

Australian Capital Territory

# Taxation Administration (Rates – Rebate Cap) Determination 2009 (No 1)

Disallowable instrument DI2009–102

made under the

*Taxation Administration Act 1999*, s 139 (Determination of amounts payable under tax laws)

## EXPLANATORY STATEMENT

---

### Purpose

1. The purpose of this instrument is to revoke the current determination of the rates rebate cap, DI2008-132, and to determine a new rebate cap for section 64 (5) of the *Rates Act 2004* (the Rates Act), commencing on 1 July 2009.

### Summary

2. The *Taxation Administration Act 1999* (the TAA) deals with the administration of various tax laws relating to the imposition and collection of certain taxes, duties and fees. These tax laws are specified in section 4 of the TAA and include the Rates Act.
3. Section 139 of the TAA empowers the Minister to determine the amount of taxes, duties and licence fees payable under a tax law, including the Rates Act. This determination is a disallowable instrument.
4. Section 64 of the Rates Act provides a capped rebate to people who became eligible on or after 1 July 1997. If an eligible person is a joint owner of a parcel of land, the amount of the rebate cap is proportional to the person's interest in that parcel of land.

### Changes in this Determination

5. This instrument replaces the current determined rebate cap amount of \$431 and determines a new rebate cap amount of \$447; an increase of \$16 for the new rating year.