



# CONTINGENT CONSIDERATION

## SECTION 32 OF THE *DUTIES ACT 2008*

**BUNDLE ID**

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## APPLICATION FOR REASSESSMENT

In certain circumstances, a reassessment of transfer duty is available where contingent consideration is not paid. For further details on eligibility, please refer to **Duties Fact Sheet 'Contingent Consideration'**, which is available from the Office of State Revenue website at [www.osr.wa.gov.au](http://www.osr.wa.gov.au).

**IMPORTANT**

- This application must be completed by all persons liable to pay duty in relation to the transaction.
- The original duty endorsed agreement, together with any other transaction record (document) upon which the payment of duty has been endorsed, must accompany this application.

### TAXPAYER(S) DETAILS

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone (Work) ( ) \_\_\_\_\_ Home ( ) \_\_\_\_\_ Mobile \_\_\_\_\_

Date of Birth or ACN (as applicable) \_\_\_\_\_

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone (Work) ( ) \_\_\_\_\_ Home ( ) \_\_\_\_\_ Mobile \_\_\_\_\_

Date of Birth or ACN (as applicable) \_\_\_\_\_

### TRANSACTION DETAILS

1. Date of original transaction: \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_
2. The total consideration payable under the original agreement (including the contingent amount): \$ \_\_\_\_\_
3. The total duty paid on the original agreement: \$ \_\_\_\_\_
4. The amount of the contingent consideration: \$ \_\_\_\_\_
5. The final amount paid as consideration by the purchaser: \$ \_\_\_\_\_
6. Description of the contingent event: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

7. Has the contingent consideration been paid?

Yes/No

8. Did the contingent event happen?

Yes/No

If **YES**, provide the date on which the event happened and go to Q 8.1

If **NO**, go to Q 8.2.

/ /

8.1 Did the event happen within the time specified in the agreement?  
Go to Declaration.

Yes/No

8.2 If the event did not happen, provide the reason.

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8.3 Could the contingent event occur in the future?

Yes/No

If **YES**, go to Q 8.4

If **NO**, go to Declaration.

8.4 Where the agreement specified a time for the event to occur, has the time specified in the agreement passed or expired?

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.

**DECLARATION**

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(S)**

		/ /
<b>Name</b>	<b>Signature</b>	<b>Date</b>
		/ /
<b>Name</b>	<b>Signature</b>	<b>Date</b>

## 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](http://www.finance.wa.gov.au/cms/State_Revenue/Online_Services/Online_Services.aspx)

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

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