

EXPOSURE DRAFT

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Inserts for
**Tax and Superannuation Laws
Amendment (2015 Measures No. #) Bill
2015: Better targeting of the Zone Tax
Offset**

Commencement information		
Column 1	Column 2	Column 3
Provision(s)	Commencement	Date/Details
1. Schedule #— Better targeting of the Zone Tax Offset	The day this Act receives the Royal Assent.	

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Schedule #— Better targeting of the Zone Tax Offset

Income Tax Assessment Act 1936

1 Subsection 79A(2)

Omit “subsections (2A) and 79B(4)”, substitute “subsections (2A), (2AA) and 79B(4)”.

2 Paragraph 79A(2)(b)

Omit “if the taxpayer is a resident of Zone A in the year of income but has not resided or actually been in the special area in Zone A or the special area in Zone B during any part of the year of income”, substitute “if the taxpayer is a resident of Zone A (but not of the special area in Zone A or of the special area in Zone B) in the year of income”.

3 Paragraph 79A(2)(c)

Omit “if the taxpayer is a resident of Zone B in the year of income but has not resided or actually been in Zone A or the special area in Zone B during any part of the year of income”, substitute “if the taxpayer is a resident of Zone B (but not of Zone A or of the special area in Zone B) in the year of income”.

4 After subsection 79A(2)

Insert:

(2AA) A rebate is not allowable to a taxpayer under this section in the taxpayer’s assessment in respect of income of a year of income if the taxpayer is not a resident of Australia for the year of income.

5 Paragraph 79A(3B)(a)

Omit “resided”, substitute “had his or her normal residence”.

6 Paragraph 79A(3B)(b)

Repeal the paragraph.

7 Subparagraphs 79A(3B)(d)(i) and (ii)

Omit “resided, or actually was,”, substitute “had his or her normal residence”.

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1 **8 Subparagraphs 79A(3B)(e)(i) and (ii)**

2 Omit “resided”, substitute “had his or her normal residence”.

3 **9 Subparagraph 79A(3B)(e)(v)**

4 Omit “resided”, substitute “had his or her normal residence”.

5 **10 Subsection 79A(3C)**

6 Omit “residing, or actually being, in a particular area”, substitute
7 “having his or her normal residence in a particular area”.

8 **11 Paragraphs 79A(3C)(a) and (b)**

9 Omit “residing, or actually being,”, substitute “having his or her normal
10 residence in a particular area”.

11 **12 Subsection 79A(4)**

12 Insert:

13 *normal residence* has the meaning given by subsection 136(1) of
14 the *Fringe Benefits Tax Assessment Act 1986*.

15 **13 Application**

16 The amendments made by this Schedule apply to the 2015-16 year of
17 income and later years of income.