

ATAX GST WORKSHOP



*20th Annual GST and Indirect Tax
Weekend Workshop*

*10 – 12 April, 2008
The Sheraton Noosa*

20th Annual GST and Indirect Tax Weekend Workshop

10 – 12 April 2008 ▪ Sheraton Hotel Noosa ▪ Queensland

Take time out to explore the practical and technical issues that will challenge your organization (or clients) in 2008 and beyond. Set in tropical Noosa, the 20th Annual GST and Indirect Tax Weekend Workshop is the perfect place to debate and explore future tax developments. This workshop continues to attract strong demand as it offers presentations from the leaders in indirect tax.

Delegates will get the opportunity to

- Network with leaders in GST.
- Network with and gain insights from academics, practitioners and other taxation specialists who have faced or will face similar technical challenges.
- Strengthen your professional relationships.
- Know their partners can enjoy Noosa's famous recreational facilities, shopping and dining.

| DAY 1 | Thursday 10 April |
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| 5:00 – 6:30PM | Registration |
| 6:00 – 7:30PM | Welcome cocktails |

| DAY 2 | Friday 11 April | |
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| 9.00 - 9:10AM | Welcome and overview of conference | |
| UPDATES | | |
| Chair | Kevin O'Rourke, Partner PWC | |
| 9:10 - 9:40AM | Year in review and case update | Geoff Mann, Partner, Blake Dawson |
| 9:40 - 10:10AM | Rulings update | Suzanne Kneen, Senior Associate, Blake Dawson |
| 10:10 - 10:30AM | ATO comments | Robert Olding (Senior Tax Counsel) Andrew England (Deputy Chief Tax Counsel) as Tax Office commenters |
| 10:30 – 11:00AM | <i>Morning Tea</i> | |
| PROPERTY | | |
| Chair | Gina Lazanas, Partner, Baker & McKenzie ATO commentators: Tony Long and Robert Olding | |
| 11:00 - 11:30AM | True character of supplies in property transactions | Patrick Hunt, KPMG |

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| 11:30 - 12:00PM | Complicating the margin scheme <ul style="list-style-type: none"> Partnerships Partitioning Valuation disputes Mixed use | Andrew Howe, Partner, Greenwood Freehills |
| 12:00 – 12:30PM | A plethora of property issues to ponder <ul style="list-style-type: none"> Sales of property by mortgagees in possession Complex aged care and retirement village issues Current going concern issues for sales of commercial properties | Lachlan Wolfers, KPMG |
| 12:30 – 1:00PM | Compulsory acquisitions and the absence of choice from making taxable supplies | Peter Hill, Managing Writer, Thomson ATP |
| 1:00 – 3:00PM | <i>Lunch</i> | |
| GST ADMINISTRATION: Legal landscape on enforcement | | |
| Chair | Bill Cannon, Partner, Blake Dawson | |
| 3:00 - 3:30PM | Show me the money: aspects of the De Angelis decision and the law and practice in relation to mistakes, limits on recoveries and GIC, and recent cases | Michelle Bennett, KPMG Andrew England, Deputy Chief Tax Counsel, ATO |
| 3:30 - 4:00PM | Insolvency - supplies and acquisitions on exercise of security Interests - mortgagee sales, insolvencies, liquidations | Andrew Sommer, Partner, Clayton Utz |
| 4:00 - 4:20PM | Update of I-Gs reports due out and GST AUDITS | David Vos, Inspector-General of Taxation Helen Kelly, ATO Assistant Commissioner, GST |
| 4:20 - 4:50PM | <i>Afternoon Tea</i> | |
| ALTERNATIVE DISPUTE RESOLUTION AND GST ADMINISTRATION | | |
| Chair | Andrea Laing, Shell Australia | |

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| 4:50 - 5:30PM | GST Administration and ADR <ul style="list-style-type: none"> • A review of the ATO and GST administration • ADR and voluntary compliance | Robert Olding, ATO Panel discussion includes: Robert Olding, ATO David Vos, Inspector-General of Taxation, Heydon Miller, HDM Consulting Pty Ltd Steven Jones, Special Counsel, Maddocks Solicitors With contributions from the audience |
| CONFERENCE DINNER | | |
| 7:00PM 7:30PM | Pre-dinner drinks DINNER Key note address delivered by: Hon Justice Roger Gyles AO Federal Court of Australia | |

