

SOUTH AUSTRALIA



STATE TAXATION OFFICE

**Business Franchise (Petroleum Products)**

**Circular No. 55**  
**(formerly Bus Fran Circular No. 2)**

**BUSINESS FRANCHISE  
(PETROLEUM PRODUCTS) ACT, 1979  
DIESEL FUEL CERTIFICATE  
DUAL USER**

A Diesel Fuel Certificate enables the holder to purchase diesel fuel *to be used for off road purposes* at a rate free of the State Business Franchise licence fee, provided that the certificate is shown to the supplier (being an agent or depot of an oil company) at the time of the first purchase and the certificate number is quoted when any subsequent purchases are made. Some users require diesel fuel for both on road use and off-road use. Diesel fuel purchased for other than off-road use must include the State Business Franchise licence fee.

This Circular has been prepared as a guide to the use of a South Australian Diesel Fuel Certificate by a Certificate holder who intends to use only portion of diesel fuel purchased for off road purposes.

The supplier must be informed of the proportion of the fuel which is to be used for "on road" purposes and the Business Franchise licence fee is to be paid in respect of that proportion of fuel purchased.

In the case of a Company the certificate covers only the purchases made by the Company (including Branches of that Company) whose name appears on the certificate *but does not* include any purchases made by a subsidiary or associate Company.

The certificate is subject to the following conditions:-

- 1 Diesel fuel purchased Licence Fee free by virtue of this certificate must not be used to propel a diesel engined road vehicle on a public road.
- 2 A diesel fuel certificate holder who has purchased diesel fuel free of the State Business Franchise Licence Fee must account on request, for the use of such fuel to the satisfaction of the

Commissioner of Stamps. Certificate holders who use diesel fuel for both “on road” and “off road” purposes should note:-

- (i) All fuel used in propelling diesel engined road vehicles must be purchased at a price inclusive of the State Business Franchise licence fee; ie the supplier of the fuel should be informed that such fuel is not for “on road” use in a road vehicle and it must be purchased at a Licence Fee inclusive price.

Only diesel fuel required for other purposes may be purchased Licence Fee free with a Diesel Fuel Certificate.

- (ii) Records must be maintained of road vehicle operations and usage in a manner which clearly distinguishes the difference between diesel fuel used “on road” and “off road” eg use of mileage, log books, etc.

- (iii) Invoices, monthly accounts and/or cash receipts covering purchases of diesel fuel, both Licence Fee free and Licence Fee paid, together with any credit notes are to be retained.

3 All records must be made available to the Commissioner of Stamps or an authorised Inspector when requested.

4 An authorised Inspector must be permitted at any reasonable time to have access to records of purchases and usage and to take copies or make extracts from any accounts, records, books or documents and to examine vehicles and engines owned by or under the control of a certificate holder.

5 The Commissioner of Stamps must be notified in writing and the certificate returned immediately in the event of:-

- (a) a change of address;
- (b) an alteration in the name of ownership or control of the business;
- (c) the death of a certificate holder; or
- (d) the certificate being no longer required.

Failure to comply with the above conditions or abuse of the system will result in cancellation of a certificate.