

From: [REDACTED]
To: [Tax Integrity](#)
Cc: [REDACTED]
Subject: Feedback on amendments to the Tax Agent Services (Code of Professional Conduct) Determination 2024
Date: Tuesday, 1 October 2024 1:59:42 PM
Attachments: [image001.png](#)

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Dear Treasury,

We refer to your invitation for feedback on the draft amendments to the Tax Agent Services (Code of Professional Conduct) Determination 2024. Please find below our observations for consideration.

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Section 15

1. Guidance needs to clarify materiality and how to determine materiality with well thought out practical examples. The concept of material is so grey.
2. Clarity as to whether it relates to documents lodged after the deferred start date or does it relate to any mistakes identified from the start date.
3. Burden is falling onto tax agents to investigate, liaise with clients and prepare lengthy file notes to support their stance. None of this will be recoverable from the client , TPB or ATO and further eroding the profit margins and administrative burden on tax agents. Tax agents will become the unpaid investigators for the ATO and TPB. This extra pressure on tax agents will further deter people from joining the profession and detrimentally impact the mental health of agents.
4. Risk to tax agents' personal safety will be high as our personal information is so readily available. Disenchanted clients could easily find their tax agent office and home addresses through their websites, ASIC and TPB tax agent register.

Section 45

Amendment requires disclosure of current investigations. This should be limited to concluded investigations where the tax agent was found guilty. The tax agent's reputation would be damaged if the current investigation concludes that the tax agent did not commit any offence.

Thank you for your consideration. Please get in touch if you wish to discuss further.

Kind regards,

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



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