

Western Australia

**Taxation Administration (Consequential
Provisions) (Taxing) Act 2002**

As at 20 Mar 2003

No. 46 of 2002

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Taxation Administration (Consequential Provisions) (Taxing) Act 2002

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Taxation Administration (Consequential Provisions) (Taxing) Act 2002

No. 46 of 2002

An Act to amend the Metropolitan Region Improvement Tax Act 1959 and the Stamp Act 1921 as a consequence of the enactment of the Taxation Administration Act 2003 and for related purposes.

[Assented to 20 March 2003]

The Parliament of Western Australia enacts as follows:

Part 1 — Preliminary

1. Short title

This Act may be cited as the *Taxation Administration (Consequential Provisions) (Taxing) Act 2002*.

2. Commencement

This Act comes into operation on the day on which the *Taxation Administration Act 2003* comes into operation.

3. Relationship with other Acts

The *Taxation Administration Act 2003* is to be read with this Act as if they formed a single Act.

4. Meaning of terms used in this Act

The Glossary at the end of the *Taxation Administration Act 2003* defines or affects the meaning of some of the words and expressions used in this Act and also affects the operation of other provisions.

Part 2 — Metropolitan Region Improvement Tax Act 1959 amended

5. The Act amended

The amendments in this Part are to the *Metropolitan Region Improvement Tax Act 1959**.

[* *Reprinted as at 29 April 1980.*

For subsequent amendments see 2000 Index to Legislation of Western Australia, Table 1, p. 279-80.]

6. Section 7 amended

Section 7 is amended by inserting after “thereafter” —

“

up to and including the year of assessment ending on
30 June 2001

”.

7. Section 8 inserted

After section 7 the following section is inserted —

“

8. Rate of tax imposed after 30 June 2002

For the year of assessment commencing on 1 July 2002, and for each subsequent year of assessment, the rate of tax referred to in section 2 and imposed and payable as provided in that section is 0.15 cent for every dollar of the unimproved value of the land according to the valuation in force under the *Valuation of Land Act 1978* at midnight on 30 June in the previous financial year.

”.

Part 3 — *Stamp Act 1921* amended

8. The Act amended

The amendments in this Part are to the *Stamp Act 1921**.

[* *Reprinted as at 3 August 2001.*]

9. Section 112P amended

After section 112P(2) the following subsection is inserted —

“

- (3) A dutiable statement prepared under subsection (1) is taken to be an instrument evidencing the transaction or offer and is chargeable with duty —
- (a) at the rate of 1.8% of the amount that is or will be payable for the use of the goods; or
 - (b) where that amount is not capable of being determined, of an amount of —
 - (i) \$20; and
 - (ii) on 31 August in each year further duty of an amount equal to 1.8% of the amount paid in respect of the use of the goods during the year ending on the preceding 30 June.

”.

10. Second Schedule amended

- (1) Item 4A in the Second Schedule is deleted and the following item is inserted instead —

“

4A. CONVEYANCE OR
TRANSFER OF
UNLISTED WA
SECURITY

Conveyance or transfer of
an unlisted WA security

0.60 for every
\$100 and every
fractional part of
\$100 of the
amount or value of
the consideration

The transferee,
or in the case of an
overseas transfer,
the issuer (s. 104)

”

- (2) Item 6 in the Second Schedule is amended by deleting “\$20.00 or the same duty as for item 4 or 4A, as the case requires, if less than \$20.00” and inserting instead —

“

The lesser of —

- (a) \$20; and
(b) the duty that
would be
payable under
item 4 or 4A
(as the case
may be) if the
conveyance or
transfer was
chargeable
with duty
under that item

”

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