

EXPOSURE DRAFT

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Inserts for

**Treasury Laws Amendment Instrument 2024:
Minor and technical amendments (Spring 2024)**

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Schedule 1—Miscellaneous and technical amendments

Part 1—Amendments commencing day after registration

Division 1—Corporations Regulations 2001

Corporations Regulations 2001

1 Schedule 8AB (table item 5)

After “*Companies (Trustees and Personal Representatives) Act*”, insert “1981”.

2 Schedule 8AC (table item 14)

Repeal the item, substitute:

14 *Guardianship of Adults Act 2016* (NT)

3 Schedule 8AC (table item 15)

After “*Guardianship of Infants Act*”, insert “1972”.

4 Schedule 8AE (table item 8)

Repeal the item, substitute:

8 *Trustee Act 1893* (NT), Part I

Division 2—Conditional offer of goods or services

Superannuation Industry (Supervision) Regulations 1994

5 Subregulation 13.18A(1)

Omit “(1) For”, substitute “For the purposes of”.

6 Paragraph 13.18A(1)(a)

Repeal the paragraph.

7 Subregulation 13A.18A(2)

Repeal the subregulation.

8 In the appropriate position in Part 14

Insert:

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Division 14.36—Transitional arrangements arising out of the Treasury Laws Amendment Instrument 2024

14.38 Amendment made by the *Treasury Laws Amendment Instrument 2024*

The amendments of regulation 13.18A made by the *Treasury Laws Amendment Instrument 2024* apply if any of the following occur on or after the commencement of this regulation:

- (a) a trustee of a regulated superannuation fund, or an associate of a trustee of a regulated superannuation fund:
 - (i) supplies, or offers to supply, a business loan to a person, or a relative or associate of a person; or
 - (ii) supplies, or offers to supply, a business loan to a person, or a relative or associate of a person, at a particular price; or
 - (iii) gives or allows, or offers to give or allow, a discount, allowance, rebate or credit in relation to the supply, or the proposed supply, of a business loan to a person, or a relative or associate of a person;
- (b) a trustee of a regulated superannuation fund, or an associate of a trustee of a regulated superannuation fund, refuses to:
 - (i) supply, or offer to supply, a business loan to a person, or a relative or associate of a person; or
 - (ii) supply, or offer to supply, a business loan to a person, or a relative or associate of a person, at a particular price; or
 - (iii) give or allow, or offer to give or allow, a discount, allowance, rebate or credit in relation to the supply, or the proposed supply, of a business loan to a person, or a relative or associate of a person.

Division 3—Trustee-directed products

Superannuation Industry (Supervision) Regulations 1994

9 Paragraph 9AB.2(2)(a)

Repeal the paragraph, substitute:

- (a) at least one of the beneficial interests in the class is *not* a superannuation interest (within the meaning of the 1997 Tax Act) that supports any of the following:
 - (i) a superannuation income stream that is in the retirement phase;
 - (ii) a superannuation income stream that is a transition to retirement income stream (within the meaning of Part 6 of these Regulations);and

Division 4—Superannuation Industry (Supervision) Regulations 1994

Superannuation Industry (Supervision) Regulations 1994

10 Regulation 2.36D

Repeal the regulation.

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11 Paragraph 7A.11(10)(c)

Repeal the paragraph, substitute:

- (c) if the payment split is a base amount payment split—the amount of any adjustment that has been made to the base amount since the operative time.

12 Paragraph 7A.12(5)(c)

Repeal the paragraph, substitute:

- (c) if the payment split is a base amount payment split—the amount of any adjustment that has been made to the base amount since the operative time.

13 Paragraph 7A.13(8)(c)

Repeal the paragraph, substitute:

- (c) if the payment split is a base amount payment split—the amount of any adjustment that has been made to the base amount since the operative time.

Part 2—Amendments commencing first day of next quarter

Division 1—Shadow Economy Taskforce

Taxation Administration Regulations 2017

14 Section 67 (table item 8)

Omit “Standing”.