



NORTHERN TERRITORY TREASURY

Our Ref:

Your Ref:

The President
The Law Society of the
Northern Territory
GPO Box 2388
DARWIN NT 0801

Dear Sir

RE: NT PAY-ROLL TAX

I understand that one of your members has written to the Society suggesting that the Commissioner has now realised that only "straight wages" are subject to Northern Territory pay-roll tax.

I wish to advise that the "realisation" attributed to the Commissioner by your correspondent is not correct and the limitation implied does not represent the position in respect of "other benefits".

In dealing with any matter the circumstances of the particular taxpayer in light of the relevant law will dictate liability. In circumstances where it may be arguable as to whether a taxable amount can be attributed to a particular benefit any decision on that issue is not a determination of the status of the benefit under the provisions of the Act.

I am concerned at the possibility that employers, or advisers who act on the inference drawn in the letter might underpay pay-roll tax.

Should any employer wish to seek the Commissioner's view on any issue concerning Territory tax liability an approach may be made direct to the Commissioner's office.

Yours faithfully

DAVID READ
COMMISSIONER OF TAXES

27 February 1996.

