



NSW SMALL BUSINESS STAMP DUTY EXEMPTION DECLARATION

Call ATC for assistance on 03 9258 1777

What is the NSW Small Business Exemption?

From 1 January 2018, NSW small businesses will be exempt from paying stamp duty on certain types of insurance.

What is a Small Business?

Revenue NSW has stated that: "You are a small business if you are an individual, partnership, company or trust that is carrying on a business, and the business has an aggregated turnover of less than \$2 million. Aggregated turnover is your annual turnover plus the annual turnovers of any business entities that are your affiliates or are connected with you."

Which Insurance Types will the Exemption Apply to?

This exemption can be applied for NSW small businesses with one of the following insurance types:

1. Commercial vehicle insurance;
2. Occupational indemnity insurance; and
3. Product and public liability insurance.

Instructions for Applying for an Exemption

To receive the exemption, please complete the below declaration declaring that you / your client are a small business. Email the completed declaration to your broker.

Please Note

- a) The declaration covers policies issued to you during the financial year in which cover is effected or renewed. A new declaration is required on an annual basis.
- b) If you are uncertain whether you classify as a small business, please speak to your financial adviser.
- c) ATC on behalf of insurers will place reliance on your declaration in charging the applicable insurance duty.
- d) False declarations may result in penalties up to of \$11,000 by Revenue NSW plus the insurance duty not paid and penal interest applied to that balance.
- e) Revenue NSW may also be able to clarify your queries relating to the law and your obligations.

NSW Stamp Duty Exemption - Small Business Declaration

I hereby declare that I am a Capital Gains Tax small business entity (within the meaning of section 152-10 (1AA) of the *Income Tax Assessment Act 1997* of the Commonwealth). I am a small business individual / partnership / company and/or trust, which is carrying on a business, and the business has an aggregated turnover of less than \$2 million.¹

Signature: _____ Date: _____

Name: _____ Position held: _____

Name of Insured: _____ ABN of Insured: _____

Mobile Number: _____ Email address: _____

¹ Aggregated turnover is your Australia wide annual turnover plus the annual turnovers of any business entities that are your affiliates or are connected with you.
A fraudulent declaration may invalidate your insurance contract.