

Passed by both Houses



New South Wales

State Revenue Legislation Amendment Bill 2022

Contents

| | | Page |
|-------------------|--|----------|
| | 1 Name of Act | 2 |
| | 2 Commencement | 2 |
| Schedule 1 | Amendment of Betting Tax Act 2001 No 43 | 3 |
| Schedule 2 | Amendment of Land Tax Act 1956 No 27 | 5 |
| Schedule 3 | Amendment of Payroll Tax Act 2007 No 21 | 6 |
| Schedule 4 | Amendment of Totalizator Act 1997 No 45 | 7 |

I certify that this public bill, which originated in the Legislative Assembly, has finally passed the Legislative Council and the Legislative Assembly of New South Wales.

*Clerk of the Legislative Assembly.
Legislative Assembly,
Sydney,*

, 2022



New South Wales

State Revenue Legislation Amendment Bill 2022

Act No _____, 2022

An Act to make miscellaneous amendments to certain State revenue legislation in connection with the Budget for the financial year 2022–23; and for other purposes.

I have examined this bill and find it to correspond in all respects with the bill as finally passed by both Houses.

Assistant Speaker of the Legislative Assembly.

The Legislature of New South Wales enacts—

1 Name of Act

This Act is the *State Revenue Legislation Amendment Act 2022*.

2 Commencement

This Act commences, or is taken to have commenced, on 1 July 2022.

Schedule 1 Amendment of Betting Tax Act 2001 No 43

[1] Section 8 Betting tax on commission on totalizator betting

Omit section 8(2A)(e). Insert instead—

- (e) in respect of a totalizator conducted during the period commencing on 1 July 2020 and ending on 30 June 2022—7.6%, or
- (f) in respect of a totalizator conducted on or after 1 July 2022—3.49%.

[2] Section 9 Betting tax on totalizator roundings

Omit section 9(2A)(e). Insert instead—

- (e) in respect of a totalizator conducted during the period commencing on 1 July 2020 and ending on 30 June 2022—7.6%, or
- (f) in respect of a totalizator conducted on or after 1 July 2022—3.49%.

[3] Section 10 Betting tax on approved betting activities

Omit section 10(2A)(a)(v). Insert instead—

- (v) during the period commencing on 1 July 2020 and ending on 30 June 2022—4.38%, or
- (vi) on or after 1 July 2022—8.47%, or

[4] Section 10(2A)(b)

Omit “10.91%”. Insert instead “15%”.

[5] Section 11 Offset of betting tax paid by totalizator licensee

Omit section 11(1).

[6] Section 11(2)(a) and (3)

Omit “19.11%” wherever occurring. Insert instead “15%”.

[7] Section 11(2)(b) and (4)

Omit “10%” wherever occurring. Insert instead “15%”.

[8] Section 13C Liability to pay point of consumption tax

Omit “10%” from section 13C(2)(b).

Insert instead “15%”.

[9] Section 13D Tax to be paid monthly

Omit “10%” from section 13D(3) and (4)(b).

Insert instead “15%”.

[10] Section 13M Appropriation and payment of revenue to industry

Omit “2% of taxable net NSW wagering revenue generated during that financial year” from section 13M(1).

Insert instead “33% of the prescribed amount”

[11] Section 13M(5)

Omit the subsection. Insert instead—

- (5) In this section—

prescribed amount, for a financial year, means the amount of point of consumption tax payable under this Part during the financial year, less the amount of any offset against the point of consumption tax under section 13P.

quarter means a period of 3 months ending on 31 March, 30 June, 30 September or 31 December.

Schedule 2 Amendment of Land Tax Act 1956 No 27

[1] Section 5A Levy of surcharge land tax on residential land owned by foreign persons—2017 and subsequent land tax years

Omit “in any other year (commencing with 2017)” from section 5A(2)(b).

Insert instead “in the years 2017–2021”.

[2] Section 5A(2)(c)

Insert at the end of section 5A(2)(b)—

, and

- (c) in the case of all residential land owned by the foreign person at midnight on 31 December in any other year, commencing with 2022—4% of that taxable value as assessed under the Principal Act.

Schedule 3 Amendment of Payroll Tax Act 2007 No 21

Section 66EA

Insert after section 66E—

66EA Wages funded by Commonwealth Aged Care Workforce Bonus Grant Opportunity

- (1) Wages paid or payable on or after 1 February 2022 are exempt wages to the extent that they are funded by a payment (an *Aged Care Workforce Bonus payment*) made under the program established by the Commonwealth and known as the Aged Care Workforce Bonus Grant Opportunity.
- (2) An overpayment of Aged Care Workforce Bonus payments is to be disregarded in calculating the amount of Aged Care Workforce Bonus payments for the purposes of subsection (1).

Schedule 4 Amendment of Totalizator Act 1997 No 45

Section 70 Payment of tax reduction amount

Omit section 70(2)(b). Insert instead—

- (b) the total amount of betting tax that would be payable by TAB Limited under the *Betting Tax Act 2001*, sections 8–10 in respect of the quarter if the relevant percentage in the sections was 15%.