

Application for Exemption or Refund – Break-up of a Domestic Relationship

Note:

- Under the *Taxation Administration Act 1996*, it is an offence to give false or misleading information
- This declaration **must** be completed by one of the parties to the domestic relationship
- Exemption is conditional on the Chief Commissioner being of the opinion that the domestic relationship has been terminated
- Please complete Section B for a transfer of a motor vehicle registration (refer Section 267(7))
- Please complete Section C to apply for a refund of duty paid on a transfer, agreement for sale or transfer or the transfer of a motor vehicle
- The evidence required to substantiate a claim for exemption or refund is outlined under each section of this form. **All evidence must be provided for your application to be considered.** Failure to provide this evidence will result in your documents being returned unprocessed.
- This form must **not** be used for the break-up of a marriage or de facto relationship, use form ODA 069

I,

of

do solemnly and sincerely declare that:

Section A – Domestic Relationship

1. I was in a **domestic** relationship with

Name of other party to the relationship

Note: Domestic relationship is defined by reference to the *Property (Relationships) Act 1984* and is:

- A close personal relationship (other than a marriage or a de facto relationship) between two adult persons, whether or not related by family, who are living together, one or each of whom provides the other with domestic support and personal care.
- A close personal relationship is taken not to exist between two persons where one of them provides the other with domestic support and personal care:
 - (a) for fee or reward, or
 - (b) on behalf of another person or an organisation (including a government or government agency, a body corporate or a charitable or benevolent organisation).

2. The domestic relationship was terminated on

3. The transfer or agreement for sale or transfer dated

Date of transfer agreement

between

Name(s) of transferor/vendor under transfer or agreement

and

Name(s) of transferee/purchaser under transfer or agreement

is over dutiable property known as

Address of dutiable property

being the land comprised in folio identifier

Title details of dutiable property

and the property was relationship property of my domestic relationship at the time of the execution of the transfer or agreement.

Note: Relationship property of a domestic relationship means property of the parties to the relationship or of either of them.

4. The transferee is either:

- a party to the relationship, or
- a child or children of either party, or
- a trustee for a child or children of either party.

5. The transfer or agreement for sale or transfer was effected by or in accordance with either:

an order of a court made under the Property (Relationships) Act 1984

Note: Lodge the order of the court (or a certified copy of it)

OR

a termination agreement within the meaning of Section 44 of the *Property (Relationships) Act 1984* that has been certified in accordance with Section 47 of that Act

Note: Lodge the termination agreement (or a certified copy of it)

OR

a purchase of the property at a public auction held to comply with:

- a termination agreement made under the *Property (Relationships) Act 1984*, or
- a court order made under the *Property (Relationships) Act 1984*

Note: Lodge the termination agreement or the court order (or a certified copy of the relevant document).

Section B – Transfer of a motor vehicle registration

1. The transfer of motor vehicle registration dated
Date of transfer registration

from
Name(s) of transferor(s)/former registered operator(s)

to
Name(s) of transferee(s)/new registered operator(s)

is over motor vehicle registration plate number
Registration plate number

and that property was relationship property of my domestic relationship at the time of the execution of the transfer and the application was made for the purpose of or in accordance with an order of a court under the *Property (Relationships) Act 1984*.

Note: Relationship property of a domestic relationship means property of the parties to the relationship or of either of them.

Declaration

Under the *Taxation Administration Act 1996*, it is an offence to give false or misleading information. I declare that all information provided is true and correct in every particular.

I,	
declared at	on DD/MM/YYYY

Section C – Application for refund of duty paid

Complete only if you have paid duty and are applying for a refund:

The transfer or agreement for sale or transfer was stamped with duty of

\$

Amount of duty

under reference

Application/receipt number

The transfer of motor vehicle was stamped with duty of

\$

Amount of duty

under reference

Receipt number

EFT details

Direct credit details

Account name

Financial institution

Branch

BSB number

Account number

Is the above account held by all taxpayers? (This field is mandatory. Tick one.)

Yes

No

Payment authority

This authority must be completed by all taxpayers

I / We authorise the Chief Commissioner of State Revenue to issue the refund by way of EFT into the above nominated account

I / We are authorised to act on behalf of the company that is entitled to the refund

Name

Company name

(where applicable)

Position

(where applicable)

Date DD/MM/YYYY

Under the *Taxation Administration Act 1996* it is an offence to give false or misleading information.

I declare that all information provided is true and correct in every particular.


Privacy statement

There are state and federal laws to protect the privacy of your personal information collected by Revenue NSW. The law also specifies the circumstances where disclosure of your information for specific purposes to certain people or organisations is authorised. Revenue NSW has procedures in place to ensure that we comply with these laws. Revenue NSW will correct or update your personal information at your request. Read more about privacy at www.revenue.nsw.gov.au


Contact details

 1300 139 814* (Monday – Friday, 8.30 am – 5.00 pm)

*Interstate clients please call (02) 7808 6900

 www.revenue.nsw.gov.au

 duties@revenue.nsw.gov.au

 Help in community languages is available

Postal address

PO Box 666
Wollongong NSW 2520

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