

Point of Consumption Tax

Guidelines on general exemption from the requirement to lodge monthly returns

Tasmania's point of consumption tax on wagering requires betting operators offering betting services to Tasmanians to lodge monthly returns when net wagering revenue from Tasmanian bets exceeds the annual tax free threshold of \$150 000 (or \$75 000 for between 1 January to 30 June 2020 only).

Section 145L of the *Gaming Control Act 1993* provides for a general exemption from the requirement for betting operators to lodge monthly returns if, after considering a request from an operator, the Commissioner of State Revenue considers it would be unduly onerous to require the betting operator to lodge monthly returns.

The Commissioner will consider each request for exemption on its merits and will only grant exemptions in special circumstances. An example of a circumstance where the Commissioner may consider granting an exemption could be where a betting operator is a small business and its annual net wagering revenue from Tasmanian bets is at or around the tax free threshold. This recognises that lodging monthly returns where there might not ultimately be a tax liability is onerous for a small business.

Please note that an exemption under section 145L **does not exempt** the betting operator from the obligations to pay the point of consumption tax, even if the Commissioner postpones the time for payment.

What you need to do to request a general exemption

Prepare a letter to the Commissioner detailing the circumstances as to why your betting operations should be granted a general exemption from monthly lodgement (and consequently payment) of the point of consumption tax.

Ensure the request covers all relevant information, such as the most recent and anticipated net wagering revenue from Tasmanian bets, the size and operation of your business, any supporting reasons, the period/s the exemption is being sought for, and current contact details.

To support the request for a general exemption, you must also provide:

- a copy of the betting operation's financial statements for the most recent 12 month period including the proportion of net wagering revenue from Tasmanian bets for the most recent 12 month period; and

- any other information that illustrates projected net wagering revenue from Tasmanian bets for the financial year in which you are applying.

Submit the request by email to wagering@treasury.tas.gov.au or to the following address:

The Commissioner of State Revenue
GPO Box 1374
HOBART TAS 7001

Attention: Director, Liquor and Gaming Branch

Exemption status

If the Commissioner determines to grant an exemption, a notice will be given to the betting operator setting out alternate reporting and payment periods, as well as any conditions the Commissioner has applied to the exemption.

For compliance purposes, the Branch may review your operation's exempt status at any time and the Commissioner may revoke the exemption notice at any time.

Penalties

Under the *Taxation Administration Act 1997*, it is an offence to give false or misleading information. Where such cases occur, interest and/or penalty tax may be applied.

For further information, contact the Liquor and Gaming Branch:

Phone: (03) 6166 4040 (weekdays, 9:00 am to 5:00 pm)

Email: wagering@treasury.tas.gov.au

Website: <http://www.treasury.tas.gov.au/liquor-and-gaming/gambling/point-of-consumption-tax-on-wagering>