

Australian Capital Territory

Taxation Administration (Amounts Payable—Utilities (Network Facilities Tax)) Determination 2019

Disallowable instrument DI2019–28

made under the

Taxation Administration Act 1999, s 139 (Determination of amounts payable under tax laws)

EXPLANATORY STATEMENT

This instrument is the *Taxation Administration (Amounts Payable—Utilities (Network Facilities Tax)) Determination 2019*.

This instrument commences on the day after its notification day.

The main purpose of this instrument is to revoke DI2018-51, and to determine a new rate for the calculation of Utilities Network Facilities Tax (UNFT) payable under the *Utilities (Network Facilities Tax) Act 2006* (the UNFT Act).

Section 139 of the *Taxation Administration Act 1999* empowers the Minister to determine amounts for taxes, duties and levies payable under a tax law, including the rate for the UNFT under section 8 of the UNFT Act. The tax is calculated by multiplying the determined rate by the total network route length, measured in kilometres.

The UNFT is a tax payable by the owners of utility network infrastructure located in the ACT. The UNFT applies to telecommunication, gas, electricity, water and sewerage network providers.

Utilities network owners must lodge an annual return for each year ending 31 March. The 2018-19 return is for the period 1 April 2018 to 31 March 2019, and is payable by 30 May 2019, 60 days after the end of the year.

The Government announced in the 2016-17 Budget Review that the UNFT would be indexed by 5 per cent for the 2018-19 and 2019-20 financial years.

The UNFT rate will increase from \$1,205 to \$1,265 per kilometre for the year ending 31 March 2019 (a 5 per cent increase rounded to the nearest whole dollar).

This instrument determines that, for the purpose of section 8 of the UNFT Act, the determined rate will be \$1,265 per kilometre of network route length.

Authorised by the Treasurer
Andrew Barr MLA
21 March 2019