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| DAY 3 | Saturday 12 April | |
| FINANCIAL SERVICES | | |
| Chair | Michael Walpole, Atax | |
| 9:30 - 10:00AM | Issues for financial supplies providers in relation to input tax credit entitlements | Rhys Penning, Senior Associate, Greenwood Freehills |
| 10:00 - 10:30AM | Promotional activities – definitions of “supply”, “consideration” and “taxable value” create taxable supplies where no revenue is recorded. The result is that all large businesses understate their input and output tax positions to some extent. Thus due care was not taken: 25% penalty for lack of due care? | Stephen Bladwell, PKF |
| 10:30 - 11:00am | Single consideration – several supplies Risking double taxation 2008 This session will focus on bipartite transactions where the consideration provided is linked to more than one supply. Specific issues discussed include: | Paul Stacey, Special Counsel, Corrs Chambers Westgarth |

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| 10:30 - 11:00am (continued) | <ul style="list-style-type: none"> • The meaning of consideration for Australian GST purposes; • Specific statutory mechanisms to avoid double taxation; • The absolute and relative strength of Australia's nexus requirement; and practical solutions. | |
| 11:00-11:20AM | <i>Morning Tea</i> | |
| CURRENT ISSUES | | |
| Chair | Patrick Walker, Practice Leader, Indirect Taxes, PricewaterhouseCoopers | |
| 11:20 - 11:50AM | Div 72 Associates rules in context of financial supplies | Mark Tafft, Partner, Ernst & Young |
| 11.50-12:35PM | Bare trusts –single issue with many facets | Peter Green, Partner, Mallesons ATO commentator, Robert Olding |
| 12:35 - 1:00PM | Symmetry and proxies- is close enough good enough? <ul style="list-style-type: none"> • Time limits, collections or refunds • Is GST always payable by one and claimable by others • Are ITC claims made right away the same as adjustments made later | Ken Fehily, Partner, PricewaterhouseCoopers |
| 1:00 – 3:00PM | <i>Lunch</i> | |
| GST CURRENT ISSUES | | |
| Chair | Neil Warren, Atax | |
| 3:00 - 3:30PM | Reliance carpets <ul style="list-style-type: none"> • The treatment of deposits • Issues of supply and consideration • The High Court Issues under review | Ross Stitt , Partner, Allens Arthur Robinson Response: Andrew England, ATO |
| 3:30 - 4:00pm | Hire purchase and apportionment, is it fair and reasonable? - Review of PS LA 2008/1 | Andrew Nutman, Partner, and Anita Schembri, Tax Principal, Indirect Taxes Group, Deloitte Touche Tohmatsu |

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| 4:00 - 4:30PM | Beyond the going concern: aspects of business sales including: <ul style="list-style-type: none"> • Supplies and consideration • Assumption of liabilities • GST implications of transitional services by the seller • Supply of IP • Assignment and notation of contractual rights and obligations . | Barbara Phair, Partner Blake Dawson ATO Commentary |
| 4:30 - 5:00PM | Closing remarks | Neil Warren, Atax |
| 5:00PM | Cocktails | |

ACCOMMODATION

Delegates must book their accommodation directly with the hotel.

Delegates receive a discounted room rate at the Sheraton Noosa. Payments and bookings for accommodation at the Sheraton Noosa should be made directly to the hotel on the form below. Room blocks will be held until 17th March 2008. To secure your accommodation and obtain the discounted rate you need to book your accommodation before this date. Room bookings at the discounted rate are limited so please book early to secure this rate.

AIRPORT TRANSFER

Delegates are responsible for organizing their transport to and from the airport. The hotel concierge can organize transfers on request. Transfers can also be arranged through the following two companies:

Luxury limousine transfer is available from **Noosa VIP Limousines** who offer transfers in a range of cars from both Brisbane Airport and Sunshine Coast Airport (<http://www.noosaviplimousines.com/> Phone 07 5442 4065)

Henry's Shuttle Bus operate a scheduled service from Brisbane Airport and Sunshine Coast airport. (<http://www.henrys.com.au/>, Phone 07 5474 0199)

20TH ANNUAL GST AND INDIRECT TAX WEEKEND WORKSHOP REGISTRATION FORM

Fax registration form and payment to +61 2 9385 9515, Attn: Christopher Lemercier

Atax UNSW
ABN 57 195 873 17

TAX INVOICE

This document will be a tax invoice for GST when fully completed and you make a payment.

