

Senate Standing Committee on Economics

ANSWERS TO QUESTIONS ON NOTICE

Treasury Portfolio

Supplementary Budget Estimates

20-21 November 2013

Question: SBE 1058-1062

Topic: GST on movable homes (ATO)

Written: 6 December 2013

Senator WONG asked:

- 1058. Why has the ATO decided to raise the GST on movable home owners?
- 1059. How much revenue does the ATO expect to raise from this increase in the GST?
- 1060. How many movable home owners will be affected by the change? Broken down by state.
- 1061. Has the ATO conducted an analysis of the socio-economic conditions of movable home owners? If not, why not?
- 1062. Has the ATO provided any advice to government on this GST increase? If so, what advice has been provided to government?

Answer:

1058. The ATO reviewed the application of GST to moveable home estates as part of a broader review following a number of Federal Court and Administrative Appeals Tribunal decisions on residential and commercial residential premises.

Following a consultation period, the ATO considered comments on the draft ruling and decided not to change the GST treatment of moveable home estates. The draft ruling has been withdrawn and moveable home estates will continue to be treated as commercial residential premises with the same GST rules for long-term accommodation.

- 1059. The ATO does not have that data. The ATO has withdrawn the draft ruling.
- 1060. Refer to SBE 1059.
- 1061. The administration of taxation laws by the Commissioner does not allow the socio-economic status of taxpayers to be taken into account when applying the law, unless specifically legislated. The ATO view is formulated based on an interpretation of the taxation laws and decisions of the courts and tribunals.
- 1062. These questions go to advice provided to the Government.