


# ***GSTR 2000/1A4 - Addendum - Goods and services tax: adjustment notes***

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## Addendum

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### Goods and Services Tax Ruling

#### Goods and Services Tax: adjustment notes

This Addendum is a public ruling for the purposes of the *Taxation Administration Act 1953*. It amends Goods and Services Tax Ruling GSTR 2000/1 to reflect:

- changes in the law as a result of the *Tax Laws Amendment (2010 GST Administration Measures No. 2) Act 2010* and the repeal of regulations 29.70.01 and 29.70.02 to the A New Tax System (Goods and Services Tax) Regulations 1999 by the A New Tax System (Goods and Services Tax) Amendment Regulations 2010 (No. 1) (206 of 2010).
- the addition of regulation 29-80.02 to the A New Tax System (Goods and Services Tax) Regulations 1999 by the A New Tax System (Goods and Services Tax) Amendment Regulations 2009 (No. 2).
- amendments to Subdivision 153-B of A *New Tax System (Goods and Services Tax) Act 1999* (GST Act) made by the *Tax Laws Amendment (2009 GST Administration Measures) Act 2010*.
- changes to section 35-5 of the GST Act made by the *Tax Laws Amendment (2009 GST Administration Measures) Act 2010*.
- insertion of Division 134 into the GST Act made by the *Tax Laws Amendment (2010 GST Administration Measures No. 1) Act 2010* and amended by the *Tax Laws Amendment (2010 GST Administration Measures No. 3) Act 2010* and *Tax Laws Amendment (2010 GST Administration Measures No. 4) Act 2010*.

#### **GSTR 2000/1 is amended as follows:**

##### **1. Paragraph 1**

- (a) After the word 'under' insert the words 'Division 29 of'.

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(b) Insert:

1A. This Ruling does not consider third party adjustments and third party adjustment notes under Division 134 of the GST Act.

## 2. Paragraphs 6 and 6A

Omit the second and third sentences of both paragraphs 6 and 6A.

## 3. Paragraph 6B

Omit paragraph 6B; substitute:

6B. The Addendum to this Ruling that issued on 7 December 2011 explains the Commissioner's view of the law as it applied from 1 July 2010.

## 4. Paragraph 9

Omit footnote 5; substitute:

<sup>5</sup>. Subsections 33-5(1) and 35-5(1). Division 3 of Part IIB of the *Taxation Administration Act 1953* allows the Commissioner to apply the amount owing to you as a credit against tax debts that you owe to the Commonwealth. Under subsection 35-5(2) if the amount paid or applied exceeds the amount to which you are properly entitled to under subsection 35-5(1), the excess is to be treated as if it were GST that became payable, and due for payment, by you at the time when it was paid or applied.

## 5. Paragraph 12

Omit the first dot point and substitute:

- the decreasing adjustment is of an amount that does not exceed \$75;<sup>9</sup> or

## 6. Paragraph 14

Omit the first dot point and substitute:

- the decreasing adjustment is of an amount that does not exceed \$75;<sup>12</sup> or

## 7. Paragraph 21

In the heading, and in the first sentence, omit 'amount payable'; substitute: 'price'

<sup>9</sup> Subsection 29-80(2) and regulation 29-80.02.

<sup>12</sup> Subsection 29-80(2) and regulation 29-80.02.

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**8. Paragraph 22**

In the second sentence, insert 'total ' before 'price'.

**9. Paragraph 68**

- (a) In the heading, omit 'amount payable'; substitute 'price'.
- (b) Omit the first sentence; substitute:

A tax invoice for a supply or supplies with a total price of less than \$1000 does not have to include the recipient's identity or ABN.<sup>39</sup>

**10. Paragraph 69**

Omit 'amount payable'; substitute: 'price'.

**11. Paragraph 74 and 75**

Omit paragraphs 74 and 75 and substitute:

74 A restaurant receives a volume rebate for food purchases from a supermarket for the three months July, August and September 2010. The total purchases for this period were \$40 000. The price of the taxable purchases was \$22 000. The restaurant claimed input tax credits of \$2000 for these purchases.

75 The volume rebate received by the restaurant is 5%. The supermarket issues a credit adjustment note showing the total difference in price of \$2000. The adjustment note must show the difference in the price of the taxable supply of \$1100, and the amount of the adjustment to the GST payable of \$100.<sup>41A</sup>

**12. Footnote 49**

In the last sentence after the word 'agency' insert the words 'and intermediary'.

**13. Paragraph 111**

Insert '\*' before 'recipient created tax invoice':

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<sup>39</sup> Subsection 29-70(1).

<sup>41A</sup> Prior to 1 July 2010, the adjustment note is not required if a decreasing adjustment is of an amount that does not exceed \$50.

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## 14. Paragraph 113

Omit the paragraph; substitute:

113. A \*tax invoice has the meaning given by subsections 29-70(1) and 48-57(1), and includes a document that the Commissioner treats as a tax invoice under subsection 29-70(1B). However, it does not include a document that does not comply with the requirements of section 54-50 (if applicable).

## 15. Detailed contents list

Insert:

*'Example 2*

*74'*

## 16. Related Rulings/Determinations

Omit: 'GSTR 1999/1;'

## 17. Legislative References

Insert:

- ANTS(GST)A 19-85
- ANTS(GST)A 29-70(1B)
- ANTS(GST)A 99 35-5(1)
- ANTS(GST)A 99 35-5(2)
- ANTS(GST)A Div 29
- ANTS(GST)A Div 134
- ANTS(GST)R 29-80.02.
- TAA 1953 Pt IIB Div 3

Omit:

- ANTS(GST)A 99 35-5
- ANTS(GST)A 29-70.01(3)

This Addendum explains the Commissioner's view of the law as it applies:

- to decreasing adjustments occurring on and from 1 July 2010;
- in relation to payments made on or after 1 July 2010 that are subject to Division 134;
- in relation to supplies and acquisitions made on or after 1 July 2010;
- in relation to amounts payable under subsection 35-5(1) for tax periods starting on or after 24 March 2010; and
- to tax invoices issued on or after 1 July 2010.

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FOI status: **may be released**

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## **Commissioner of Taxation**

7 December 2011

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### ATO references

NO: 1-3LNZO9A

ISSN: 1034-9758

ATOlaw topic: Goods and Services Tax ~~ Financial supplies ~~ financial  
supplies and acquisitions