Legislative Update
1 December 2015

Commonwealth revenue measures introduced into Parliament or registered as legislative instruments or regulations since our previous TaxTalk publication include the following:

*Excise (Volume of Liquid Fuels - Temperature Correction) Determination 2015 (No. 1)*, registered on 2 November 2015, specifies the methods available for determining the volume of excisable liquid fuel, and the types of fuel and aggregated clearances as factors that permit the use of a particular method.

*Excise (Mass of CNG) Determination 2015 (No. 1)*, registered on 2 November 2015, specifies the methods available for determining the mass of excisable Compressed Natural Gas (CNG) delivered into home consumption (in kilograms) and specifies a total figure of aggregated clearances as a factor relevant for determining eligibility to use certain methods.

*Excise (Volume of LPG – Temperature and Pressure Correction) Determination 2015 (No. 1)*, registered on 3 November 2015, specifies the methods available for determining the volume of Liquefied Petroleum Gas (LPG) (in litres) and specifies a total figure of aggregated clearances as a factor relevant for determining use of a particular method.

*Customs Amendment (Anti-dumping Measures) Commencement Proclamation 2015*, registered on 30 October 2015, provides for the commencement of Schedule 1 of the Customs Amendment (Anti-Dumping Measures) Act (No 1) 2015 on 2 November 2015.


*Customs (Preliminary Affirmative Determinations) Direction 2015*, registered on 2 November 2015, directs the Commissioner of the Anti-Dumping Commission as to the general principles for carrying out or giving effect to the Commissioner’s powers relating to the making of preliminary affirmative determinations under section 269TD of Customs Act 1901 following the initiation of an anti-dumping or countervailing duty investigation.

*Customs (Extensions of Time and Non-cooperation) Direction 2015*, registered on 2 November 2015, directs the Commissioner of the Anti-Dumping Commission in relation to granting extensions of time and making determinations about uncooperative exporters or non-cooperation by entities.


*Treasury Legislation Amendment (Repeal Day 2015) Bill 2015*, introduced into the House of Representatives on 12 November 2015, proposes to:

- simplify the superannuation guarantee (SG) charge by aligning the earnings base for calculating the SG charge with the earnings base for calculating SG contributions, aligning the interest component on any SG shortfall with the period over which the contributions are outstanding, and by replacing the SG charge penalty with the administrative penalty applied under the Taxation Administration Act 1953 (effective from 1 July 2016)

- enable the Commissioner of Taxation to pay certain superannuation amounts directly to individuals with a terminal medical condition and remove the
requirement for superannuation funds to lodge a separate biannual lost members statement (effective from 1 July 2016), and

- amend the tax law to remove a number of inoperative or spent provisions including the tax-exempt infrastructure borrowing concession.

Omnibus Repeal Day (Spring 2015) Bill 2015, introduced into the House of Representatives on 12 November 2015, proposes to repeal inoperative Acts and provisions and make a number of consequential amendments to other Acts so as to remove references to those inoperative Acts.

Tax Laws Amendment (Gifts) Bill 2015, introduced into the House of Representatives on 12 November 2015, proposes to update the list of specifically listed deductible gift recipients.

Let’s talk

For a deeper discussion of how these issues might affect your business, please contact:

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