

ESTATE AND GIFT DUTIES AMENDMENT BILL

EXPLANATORY NOTE

THIS Bill amends the Estate and Gift Duties Act 1968.

Clauses 2 to 4 give effect to the increased exemption from estate duty and the increased reliefs for widows and widowers announced in the Budget.

Clause 1 relates to the Short Title and commencement. The increases mentioned above are deemed to have come into force on 26 June 1969, the date on which they were announced, and apply to the estates of all persons dying on or after that date.

Clause 2 alters the rates of estate duty by increasing from \$8,000 to \$12,000 the final balance up to which no duty is payable and modifying the scale of duty above this exemption limit.

Clause 3 increases from \$30,000 to \$40,000 the value of the succession of a widow in respect of which relief from estate duty is given.

Clause 4 increases from \$14,000 to \$40,000 the value of the succession of a widower in respect of which relief from estate duty is given, so that the reliefs in respect of widows' and widowers' successions will become the same.

Clause 5 is a formal amendment only. It transfers to section 73 (2) of the principal Act a provision in section 26 (3) of the Vocational Training Council Act 1968 exempting certain gifts made to the Vocational Training Council from gift duty and estate duty. The inclusion of such gifts in section 73 (2) will not alter the existing exemptions.

This amendment will keep section 73 (2) up to date as a complete list of specific exemptions from gift duty.

Hon. Mr Muldoon

ESTATE AND GIFT DUTIES AMENDMENT

ANALYSIS

Title	4. Relief for succession of husband
1. Short Title and commencement	5. Exemption for gifts to charities and certain bodies
2. Rates of estate duty	Schedule
3. Relief for succession of wife	

A BILL INTITULED

An Act to amend the Estate and Gift Duties Act 1968

1. **Short Title and commencement**—(1) This Act may be cited as the Estate and Gift Duties Amendment Act 1969, and shall be read together with and deemed part of the Estate and Gift Duties Act 1968* (hereinafter referred to as the principal Act).

(2) Except as provided in section 5 of this Act, this Act shall be deemed to have come into force on the 26th day of June 1969, and shall apply to the estates of all persons dying on or after that date.

2. **Rates of estate duty**—The principal Act is hereby amended by repealing the First Schedule, and substituting the First Schedule set out in the Schedule to this Act.

3. **Relief for succession of wife**—Section 36 of the principal Act is hereby amended by omitting from item “a” the words “thirty thousand dollars”, and substituting the expression “\$40,000”.

*1968, No. 35

No. 33—1

4. Relief for succession of husband—Section 37 of the principal Act is hereby amended by omitting from item “a” the words “fourteen thousand dollars”, and substituting the expression “\$40,000”.

5. Exemption for gifts to charities and certain bodies— 5
(1) Section 73 of the principal Act is hereby amended by adding to subsection (2) the following paragraph:

“(f) Any gift to the Vocational Training Council for the purposes of the Vocational Training Council Act 1968.” 10

(2) Section 26 of the Vocational Training Council Act 1968 is hereby consequentially amended by repealing subsection (3).

(3) This section shall be deemed to have come into force on the date of the commencement of the principal Act. 15

SCHEDULE

Section 2

NEW FIRST SCHEDULE TO PRINCIPAL ACT

"FIRST SCHEDULE

SCALE OF RATES OF ESTATE DUTY

Final Balance of Estate	Rate
	NOTE: 'Excess' means excess of the final balance in complete dollars
Not exceeding \$12,000	Nil.
Not Exceeding	
Exceeding	
\$ 12,000—\$ 14,000	7 percent of excess over \$12,000.
\$ 14,000—\$ 16,000	\$ 140 plus 9 percent of excess over \$ 14,000.
\$ 16,000—\$ 18,000	\$ 320 plus 11 percent of excess over \$ 16,000.
\$ 18,000—\$ 20,000	\$ 540 plus 13 percent of excess over \$ 18,000.
\$ 20,000—\$ 22,000	\$ 800 plus 15 percent of excess over \$ 20,000.
\$ 22,000—\$ 24,000	\$ 1,100 plus 17 percent of excess over \$ 22,000.
\$ 24,000—\$ 26,000	\$ 1,440 plus 19 percent of excess over \$ 24,000.
\$ 26,000—\$ 28,000	\$ 1,820 plus 21 percent of excess over \$ 26,000.
\$ 28,000—\$ 30,000	\$ 2,240 plus 23 percent of excess over \$ 28,000.
\$ 30,000—\$ 32,000	\$ 2,700 plus 25 percent of excess over \$ 30,000.
\$ 32,000—\$ 36,000	\$ 3,200 plus 19 percent of excess over \$ 32,000.
\$ 36,000—\$ 40,000	\$ 3,960 plus 21 percent of excess over \$ 36,000.
\$ 40,000—\$ 44,000	\$ 4,800 plus 23 percent of excess over \$ 40,000.
\$ 44,000—\$ 48,000	\$ 5,720 plus 25 percent of excess over \$ 44,000.
\$ 48,000—\$ 52,000	\$ 6,720 plus 27 percent of excess over \$ 48,000.
\$ 52,000—\$ 56,000	\$ 7,800 plus 29 percent of excess over \$ 52,000.
\$ 56,000—\$ 60,000	\$ 8,960 plus 31 percent of excess over \$ 56,000.
\$ 60,000—\$ 64,000	\$10,200 plus 33 percent of excess over \$ 60,000.
\$ 64,000—\$ 68,000	\$11,520 plus 35 percent of excess over \$ 64,000.
\$ 68,000—\$ 72,000	\$12,920 plus 37 percent of excess over \$ 68,000.
\$ 72,000—\$ 76,000	\$14,400 plus 39 percent of excess over \$ 72,000.
\$ 76,000—\$ 80,000	\$15,960 plus 41 percent of excess over \$ 76,000.
\$ 80,000—\$ 84,000	\$17,600 plus 43 percent of excess over \$ 80,000.
\$ 84,000—\$ 88,000	\$19,320 plus 45 percent of excess over \$ 84,000.
\$ 88,000—\$ 92,000	\$21,120 plus 47 percent of excess over \$ 88,000.
\$ 92,000—\$ 96,000	\$23,000 plus 49 percent of excess over \$ 92,000.
\$ 96,000—\$102,000	\$24,960 plus 43 percent of excess over \$ 96,000.
\$102,000—\$108,000	\$27,540 plus 45 percent of excess over \$102,000.
\$108,000—\$114,000	\$30,240 plus 47 percent of excess over \$108,000.
\$114,000—\$120,000	\$33,060 plus 49 percent of excess over \$114,000.
\$120,000—\$126,000	\$36,000 plus 51 percent of excess over \$120,000.
\$126,000—\$132,000	\$39,060 plus 53 percent of excess over \$126,000.
\$132,000—\$138,000	\$42,240 plus 55 percent of excess over \$132,000.
\$138,000—\$144,000	\$45,540 plus 57 percent of excess over \$138,000.
\$144,000—\$150,000	\$48,960 plus 59 percent of excess over \$144,000.
\$150,000—\$160,000	\$52,500 plus 51 percent of excess over \$150,000.
\$160,000—\$170,000	\$57,600 plus 53 percent of excess over \$160,000.
\$170,000—\$180,000	\$62,900 plus 55 percent of excess over \$170,000.
\$180,000—\$190,000	\$68,400 plus 57 percent of excess over \$180,000.
\$190,000—\$200,000	\$74,100 plus 59 percent of excess over \$190,000.
Exceeding \$200,000	40 percent of the final balance."