



AUSTRALIAN
CAPITAL TERRITORY

SPECIAL

GAZETTE

No. S7, Friday 17 January 1992

AUSTRALIAN CAPITAL TERRITORY

TAXATION (ADMINISTRATION) ACT 1987

DETERMINATION

NO. 1 OF 1992

Under section 99 of the Taxation (Administration) Act 1987 I REVOKE the determination dated 15 April 1991 and published in the Australian Capital Territory Gazette No. S26 of 16 April 1991.

And I DETERMINE that notwithstanding the determination dated 21 September 1987 and published in the Commonwealth Gazette on that day, Gazette No. S244, the determined amount of stamp duty that is payable by a home buyer for the purposes of

- (a) section 17(a) of the Stamp Duties and Taxes Act 1987 for a transfer, or an agreement for a transfer, of an estate in fee simple; and
- (b) section 17 (b) of the Stamp Duties and Taxes Act 1987 for a Crown Lease a transfer or an agreement for a transfer of a Crown Lease

where the value of the interest in the land granted, transferred or agreed to be transferred does not exceed \$108,000 shall be nil and where that value exceeds \$108,000 but does not exceed \$130,000 shall be \$13.93 for each \$100 or part thereof by which the value exceeds \$108,000.

2. Taxation (Administration) Act 1987

In this determination "home buyer" means a person who:

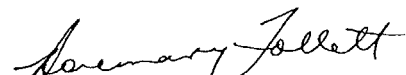
- (a) (1) provides the Commissioner for Australian Capital Territory Revenue with a copy of advice from the Commonwealth Department of Community Services and Health to the person that the person is eligible to receive or has received assistance from the Commonwealth under the First Home Ownership Act of 1983 of the Commonwealth; or

(2) provides the Commissioner for Australian Capital Territory Revenue with a copy of advice from the Commissioner for Housing to the person that the person's taxable income is for a period of time specified by the Commissioner for Housing less than the income limit set under the HomeBuyer program made pursuant to section 12 of the Housing Assistance Act 1987;
- (b) intends to reside on the land; and
- (c) does not, either alone or jointly with another person or persons, hold a legal or equitable interest in land.

This determination applies to:

- (a) a grant where the right to the grant arose on or after the date of gazettal of this determination.
- (b) a transfer, or if the transfer is preceded by an agreement to transfer - that agreement, executed or entered into on or after the date of gazettal of this determination.
- (c) an agreement for a transfer entered into on or after the date of gazettal of this determination.

DATE 13 JAN 1992



Rosemary Follett
Treasurer