State Revenue Legislation Further Amendment Bill 2019

Amendments made by Legislative Assembly on 26 February 2020.

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No. 1   **Preparation of budget aggregates for 2 prior years**

Page 2. Insert after line 5—

3 Amendment of Government Sector Finance Act 2018 No 55

Section 4.2 Core content of Budget Papers

Insert after section 4.2(3)—

(3A)   Subsection (3)(a) does not apply in relation to the budget aggregates for the 2 prior years.

No. 2   **Surcharge purchaser duty—exemption date for discretionary trusts**

Page 5, Schedule 1[8], line 33. Omit "31 December 2019". Insert instead "31 December 2020".

No. 3   **Surcharge purchaser duty—exemption date for discretionary trusts**

Page 5, Schedule 1[8], line 35. Omit "31 December 2019". Insert instead "31 December 2020".

No. 4   **Surcharge purchaser duty—exemption date for discretionary trusts**

Page 5, Schedule 1[8], line 40. Omit "31 December 2019". Insert instead "31 December 2020".

No. 5   **Surcharge purchaser duty—exemption for Australian testamentary trusts**

Page 6, Schedule 1[8], lines 1–5. Omit all words on those lines. Insert instead—

(4)   Despite section 104JA, the trustee of an Australian testamentary trust is not in that capacity a foreign trustee for the purposes of Chapter 2A (even if the trust does not prevent a foreign person from being a beneficiary of the trust) if—

(a)   for a trust arising from a will or codicil—the will or codicil was executed on or before 31 December 2020, or

(b)   for a trust arising from the administration of an intestate estate—the deceased died before, or within 2 years after, the commencement of that section, or

(c)   for a trust resulting from an order of a court varying the application of the provisions of a will or codicil or of the rules governing the distribution of an intestate estate—the order was made on or before 31 December 2020.

No. 6   **Surcharge purchaser duty—exemption date for discretionary trusts**

Page 6, Schedule 1[8], line 9. Omit "31 December 2019". Insert instead "31 December 2020".

No. 7   **Liability for landholder duty**

Page 6, Schedule 1[8], lines 32 and 33. Omit all words on those lines. Insert instead—

Section 154 (as substituted by the amending Act) applies to duty chargeable under Chapter 4 on or after the day it is substituted.

No. 8 **First Home Buyers Assistance Scheme**

Page 6, Schedule 1[8], lines 37 and 38. Omit "1 December 2019". Insert instead "1 July 2020".

No. 9 **First Home Buyers Assistance Scheme**

Page 6, Schedule 1[8], line 39. Omit "1 December 2019". Insert instead "1 July 2020".

No. 10 **First Home Buyers Assistance Scheme**

Page 6, Schedule 1[8], line 41. Omit "1 December 2019". Insert instead "1 July 2020".

No. 11 **Surcharge land tax—exemption date for discretionary trusts**

Page 8, Schedule 3, line 11. Omit "or 2019". Insert instead ", 2019 or 2020".

No. 12 **Surcharge land tax—exemption date for discretionary trusts**

Page 8, Schedule 3, line 15. Omit "31 December 2019". Insert instead "31 December 2020".

No. 13 **Surcharge land tax—exemption date for discretionary trusts**

Page 8, Schedule 3, line 19. Omit "31 December 2019". Insert instead "31 December 2020".

No. 14 **Surcharge land tax—exemption for Australian testamentary trusts**

Page 8, Schedule 3, lines 33–35. Omit all words on those lines. Insert instead—

> (b) any of the following apply (even if the trust does not prevent a foreign person from being a beneficiary of the trust)—
>> (i) for a trust arising from a will or codicil—the will or codicil was executed on or before 31 December 2020,
>> (ii) for a trust arising from the administration of an intestate estate—the deceased died before, or within 2 years after, the commencement of section 5D of the *Land Tax Act 1956*,
>> (iii) for a trust resulting from an order of a court varying the application of the provisions of a will or codicil or of the rules governing the distribution of an intestate estate—the order was made on or before 31 December 2020.

No. 15 **Surcharge land tax—exemption date for discretionary trusts**

Page 8, Schedule 3, line 39. Omit "31 December 2019". Insert instead "31 December 2020".