The Parliament of the Commonwealth of Australia

THE SENATE

A New Tax System (Luxury Car Tax Imposition—Customs) Amendment Bill 2008
A New Tax System (Luxury Car Tax Imposition—Excise) Amendment Bill 2008
A New Tax System (Luxury Car Tax Imposition—General) Amendment Bill 2008

(Requests for amendments to be moved to each bill by Senator Abetz and Senator Williams on behalf of the Opposition in committee of the whole)

(1) Schedule 1, page 3 (lines 6 and 7), omit the item, substitute:

1 Section 4

Repeal the section, substitute:

4 Rates

The rates of luxury car tax payable under the A New Tax System (Luxury Car Tax) Act 1999 are as follows:

(a) for the value of the car exceeding the lower LCT threshold but not exceeding the upper LCT threshold—25%; and

(b) in addition, for the value of the car exceeding the upper LCT threshold—33%.

Note 1: lower LCT threshold and upper LCT threshold are defined in the A New Tax System (Luxury Car Tax) Act 1999.

Note 2: Luxury car tax is only calculated on the value of the car that exceeds the lower LCT threshold in that Act.

[two-tiered tax rates]

(2) Schedule 1, page 3 (line 11), at the end of item 2, add “, except where the contract or other arrangement to make the taxable supply or the taxable importation of the luxury car was entered into before 7.30 pm, by legal time in the Australian Capital Territory, on 13 May 2008”.

[purchases made prior to announcement]
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(Requests for amendments to be moved by Senator Abetz and Senator Williams on behalf of the Opposition in committee of the whole)

Statement pursuant to the order of
the Senate of 26 June 2000

These amendments are framed as requests because they are to bills which impose taxation within the meaning of section 53 of the Constitution. The Senate may not amend a bill imposing taxation

Statement by the Clerk of the Senate pursuant
to the order of the Senate of 26 June 2000

As these are bills imposing taxation within the meaning of section 53 of the Constitution, any Senate amendments to these bills must be moved as requests. This is in accordance with the precedents of the Senate.