the assessment roll is completed, and

(C) the owner of that property supplies the information as required under section 11 in respect of the property,

the property is included in class 1 but not in respect of that part of a year equal to the number of days, if any, by which the number of days reported under section 11 (a) for the property exceeds 36 days,

(iii.1) a strata accommodation property in a strata plan or contiguous strata plans that is owned by an owner or, if the owner is a corporation, any affiliate of the owner, if the owner and any affiliates of the owner own more than 14 strata accommodation properties in the strata plan or contiguous strata plans, and .

**2 The following sections are added:**

**Information required to assess strata accommodation property**

**11** The owner of a strata accommodation property must supply the following information to the assessment authority on or before August 31 of each year:

(a) for the period beginning on July 1 of the previous year and ending on June 30 of the year, the number of days the strata accommodation property was rented as overnight accommodation as part of a period of rental of less than 28 days;

(b) for the period beginning on July 1 of the previous year and ending on June 30 of the year, the number of days

(i) the owner had the right to use the strata accommodation property, and

(ii) the owner used the strata accommodation property.

**Strata accommodation property – prescribed percentage**

- 12** The percentage prescribed for the purposes of the definition of “strata accommodation property” in section 19 of the *Assessment Act* is 20%.