Sales Tax Assessment Amendment Act 1997

No. 140, 1997

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An Act to amend the *Sales Tax Assessment Act 1992*, and for related purposes

Contents

1 Short title

2 Commencement

3 Schedule(s)

Schedule 1—Amendment of the Sales Tax Assessment Act 1992

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No. 140, 1997

An Act to amend the *Sales Tax Assessment Act 1992*, and for related purposes

[*Assented to 19 September 1997*]

The Parliament of Australia enacts:

##### 1 Short title

This Act may be cited as the *Sales Tax Assessment Amendment Act 1997*.

##### 2 Commencement

This Act is taken to have commenced on 6 August 1997.

##### 3 Schedule(s)

Each Act that is specified in a Schedule to this Act is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this Act has effect according to its terms.

###### Schedule 1—Amendment of the Sales Tax Assessment Act 1992

1 Subsection 29(7)

Insert:

***total tax liability*** does not include tax to the extent that it is payable as a result of the operation of section 15A of the *Sales Tax (Exemptions and Classifications) Act 1992*.

2 At the end of section 34

Add:

(4) In working out the taxable value of goods covered by section 15A of the *Sales Tax (Exemptions and Classifications) Act 1992*, any rebate, refund or other payment or credit made by a State or Territory in respect of the goods is to be disregarded.

3 Subsection 62(6)

Insert:

***total sales tax that became payable*** does not include tax to the extent that it became payable as a result of the operation of section 15A of the *Sales Tax (Exemptions and Classifications) Act 1992*.

4 At the end of subsection 110(3)

Add:

(e) the disclosure of information relating to goods to which section 15A of the *Sales Tax (Exemptions and Classifications) Act 1992* applies:

(i) by a person authorised by the Commissioner or a Deputy Commissioner; and

(ii) to a State or Territory officer for the purpose of that person administering an arrangement for the rebate, refund or other payment or credit by a State or Territory in respect of such goods.

5 After section 110(5)

Insert:

(5A) For the purposes of paragraph (3)(e), ***information relating to goods*** means the following:

(a) the identity of parties to dealings with the goods;

(b) the amount for which the goods are sold;

(c) the taxable value of the goods;

(d) the amount of tax paid, or payable, in respect of the goods and the identity of the person liable for the tax;

(e) details of any credits to which a person is entitled in respect of the goods and the identity of that person.

6 Subsection 110(6)

Insert:

***State or Territory officer*** means a person holding an office prescribed for the purposes of this definition.

[*Minister’s second reading speech made in⎯*

*House of Representatives on 28 August 1997*

*Senate on 3 September 1997*]

(123/97)