



CONCESSIONAL RATE FOR CERTAIN RESIDENTIAL LAND OR BUSINESS ASSETS

SECTION 147 OF THE *DUTIES ACT 2008*

BUNDLE ID

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APPLICATION FOR ASSESSMENT OR REASSESSMENT

A concessional rate of transfer duty may apply to purchases of business assets, or residential land that includes a dwelling house, where the total value of the dutiable property does not exceed \$200,000.

This form must be completed by all taxpayers acquiring the residential land or business assets (other than a government body).

When completing this form, you should refer to Duties Fact Sheet '[Transfer of Residential Land](#)' or Duties Fact Sheet '[Business Acquisitions](#)', available from the Office of State Revenue ('OSR') [website](#).

IMPORTANT

This application form must be submitted to the Office of State Revenue together with the transaction record (e.g. offer and acceptance and/or transfer of land).

If applying for a refund of duty, the transaction record on which the original duty stamp is printed, or to which the Certificate of Duty is attached, must be provided with this application.

All transactions involving the purchase or acquisition of land (or any interest in land), must be submitted with a completed Form [FDA41 'Foreign Transfer Duty Declaration'](#) for each person or entity acquiring or receiving the land.

Taxpayer's name(s)

(1)

_____ *Print full name*

_____ *Date of Birth*

(2)

_____ *Print full name*

_____ *Date of Birth*

If more than two taxpayers have acquired the property please attach a schedule of names and signatures.

Details of Residential Land

Street No.

Street

Suburb

Lot No. _____

Plan/Diagram/Strata Plan No. _____

Certificate of Title No. _____

Volume _____

Folio _____

or

Details of business

Business name _____

Business address _____

1. VALUE OF RESIDENTIAL LAND OR BUSINESS

- 1.1 What price was paid for the residential land or business? \$
- 1.2 Where residential land is being acquired in association with a government body, what is the interest being acquired by the taxpayers? %

2. BUSINESS ASSETS

Does the acquisition relate to business assets that is or includes a business undertaking which all of the taxpayers intend to carry on for an indefinite period after the purchase? Yes No

Note: Taxpayer may be a corporation

If the answer to question 2 is **YES**, go to the signature panel below

3. RESIDENTIAL LAND - TRUSTEES

- 3.1 Is the residential land being acquired and is it intended to be held by the taxpayers as trustee for one or more disabled beneficiaries? Yes No

If the answer to question 3.1 is **NO**, go to question 4

- 3.2 If the answer to question 3.1 is **YES** – show the full name(s) of the disabled beneficiary/beneficiaries:

Name: _____

Name: _____

- 3.3 Is the residential land being used, or after the purchase will it be used, as the principal place of residence of at least one of the disabled beneficiaries? Yes No

4. RESIDENTIAL LAND - INDIVIDUALS

- 4.1 Do the taxpayers occupy, or after purchasing the property will they occupy, the dwellinghouse on the property as their principal place of residence, and do they intend to do so for an indefinite period? Yes No

- 4.2 Are the taxpayers acquiring or intending to hold the property as agent, trustee or otherwise on behalf of another person (except as described in Q.3 above)? Yes No

Note: Individuals and beneficiaries must be natural persons.

IF RESIDENTIAL LAND IS VALUED AT MORE THAN \$116,000

A taxpayer who has acquired a residential land may also qualify for the residential rate of duty under sections 147A-G of the *Duties Act 2008* ('Duties Act'). Where the value of the residential land exceeds \$116,000, this rate will give a greater reduction of duty than the concessional rate under section 147 of the Duties Act.

Form '[FDA11 'Residential Rate'](#)' is available from the OSR [website](#). Alternatively, the Commissioner may treat this application as an application for the residential rate of duty.

Do you consent to the Commissioner treating this application as an application under sections 147A to G of the *Duties Act 2008*? Yes No

If you answered **YES** to this question, please complete the following additional question.
If **NO**, go to the signature panel below.

Is the dwellinghouse on the residential land one that may lawfully be used, is suitable to be used and is intended by the taxpayer to be used, as a place of residence for one or more individuals? Yes No

IMPORTANT

A person who provides information to the Commissioner knowing it to be false or misleading in a material particular commits an offence under the *Taxation Administration Act 2003*. The penalty for the offence is:

- a) \$20,000; and
- b) three times the amount of duty that was avoided or might have been avoided if the false or misleading information had been accepted as true.

I/We do solemnly and sincerely declare that the answers and information that I/we have given in this application are true, complete and correct.

Signature(s) of the taxpayer or agent

(1) Signature _____	Date	/	/	/
(2) Signature _____	Date	/	/	/

CONTACT THE OFFICE OF STATE REVENUE

Complete this application form and submit it online if you wish to receive your refund by EFT.

Online: www.finance.wa.gov.au/cms/State_Revenue/Online_Services/Online_Services.aspx

Office	Office of State Revenue 200 St Georges Terrace PERTH WA 6000	Telephone	(08) 9262 1100 1300 368 364 <small>(WA country STD callers only – local call charge)</small>
Postal address	Office of State Revenue GPO Box T1600 PERTH WA 6845	Web Enquiry	www.osr.wa.gov.au/DutiesEnquiry
		Website	www.osr.wa.gov.au