


GSTR 2006/2A3 - Addendum - Goods and services tax: deposits held as security for the performance of an obligation

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Addendum

Goods and Services Tax Ruling

Goods and services tax: deposits held as security for the performance of an obligation

This Addendum is a public ruling for the purposes of the *Taxation Administration Act 1953*. It amends Goods and Services Tax Ruling GSTR 2006/2 to:

- reflect the amendments to the *A New Tax System (Goods and Services Tax) Act 1999* (GST Act) which were made by *Tax and Superannuation Laws Amendment (2012 Measures No. 1) Act 2012*. In particular it reflects the amendment that inserted section 9-17 into the GST Act. Section 9-17 contains exclusions from the meaning of 'consideration' formerly contained in subsection 9-15(3). Section 9-17 is now also referred to in the definition of 'consideration' as defined by section 195-1. The amendments apply to payments made on or after 1 July 2012.
- update references to legislation and relevant rulings that have issued since the Ruling was issued.

GSTR 2006/2 is amended as follows:

1. Paragraph 5

Omit the paragraph including the notes; substitute:

This Ruling applies both before and after its date of issue. However, this Ruling will not apply to taxpayers to the extent that it conflicts with the terms of a settlement of a dispute agreed to before the date of issue of this Ruling (see paragraphs 75 and 76 of Taxation Ruling TR 2006/10).

Note 1: The Addendum to this Ruling that issued on 11 July 2007 explains our view of the law as it applied from 1 July 2007.

Note 2: The Addendum to this Ruling that issued on 24 June 2009 explains our view of the law as it applies both before and after its date of issue.

Note 3: The Addendum to this Ruling that issued on 4 September 2013 explains our view of the law as it applied from 1 July 2012.

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2. Paragraph 6

Omit the paragraph.

3. Footnote 1

Omit the footnote; substitute:

¹ Consideration is defined in subsection 195-1.

4. Footnote 71

Omit the footnote; substitute:

⁷¹ Section 195-1.

5. Related Rulings / Determinations

Omit:

GSTR 1999/1

6. Legislative References

Omit:

TAA 1953 37 (repealed)

TAA 1953 Sch 1 105-60 (repealed)

Insert

TAA 1953 Sch 1 357-60

TAA 1953 Sch 1 Div 358

This Addendum applies on and from 1 July 2012.

Commissioner of Taxation

4 September 2013

ATO references

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ATOlaw topic: Goods and Services Tax ~~ Miscellaneous rules ~~
security deposits
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