



DUTIES

Commissioner’s Interpretation of Consideration
in Relation to Transfers

4nl1m2l422si6(T)1. [((T)ID[(6)-ieD (n)-

Introduction

- 1. This revenue ruling provides the Co m to in section 122(1) of the Duties Act .

Background

- 2. Section 122(1) of the Duties Act prov superannuation transaction if there is,
- 3. Under section 122(2) of the Duties Act to a transfer of, or an agreement for transferor) to a trustee , or a custodian

order to be considered an approved superannuation fund :
1 of an approved superannuation fund . In

- (a) either the transferor can be the only member of the superannuation fund , or the property can only be held in the superannuation fund specifically for the transferor so that the property cannot be pooled with the contributions or other assets of another member and no other member can obtain an interest in the property and
- (b) the property is to be held in t he superannuation fund to be provided to the transferor as a retirement benefit .
- 4. Dutiable property is defined in section 15 of the Duties Act as including land in Western Australia, a right, a chattel in Western Australia or a Western Australian business asset.
- 5. For the purposes of section 122 of the Duties Act, the term property isuW1.8hoib1Dlt()T H%dVMoÛJ ½ Amendment Act (No. 3) 2015 with

