

Taxation Administration (Payroll Tax GP Wages Exemption Scheme) Determination 2025

Disallowable instrument DI2025–162

made under the

Taxation Administration Act 1999, s 137E (Exemption scheme)

1 Name of instrument

This instrument is the *Taxation Administration (Payroll Tax GP Wages Exemption Scheme) Determination 2025*.

2 Commencement

This instrument commences on 1 July 2025.

3 Definitions

In this instrument:

0.50 per cent surcharge means the tax payable under —

- (a) the annual surcharge rate for employers whose total wages paid or payable for the financial year are more than \$50 million but not more than \$100 million; or
- (b) the monthly surcharge rate for employers whose total wages paid or payable for any month are more than \$4,166,666.66 but not more than \$8,333,333.33.

1 per cent surcharge means the tax payable under —

- (a) the annual surcharge rate for employers whose total wages paid or payable for the financial year are more than \$100 million; or
- (b) the monthly surcharge rate for employers whose total wages paid or payable for any month are more than \$8,333,333.33.

Act means the *Payroll Tax Act 2011*.

annual surcharge rate, in relation to an employer, means the annual surcharge rate determined for the Act under the *Taxation Administration Act 1999*, section 139.

bulk-billed has the same meaning as in the *Health Insurance (General Medical Services Table) Regulations 2021* (Cwlth).

designated medical practice means a medical practice that engages a general practitioner who provides an exempt medical service.

employer—see the Act, dictionary.

employee includes a person taken to be an employee under the Act, section 34.

exempt GP wages means wages paid or payable by an employer, that is a designated medical practice, to a general practitioner that are attributable to an exempt medical service.

exempt medical service—see clause 4 of this instrument.

general medical services table has the same meaning as in the *Health Insurance Act 1973* (Cwlth).

general practitioner (or **GP**) has the same meaning as in the *Health Insurance Act 1973* (Cwlth).

GP excluded total wages means total wages less exempt GP wages.

interstate wages—see the Act, dictionary.

medical service means a service in respect of which an item in the general medical services table applies.

monthly surcharge rate, in relation to an employer, means the monthly surcharge rate determined for the Act under the *Taxation Administration Act 1999*, section 139.

taxable wages—see the Act, dictionary.

total wages means—

- (a) the total of all taxable wages and interstate wages paid or payable by the employer; or
- (b) if the employer is a member of a group—the total of all taxable wages and interstate wages paid or payable by the members of the group.

wages—see the Act, dictionary.

4 Meaning of exempt medical service

In this instrument:

exempt medical service means a medical service provided by a general practitioner—

- (a) that is bulk-billed; or
- (b) under Part V of the *Veterans' Entitlements Act 1986* (Cwlth); or
- (c) under the *Workers Compensation Act 1951*.

5 Exemption

- (1) An employer that is a designated medical practice is exempt from the requirement to pay payroll tax under the Act in relation to exempt GP wages.
- (2) An employer that is a designated medical practice is exempt from the requirement to pay payroll tax under the Act if—
 - (a) for a financial year—GP excluded total wages for the financial year are less than the annual threshold amount determined under the *Taxation Administration Act 1999*, section 139 for the purposes of schedule 1 of the Act for the financial year; or
 - (b) for a month—GP excluded total wages for a month are less than the monthly threshold amount determined under the *Taxation Administration Act 1999*, section 139 for the purposes of section 86 of the Act for the month.
- (3) An employer that is a designated medical practice is exempt from the requirement to pay the 0.50 per cent surcharge if GP excluded total wages—
 - (a) for a financial year—are not more than \$50 million for the financial year; or
 - (b) for a month — are not more than \$4,166,666.66 for the month.
- (4) An employer that is a designated medical practice is exempt from the requirement to pay the 1 per cent surcharge if GP excluded total wages—
 - (a) for a financial year—are not more than \$100 million for the financial year; or
 - (b) for a month—are not more than \$8,333,333.33 for the month.

6 Human Rights Act 2004

In my opinion, as the Minister, this instrument is consistent with human rights. This instrument is non-prejudicial because it does not limit existing rights.

Rachel Stephen-Smith MLA
Minister for Finance
24 June 2025