

# ***LCTD 2009/1 - Luxury car tax: what is the luxury car tax threshold and fuel efficient car limit for the 2009-10 financial year?***



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This document has changed over time. This is a consolidated version of the ruling which was published on *24 June 2009*



## Luxury Car Tax Determination

### Luxury car tax: what is the luxury car tax threshold and fuel efficient car limit for the 2009-10 financial year?

**1 This publication provides you with the following level of protection:**

*This document is a ruling for the purposes of section 105-60 of Schedule 1 to the **Taxation Administration Act 1953**. You can rely on the information presented in this document which provides advice on the operation of the Luxury Car Tax system.*

1. The luxury car tax threshold for the 2009-10 financial year is **\$57,180** which is equal to the car limit and is used to determine if luxury car tax is payable.<sup>1</sup>
2. The car limit for the 2009-10 financial year is \$57,180. This limit is indexed annually in line with movements in the motor vehicle purchase sub-group of the Consumer Price Index.
3. For the 2007-08 financial year this index was 396.7 and for the 2008-09 year the index was 388.1 resulting in an indexation factor of 0.978, that is, less than 1. The law requires that where the indexation factor is less than 1, the car limit is not to be indexed.<sup>2</sup> As the indexation factor is less than 1, the car limit is not indexed. Therefore, the car limit for 2009-10 financial year is \$57,180.
4. In relation to the luxury car tax threshold – fuel efficient cars, as set out in subsection 25-1(5) of *A New Tax System (Luxury Car Tax) Act 1999*, the fuel efficient car limit is also indexed annually in line with income tax law.
5. As outlined in paragraph 3 of this Determination, the indexation factor is less than 1, and as a consequence the fuel efficient car limit is not indexed for the 2009-10 financial year.
6. Therefore, the fuel efficient car limit for the 2009-2010 financial year is **\$75,000**.

#### **Example 1**

7. On 2 July 2009 a dealer supplies a car with a GST inclusive value of \$66,000.
8. As the GST inclusive value exceeds the luxury car tax threshold of \$57,180, luxury car tax may be payable.

<sup>1</sup> Subsection 25-1(3) of the *A New Tax System (Luxury Car Tax) Act 1999*. The car limit is also used to calculate depreciation deductions under the income tax law – see Taxation Determination TD 2009/13

<sup>2</sup> Subsection 960-270(2) of the *Income Tax Assessment Act 1997*.

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## ***Example 2***

9. *On 3 July 2009 a dealer supplies a fuel efficient vehicle with a GST inclusive value of \$77,000.*

10. *As the GST inclusive value exceeds the fuel efficient car limit of \$75,000, luxury car tax may be payable*

## **Date of effect**

11. This Determination applies to the financial year commencing 1 July 2009.

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**Commissioner of Taxation**

24 June 2009

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## References

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*Previous draft:*

Not previously issued as a draft.

*Related Rulings/Determinations:*

TD 2009/13

*Previous Rulings/Determinations*

LCTD 2003/1; LCTD 2004/1; LCTD 2005/1;  
LCTD 2006/1; LCTD 2007/1; LCTD 2008/1

*Subject references:*

- car limit
- luxury car tax threshold

*Legislative references:*

- ANTS(LCT)A 1999 25-1(3)
- ANTS(LCT)A 1999 25-1(5)
- ITAA 1997 960-270(2)
- TAA 1953 Sch 1 105-60

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ATO references

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