

STATE TAXATION

SX301

FINANCIAL INSTITUTIONS DUTY ACT 1983

FINANCIAL INSTITUTIONS DUTY AMENDMENT REGULATIONS
(No. 2) 1995

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Financial Institutions Duty Amendment Regulations (No. 2) 1995*.

Principal regulations

2. In these regulations the *Financial Institutions Duty Regulations 1984** are referred to as the principal regulations.

[* *Published in Gazette of 20 January 1984 at pp. 126-8.*
For amendments to 27 September 1995 see 1994 Index to Legislation of Western Australia, Table 4, p. 81, and Gazette of 28 April 1995.]

Regulation 5 amended

3. Regulation 5 of the principal regulations is amended —

(a) in subsection (2) —

(i) by deleting “or” after paragraph (b);

(ii) in paragraph (c) by deleting “Commonwealth.” and substituting the following —

“ Commonwealth; ”; and

(iii) by inserting after paragraph (c) the following —

“

(d) a domiciliary nursing care benefit under the *National Health Act 1953* of the Commonwealth; or

(e) a pension paid by the Department of Social Security of the United Kingdom.

”;

and

(b) by inserting after subregulation (4) the following subregulation —

“

(4a) Where —

(a) as a result of —

(i) the closure or amalgamation of a branch or branches of a registered financial institution;

(ii) any conversion, updating or relocating of data processing systems within a registered financial institution; or

(iii) the loss of a customer’s electronic banking card,

an amount is credited to a loan account with a registered financial institution solely for the purpose of the closure of that loan account; and

- (b) a new loan account for that amount is established by that registered financial institution in the same customer's name,

the credit referred to in paragraph (a) is prescribed under section 10 (4) (r) of the Act as a receipt to which the Act does not apply.

”

Regulation 7F amended

4. Regulation 7F of the principal regulations is amended by deleting “, T.C.S. Computer Services Pty. Ltd. and Cuatm Pty Ltd are persons prescribed” and substituting the following —

“ is prescribed as a person ”.

By His Excellency's Command,

J. PRITCHARD, Clerk of the Council.