

STAMP DUTY EXEMPTIONS ON INSURANCE POLICIES

2016

Stamp Duty

Stamp Duty is a statutory charge (tax) imposed by state and territory governments. It applies to many financial transactions including the purchase of insurance policies.

State and Territory Governments have independent rules governing the amount of stamp duty applicable to different financial transactions.

Some states allow stamp duty exemptions for certain types of organisations, particularly Not-For-Profit and charitable community organisations.

Are you eligible for a stamp duty exemption on your insurance policy?

Stamp duty charges can have a significant impact on the total premium payable for insurance policies.

Insurance companies do not make the decision whether your organisation is entitled to an exemption. Exemptions must be applied for and granted by the relevant statutory body.

The relevant statutory body will issue documentation that confirms the exemption. This documentation must be provided to Ansvar and must be current at the time of the insurance policy being purchased or renewed in order for Ansvar to exempt the stamp duty charge.

The following is a summary of the Australian States and Territories that currently allow stamp duty exemptions and the types of organisations that may be eligible. Also provided are details of the documentation required and the relevant statutory body to contact.

If you believe your organisation is entitled to a stamp duty exemption on your insurance policy with Ansvar, please provide the required documentation well in advance to the expiry date of your current



policy to avoid being charged.

If Ansvar does not have valid up to date documentation confirming exemption eligibility, we must charge stamp duty on all applicable insurance policies. To avoid this from happening, please forward your current documentation to Ansvar directly at insure@ansvar.com.au or via your insurance broker.

Ansvar does not provide tax, legal or accounting advice. This material has been prepared for informational purposes only, and is not intended to provide, and should not be relied on for, tax, legal or accounting advice. You should consult your own tax, legal and accounting advisors before engaging in any transaction.

NOTE: FOR ORGANISATIONS THAT OPERATE IN THE ACT:

As part of the ACT's taxation reform measures, the amount of duty charged on general insurance is being abolished progressively over 5 years. By the 1st July 2016 stamp duty for general insurance will no longer apply in the ACT.

State	Exemption available	Types of organisations that may be eligible for exemption	Resources for required documentation
NSW	Yes	<ul style="list-style-type: none"> Non-profit organisations with an objective of a charitable, benevolent, philanthropic or patriotic purpose Societies or institutions with an objective of the relief of poverty, promotion of education, defence or other patriotic <p>Please refer to NSW Government Office of State Review website for a full listing of eligible organisations and eligibility criteria.</p>	<p>To <u>apply for an Exemption</u>, obtain an Application for Exemption for Duty form and lodge with the NSW OSR. If the exemption is granted, the OSR will issue your organisation with a Stamp Duty Exemption letter. This letter must be provided to Ansvar for stamp duty charges to be exempted.</p> <p>This letter is valid for three years, after which time you need to obtain on-going exemption status. Visit the NSW Office of State Revenue Exemption Review web page to apply.</p> <p>If approved, you will be able to print out an acknowledgement certificate which will need to be provided to Ansvar. This will then be valid for a further 3 years.</p>
NT	No	N/A	N/A
QLD	Yes	<ul style="list-style-type: none"> Charitable Institutions 	<p>If you are <u>already registered</u> as a charitable institution with the QLD OSR and do not have a copy of your Notice of Registration letter, you will need to contact the QLD OSR with your organisation's name, ABN and client number (if known) and request a replacement letter. Contact can be made via the Queensland OSR website.</p> <p>To <u>apply for an Exemption</u>, obtain an application form and lodge it with the QLD OSR. If the exemption is granted, the OSR will issue your organisation with a Stamp Duty Exemption Notice of Registration letter. This letter must be provided to Ansvar for stamp duty charges to be exempted.</p> <p>Each subsequent year, a completed 'qualifying use' statement, indicating the purpose for which the insured property will be used, signed by an authorised representative of the registered charitable institution is required. This is only valid for 12 months so must be provided to Ansvar every year.</p>

**QLD
(Cont.)**

- Not For Profit Community Organisations (Public Liability Insurance Exemption only)

To apply for an Exemption, [obtain an application form](#) and lodge with the QLD OSR. If the exemption is granted, the OSR will issue your organisation with a Stamp Duty Exemption Notice of Registration letter. This letter must be provided to Ansvar for stamp duty charges to be exempted. The exemption will only be applied for the period the letter confirms eligibility. Once that period expires you will need to provide an updated letter.

Please refer to www.treasury.qld.gov.au/taxes-royalties-grants/duties/index.php for a full listing of eligible organisations and eligibility criteria.

SA	No	N/A	N/A
TAS	Yes	Licensee, proprietor, governors, trustee, committee of management or resident manager of a medical establishment for or in connection with the purposes of the medical establishment (medical establishment means (a) a day-procedure centre; or (b) a private hospital; or (c) a residential care service).	No documentation is required – proposal / declaration / broker slip will indicate the business activities.
		Please refer to www.thelaw.tas.gov.au – Duties Act 2001 for a full listing of eligible organisations and eligibility criteria.	
VIC	No	N/A	N/A
WA	No	N/A	N/A

Links to websites

If you are reading a printed version of this document, you can find the links to the abovementioned websites below.

NSW

NSW Government Office of State Review website	www.osr.nsw.gov.au
NSW Government Office of State Review - Application for Exemption for Duty (pdf download)	www.osr.nsw.gov.au/sites/default/files/file_manager/oda006.pdf
NSW Government Office of State Review website - Exemption Review	www.osr.nsw.gov.au/info/online/duties/exemption

QLD

QLD Government Office of State Review website - contact details	www.treasury.qld.gov.au/taxes-royalties-grants/contact-osr/index.php
QLD Government - Application for Registration (charitable organisation)	https://publications.qld.gov.au/dataset/01b5d0fd-1ed6-48ca-b4b7-8388df31ba68/resource/73a76b9f-cd76-4168-9903-895412aa4cfe/download/form-ta3--v1-2010may2016.pdf
QLD Government - Not-for-profit community organisation insurance duty exemption (pdf download)	https://publications.qld.gov.au/dataset/form-osr-d8-3-not-for-profit-community-organisation-insurance-duty-exemption
QLD Government Treasury - full listing of eligible organisations and eligibility criteria	www.treasury.qld.gov.au/taxes-royalties-grants/duties/index.php

TAS

Tasmanian Legislation Website	www.thelaw.tas.gov.au
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