

FIRST PRINT

**PAY-ROLL TAX (COUNTRY INDUSTRIES EXEMPTION)
AMENDMENT BILL 1994 (No. 2)**

NEW SOUTH WALES



EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

The object of this Bill is to amend the Pay-roll Tax Act 1971 to grant exemption from pay-roll tax to industries carried on in country areas of the State.

However, the exemption will not apply to industries primarily concerned with the wholesale or retail distribution of food, drink, clothing or household goods, or with entertainment, sport, recreation or tourism.

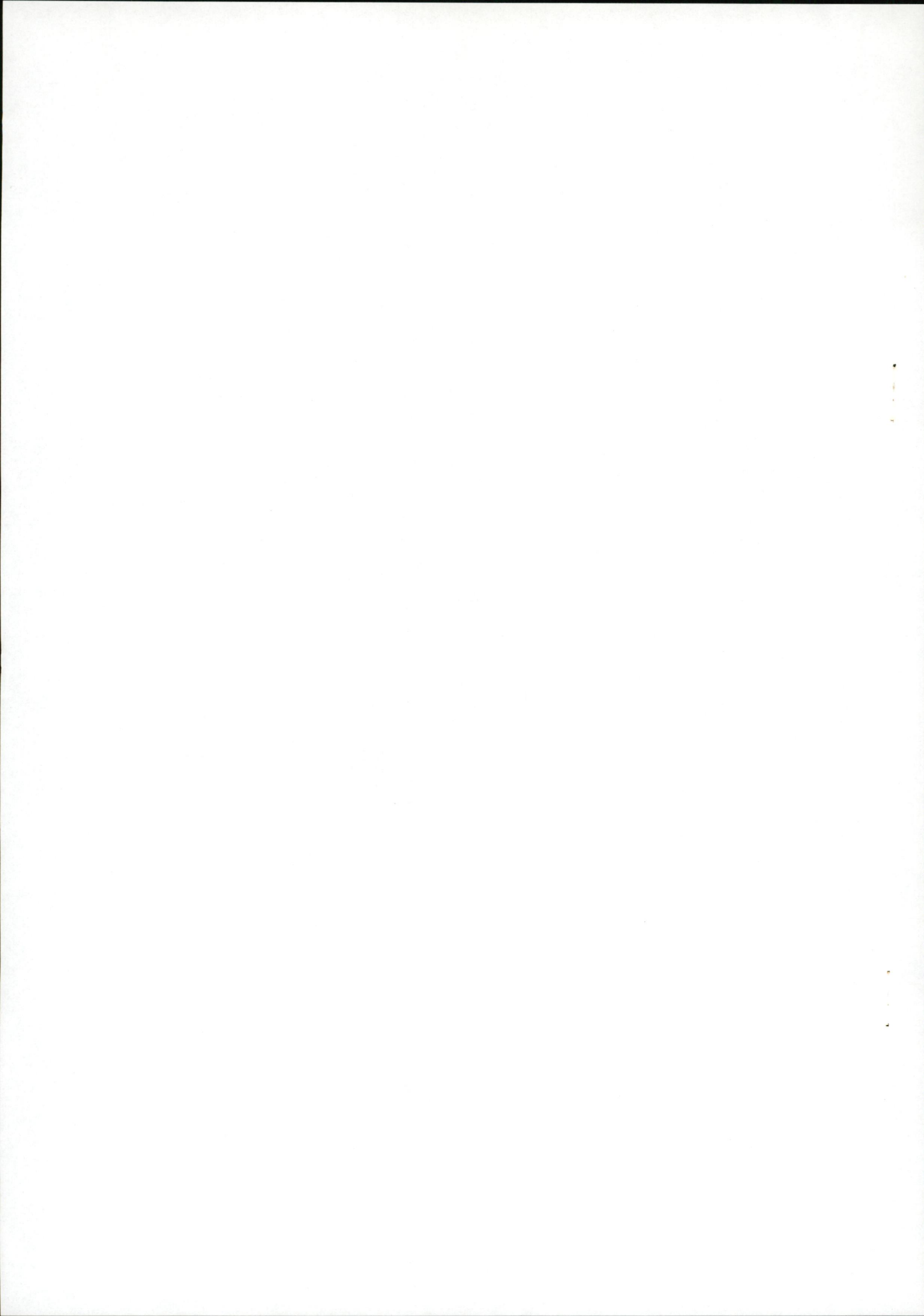
The areas in which the exemption will apply include the Cities of Cessnock and Maitland, but exclude certain areas such as Newcastle, Wollongong and the Blue Mountains that are close to Sydney. The excluded areas are set out in detail in the definition of "the country" in the section proposed to be inserted in the Principal Act by the Bill.

The exemption applies to wages paid or payable on and from the start of the financial year that coincides with or next follows the commencement of the proposed Act.

Clause 1 specifies the short title of the proposed Act.

Clause 2 provides that the proposed Act commences on the date of assent.

Clause 3 amends the Pay-roll Tax Act 1971 as described above.



