

SOUTH AUSTRALIA



STATE TAXATION OFFICE

Financial Institutions Duty

Circular No. 40
(formerly FID Circular No. 2)

NON-DUTIABLE RECEIPTS

PENSION PAYMENTS
SOUTH AUSTRALIAN HOUSING TRUST DIRECT CREDITS

This circular concerns the non-dutiability of certain types of transactions that may have previously been regarded by some financial institutions as being liable to duty.

Section 7 (2) of the Financial Institutions Duty Act, 1983 describes a number of types of receipts which are non-dutiable. In particular paragraph (r) of **Section 7 (2)** describes as non-dutiable “a receipt of a class declared by regulation to be non-dutiable”. One such class of receipt is that of a Pension covered by **Regulation 10** of the Act.

Interpretation

The types of “pensions” exempt from duty are as follows:-

Age pensions	Family Allowance Supplements
Mobility Allowances	Sole Parent Pensions
Sickness Benefits	Special Benefits
Repatriation Pensions	Invalid Pensions
Sheltered Employment Allowances	Wives' Pension
Widows' Pensions	Family Allowances
Job Search Allowances	Newstart Allowances
Carers' Pension	Widowed Persons' Allowances

and any supplementary allowance included in the payment of the above pensions.

South Australian Housing Trust Direct Credits

To assist recipients of the Department of Social Security pensions to arrange their rent payments to the South Australian Housing Trust the Department of Social Security pays the whole of the

recipients pension to the South Australian Housing Trust which, after deducting rent, remit the balance to the recipient.

Interpretation

Direct credits received from the SA Housing Trust of the balance of a pension would satisfy **Regulation 10 (2) (a)** of the Act as the pension is caused to be made by the Director-General of the Department of Social Security and is a direct credit to the account kept by the financial institution. Such receipts are therefore non-dutiable.

These interpretations are effective immediately

10 September, 1991

COMMISSIONER OF STAMPS

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