

2006

**THE LEGISLATIVE ASSEMBLY FOR THE
AUSTRALIAN CAPITAL TERRITORY**

***TAXATION (GOVERNMENT BUSINESS ENTERPRISES)
AMENDMENT REGULATION 2006 (No 1)***

Subordinate Law SL2006 - 21

EXPLANATORY STATEMENT

Circulated by the authority of Treasurer
Mr Jon Stanhope MLA

TAXATION (GOVERNMENT BUSINESS ENTERPRISES) AMENDMENT REGULATION 2006 (No 1) Subordinate Law SL2006 - 21

PURPOSE

Regulations, (*Taxation (Government Business Enterprises) Regulation 2003* (“Regulation”)) created under section 11 of the *Taxation (Government Business Enterprises) Act 2003* (“Act”) list those Territory entities that are to be subject to the Act. CityScape is currently listed under section 4 of the Regulations as being subject to Territory taxes and charges under section 9 of the Act.

As CityScape is no longer a commercial entity, the purpose of the *Taxation (Government Business Enterprises) Amendment Regulation 2006* (No 1) is to omit CityScape from section 4 of the *Taxation (Government Business Enterprises) Regulation 2003* (“Regulation”). This will remove CityScape from its obligation under section 9 of the Act, in recognition that as a non-commercial entity it should no longer be subject to competitive neutrality principles.

DETAILS OF THE AMENDING REGULATION

Clause 1 states the name of the regulation as the *Taxation (Government Business Enterprises) Amendment Regulation 2006* (No 1).

Clause 2 provides that the regulation is to commence from 1 November 2005. The regulation has been drafted to apply retrospectively, from the date CityScape effectively ceased its commercial operations. This merely reflects the non-commercial status of CityScape as of 1 November 2005.

Clause 3 provides that this regulation amends the *Taxation (Government Business Enterprises) Regulation 2003*.

Clause 4 omits CityScape from the list of entities under section 4 of the *Taxation (Government Business Enterprises) Regulation 2003* that are subject to Territory taxes and charges.

REGULATORY IMPACT STATEMENT

A Regulatory Impact Statement was not required for the *Taxation (Government Business Enterprises) Amendment Regulation 2006* (No 1) as it does not impose an appreciable cost on the community.