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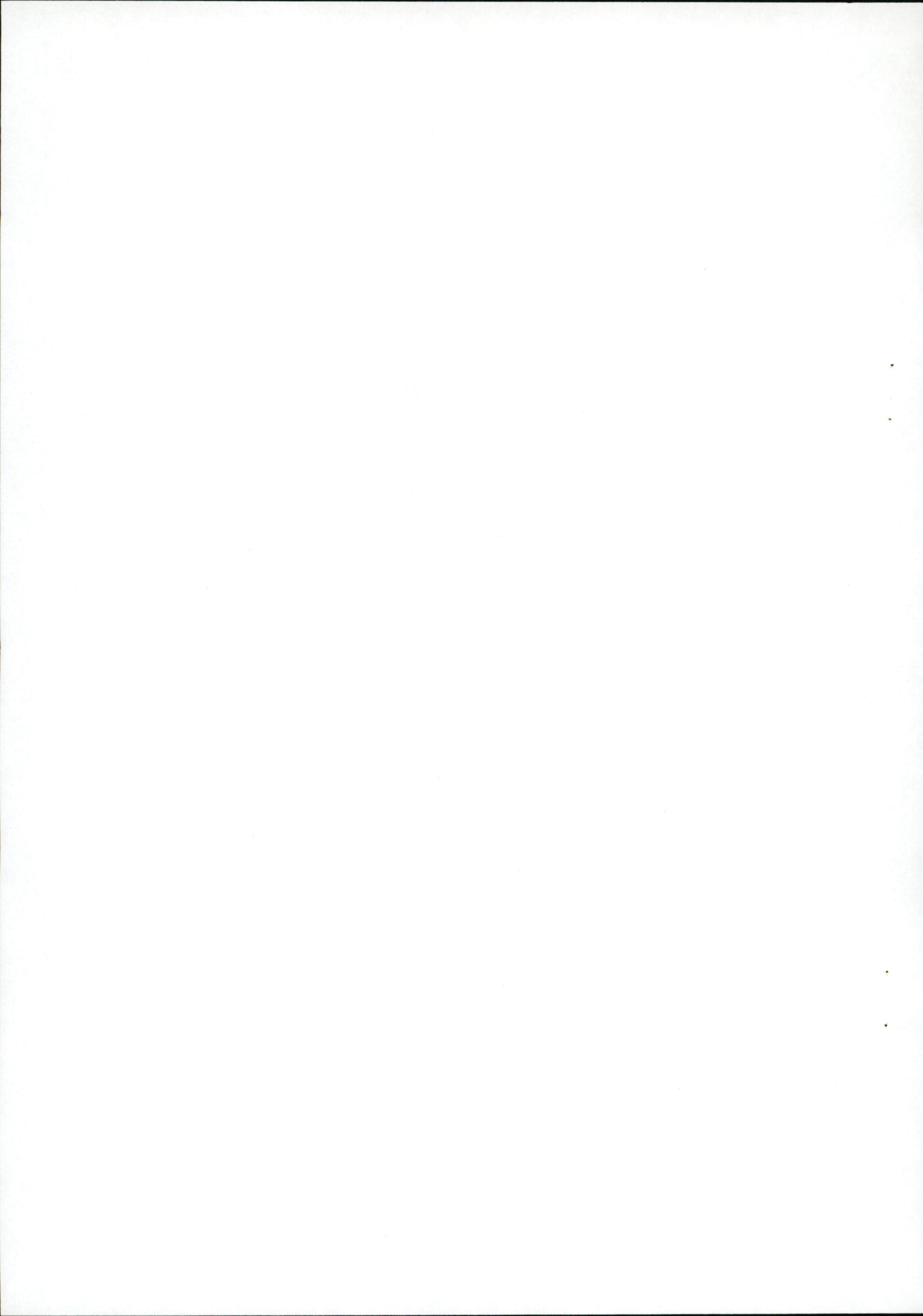
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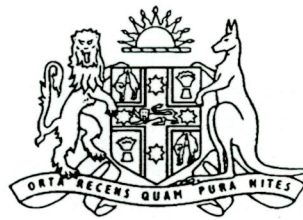
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**PAY-ROLL TAX (COUNTRY INDUSTRIES EXEMPTION)
AMENDMENT BILL 1994 (No. 2)**

NEW SOUTH WALES



No. , 1994

A BILL FOR

An Act to amend the Pay-roll Tax Act 1971 to make provision for the exemption of certain industries in country areas from pay-roll tax; and for other purposes.

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Pay-roll Tax (Country Industries Exemption) Amendment Act 1994.

5 **Commencement**

2. This Act commences on the date of assent.

Amendment of Pay-roll Tax Act 1971 No. 22

3. The Pay-roll Tax Act 1971 is amended by inserting after section 10 the following section:

10 **Exemption from pay-roll tax for country industries**

10A. (1) This section commences on 1 July next following the date of assent to the Pay-roll Tax (Country Industries Exemption) Amendment Act 1994 unless that date of assent is 1 July, in which case this section commences on that 1 July.

15 (2) The wages liable to pay-roll tax under this Act do not include wages paid or payable on or after the commencement of this section to an employee in respect of employment of the employee in a country industry.

20 (3) An employee is considered to be employed in a country industry only if the employee's employment is in an industry (subject to the exceptions in subsection (4)) conducted at an establishment in the country and the employee is employed at that establishment or the employee's base for employment purposes is that establishment.

25 (4) This section does not apply to an industry primarily concerned with the wholesale or retail distribution of food, drink, clothing or household goods, or with entertainment, sport, recreation or tourism.

(5) An employee is not considered to be employed at an establishment if the employee's base for employment is another establishment.

30 (6) For the purposes of this section:

“the country” comprises those areas of the State not within any of the following areas:

(a) the County of Cumberland;

Pay-roll Tax (Country Industries Exemption) Amendment 1994 (No. 2)

- (b) the Cities of Blue Mountains, Gosford, Hawkesbury, Lake Macquarie, Liverpool, Newcastle, Penrith and Wollongong;
- (c) the local government areas of Camden, Kiama, Port Stephens, Shellharbour, Wingecarribee, Wollondilly and Wyong.

