



Australian Capital Territory Gazette

SPECIAL GAZETTE

No. S79, Tuesday 11 May 1993

TAXATION (ADMINISTRATION) ACT 1987

DETERMINATION NO. 41 of 1993

Under section 99 of the *Taxation (Administration) Act 1987* I REVOKE Determination No: 69 published in the Australian Capital Territory Gazette No: 25 of 24 June 1992.

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

- (a) section 17(a) of the *Stamp duties and Taxes Act 1987* or 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 higher of the purchase price or the value of the interest in the land granted, transferred or agreed to be transferred does not exceed \$116,000 stamp duty payable shall be nil and where that purchase price or value exceeds \$116,000 but does not exceed \$140,000 shall be \$14.23 for each \$100 or part thereof by which that purchase price or value exceeds \$116,000.

In this determination an eligible 'home buyer' means a person who:

- (a) provides the Commissioner for Australian Capital Territory Revenue with a copy of an advice from the Commissioner for Housing to the person indicating that the person's income for a period of time specified by the Commissioner for Housing is less than the income limit set under the "Homebuyer" scheme 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 16 February 1993;
- (b) a transfer, or if the transfer is preceded by an agreement to transfer, that agreement, executed or entered into on or after 16 February 1993; and
- (c) an agreement for a transfer entered into on or after 16 February 1993.

Date: 6 May 1993



Rosemary Follett
Chief Minister and Treasurer