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**Public Ruling**  
**Land Tax Act:**

**EXEMPTION FOR THE BUSINESS OF  
AGRICULTURE, PASTURAGE OR DAIRY  
FARMING—FORESTRY**

*A public ruling, when issued, is the published view of the Commissioner of State Revenue (the Commissioner) on the particular topic to which it relates. It therefore replaces and overrides any existing private rulings, memoranda, manuals and advice provided by the Commissioner in respect of the issue(s) it addresses. Where a change in legislation or case law (the law) affects the content of a public ruling, the change in the law overrides the public ruling—that is, the Commissioner will determine the tax liability or eligibility for a concession, grant or exemption, as the case may be, in accordance with the law.*

## What this ruling is about

1. Before 30 June 2018, section 53 of the *Land Tax Act 2010* (the Land Tax Act) provided an exemption for land or a part of land that is used solely for the purposes of agriculture, pasturage or dairy farming.
2. Public Ruling LTA053.2.1 set out the circumstances under which forestry operations can be classified as the business of agriculture for the purposes of s.53(1) of the Land Tax Act.
3. The *Revenue Legislation Amendment Act 2018* (the Amending Act) amends s.53(1) of the Land Tax Act so that the exemption applies to land, or a part of land, that is used solely for the business of primary production, but only if the land or the part of land is used for an activity prescribed by regulation that is carried on for the business. The Amending Act also amends the Land Tax Regulation 2010 (Land Tax Regulation) to introduce a list of prescribed activities that specify the types of land uses (activities) that will qualify for the exemption if they are carried out as part of the primary production business being undertaken on the land.
4. The amendment to s.53(1) of the Land Tax Act and the Land Tax Regulation commence on 30 June 2018.<sup>1</sup>
5. Public Ruling LTA053.1 has been updated to clarify the Commissioner's interpretation of s.53(1) of the Land Tax Act in relation to the use of land solely for the business of primary production.
6. LTA053.2.1 is to be withdrawn.

<sup>1</sup> Section 2(3) of the *Revenue Legislation Amendment Act 2018*

## Ruling and explanation

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7. Public Ruling LTA053.2.1 is no longer in effect.

## Date of effect

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8. This public ruling takes effect from 30 June 2018.

Elizabeth Goli  
Commissioner of State Revenue  
Date of issue: 29 June 2018

## References

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Public Ruling	Issued	Dates of effect	
		From	To
LTA053.2.2	29 June 2018	30 June 2018	Current
LTA053.2.1	30 June 2010	30 June 2010	29 June 2018