



Office of State Revenue
NSW TREASURY

ISO 9001-Quality Certified

ABN: 77 456 270 638

Application for Mortgage Duty Concession – Farm Machinery and Commercial Vehicles

ODA 010 – 02/09

NOTE:

- Complete this form if you are applying for a concession where a mortgage secures an amount advanced for the purpose of acquiring farm machinery or a commercial vehicle ➤ *See definitions overleaf*
- **The concession only applies where the advance is made to a natural person, or strata corporation**
- Print clearly in the boxed spaces and tick the most appropriate box

I,
of

do solemnly and sincerely declare that:

- 1 I am the:
- borrower mortgagor mortgagee

2 The description of the property secured is

3 The document was signed on

/ /

4 The borrower's name is

5 The total amount secured by the mortgage is

\$

6 The total amount advanced for the purpose of acquiring farm machinery or a commercial vehicle is

\$

and I make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the *Oaths Act 1900*.

Signature of declarant		
Declared at (Place)		
this (Day)	of (Month)	(Year) 20
before me (Signature)		

(Justice of the Peace or other prescribed person in and for the State of New South Wales)

Definitions

Commercial vehicle

- 1 a motor vehicle or trailer within the meaning of the *Road Transport (Vehicle Registration) Act 1997* constructed or adapted principally for the carriage of goods but does not include a motor vehicle of the kind known as a utility, a station wagon or a panel van, or
- 2 a vehicle without motive power of its own and constructed or adapted principally for the carriage of goods and for being drawn by a motor vehicle within the meaning of that Act.

Farm machinery

- 1 a harvester, binder, tractor, plough or other agricultural implement, or
- 2 a boat within the meaning of the *Fisheries Management Act 1994* or fishing gear within the meaning of that Act, or
- 3 any other goods of a class commonly used for the purposes of a farming undertaking that are determined by the Chief Commissioner to be farm machinery for the purposes of this section,

where the goods are acquired for the purposes of a farming undertaking.

Farming undertaking

- 1 any agricultural, apicultural, dairy farming, horticultural, orcharding, pastoral, poultry keeping, viticultural or other business involving the cultivation of the soil, the gathering of crops or the rearing of livestock, and
- 2 the business of taking fish, crustacea, oysters or any other marine, estuarine or fresh-water animal life, and
- 3 the cutting of timber for sale, and
- 4 any class of business determined by the Chief Commissioner to be a farming undertaking.

PRIVACY STATEMENT

The information in this form is required by the Office of State Revenue (OSR) to determine your eligibility for a mortgage duty concession. The information may be provided to third parties with your consent or as required or permitted by law.

You may review and correct any personal information held by OSR by contacting the Office.

CONTACT DETAILS

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

Website: www.osr.nsw.gov.au

Email: duties@osr.nsw.gov.au

OFFICES	(8.30 am – 4.30 pm)		
Parramatta	Lang Centre, cnr Hunter & Marsden Streets GPO Box 4042 Sydney NSW 2001	DX 456 Sydney	Fax (02) 9689 8280
Newcastle	Level 2, 97 Scott Street PO Box 511, Newcastle NSW 2300	DX 7860 Newcastle	Fax (02) 4925 5300
Wollongong	Level 6, 90 Crown Street PO Box 666, Wollongong NSW 2520	DX 5245 Wollongong	Fax (02) 4253 1066

* Interstate clients should call (02) 9689 6200

Help in community languages is available

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Important note:

Abolition of NSW Mortgage Duty

Duty on mortgages for owner occupied housing was abolished on 1 September 2007.

Owner occupied housing

From 1 September 2007, mortgage duty is not chargeable if the mortgage secures an advance or advances made for the purpose of **owner occupied housing** and no other advances. Borrowers must be natural persons.

Where the mortgagor is also a natural person, the mortgage can be registered without having to be stamped by OSR. This process has been agreed to after discussions with the Department of Lands.

Investment housing

From 1 July 2008, mortgage duty is not chargeable if the mortgage secures an advance or advances made for the purpose of **investment housing** and no other advances. Borrowers must be natural persons.

No duty will be payable on any advances made on or after 1 July 2012.

Read more information about mortgage duty at www.osr.nsw.gov.au or call our general duties enquiries number 1800 139 814.