DATE COMPLETED: ____/____/____

CONFERENCE PARTICIPANT DETAILS

Title-----first name -----surname -----

Position/division-----

Organisation-----

Postal address-----

City -----State-----Postcode----- Country-----

Telephone (main/direct) ----- Facsimile -----

Email (required field)-----

CONFERENCE PACKAGE

Includes conference proceedings, all lunches, morning and afternoon teas, welcome cocktails and conference dinner.

Registration fee (incl GST) AUD\$1,400 AUD\$ _____

Speaker Registration fee (incl GST) AUD\$700 AUD\$ _____

CONFERENCE DINNER AND WELCOME AND CLOSING COCKTAILS

The conference dinner and welcome and closing cocktails will be held at the Sheraton Noosa. There are no additional costs to delegates to attend the these events. Speakers who wish to attend the conference dinner and the cocktails must pay the additional charge for these events. Delegates who wish to bring accompanying persons must pay the additional charges below.

Conference Dinner I will attend the conference dinner on Friday, 11 April.

ACCOMPANYING PERSONS AND SPEAKERS DINNER AND COCKTAIL REGISTRATION

I would like to reserve a speaker/accompanying person place at the following functions (additional charge):
(Please indicate the number of accompanying persons, together with names, for each function.)

Thursday, 10 April —Welcome Cocktails (AUD\$70.00 per person inc GST)
Names of accompanying persons _____ AUD\$ _____

Friday, 11 April —Conference Dinner (AUD\$145.00 per person inc GST)
Names of accompanying persons _____ AUD\$ _____

Saturday, 12 April —Closing Cocktails (AUD\$60.00 per person inc GST)
Names of accompanying persons _____ AUD\$ _____

Total additional charges for accompanying person/speaker AUD\$ _____

Total Amount Payable AUD\$ _____

PAYMENT

I enclose a cheque payable to 'Atax UNSW' AUD\$.....

Please charge to my credit card the amount of AUD\$.....

Card type- MASTERCARD VISA

Card number ____/____/____/____ Expiry Date ____/____

Name on card _____

Signature _____





Return Facsimile: +61 7 5449 4753
Attention: Group Reservations

Atax Conference – University of NSW, Accommodation Booking Form

A block of rooms is being held at Sheraton Noosa Resort & Spa. Please make your reservation on this form and fax it directly to the Hotel. Be sure to address communications to Group Reservations. Reservations must be made by no later than **17th March 2008** to ensure accommodation at the group rate. The reservation is definite only upon receipt of confirmation from the Hotel.

Surname: _____ **First Name:** _____ **Title:** _____

Street: _____

City: _____ **State/Country:** _____ **Post Code:** _____

Telephone:(____) _____ **Fax:**(____) _____ **Email:** _____

Arrival Date: ____/____/____ **Departure Date:** ____/____/____

Estimated arrival time: _____

Please tick your preferred accommodation type:

- Run of House (Kind Bed or Twin Double beds) @ \$295.00 per room, per night
 Deluxe Category (Kind Bed or Twin Double beds) @ \$325.00 per room, per night

****Please note Sheraton Noosa Resort & Spa is 100% non-smoking****

NB: bedding configurations are on a request basis only

Single occupancy YES NO Twin Share YES NO

Rates are inclusive of GST and will be honoured 2 days either side of the main group dates. Subject to availability at the time of request.

Starwood Preferred Guest Member **YES** # _____ **NO**

Please enrol **Email** _____

The Starwood Preferred Guest programme is a complimentary membership which rewards travellers with points redeemable in any Starwood property worldwide.

Special Requests: *cots/extra beds/dietary requirements etc* (NB: a \$50 charge is applicable for a third adult or rollaway bed (adult or child), with a maximum of one rollaway per room)

Payment Details

A Credit card number, to be held as a guarantee, is required to secure your booking. Alternatively, full prepayment of all accommodation must be received by the Hotel, no later than **17th March 2008**.

- Diners Amex Bankcard MasterCard Visa

Card Number _____ Expiry Date _____

Cardholder's Name _____

Cardholder's Signature _____

NB: All bookings hold a 45 day cancellation policy. If accommodation is cancelled within 30 days prior to arrival accommodation will be charged to the credit card provided for all nights cancelled.

Transfer options – Please advise if transfers are requested. (may be subject to change)

Brisbane Airport to hotel @\$45 per person Flight number: _____ Arrival time: _____

Maroochydore Airport to hotel @\$20 per person Flight number: _____ Arrival time: _____