The Tax Institute

# Local Tax Club Sydney

20 February – 19 November 2024

Hosted by Hall & Wilcox

1.5 CPD hours per session

Hosted by

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# Local Tax Club

## The latest tax knowledge, hot topics and local networking

Being part of your Local Tax Club will keep you on top of the latest tax knowledge, enable connections with peers in your local community and provide you with the opportunity to extend your own professional and personal network.

This series includes 10 sessions, happening monthly from February to November. Each session features a specialist tax topic presented by a subject matter expert, and a monthly tax update to keep you on top of Australia's ever changing tax legislation.

Our flexible registration options mean you can register for the full series or just select the sessions you wish to attend. You can also get your team Involved with a company subscription and send a different team member to each session, which is a great way for them to enhance their knowledge and establish their networks within the profession.

Being part of your Local Tax Club will not keep you on top of the latest tax knowledge connect you with your peers, and fellow members of your tax community.

**Register for your Local Tax Club today! Gain valuable resources, stronger connections, and all the latest knowledge in tax.**

### Who should attend?

This series will provide you with quintessential updates and topical tax content tailored for you and your local tax community,

### Schedule

***20 February – 19 November 2024***

***Hosted by Hall & Wilcox***

***1.5 CPD hours per session***

### Registration options

***Company subscription***
Pre-purchase credits to be shared across your firm throughout the year at a discounted price. Each month nominate the person you wish to register, and we take care of the rest. You can top up session credits at any time.

***Full series***
Register for the full series and receive an event reminder and materials ahead of each session.

***Individual sessions***
Tailor your attendance by simply indicating your preferred session/s on the registration form.

# Technical program

| Date/Time | Session | Presenter |
|---|---|---|
| ***Tuesday 20 February***<br><br>7.30-9:00am AEDT<br>Hall & Wilcox<br>Level 18/347 Kent St<br>Sydney | ***Part 1: ATO Focus Area***<br>ATO Focus Area: Rental property deductions<br>• General principles of interest deductibility (i.e. multipurpose loan and refinancing issues)<br>• Loans in the name of non-landowners.<br>• Deductions for vacant land and travel expenses measures.<br>• Deductibility based in accordance with ownership proportions (what about split level dwelling with separate occupancies?); and<br>• Particular issues with holiday homes and "genuinely available for rent". | **Speaker:**<br>Jake Berger, Pitcher Partners<br>**Tax update presenter:**<br>Hayden Rudd, CTA, Brown Wright Stein Lawyers |
| ***Tuesday 19 March***<br><br>7.30-9:00am AEDT<br>Hall & Wilcox<br>Level 18/347 Kent St<br>Sydney | ***Part 2: SMSFs and super - Where are we?***<br>The ever-changing superannuation environment means keeping up to date is essential.<br>In this breakfast session we will cover:<br>• The impact of the $3 million super balance cap and how the law is intended to operate<br>• Developments in the law and administration of non-arm's length income applying to SMSFs<br>• Opportunities to take advantage of tax benefits of super contributions before the Stage 3 tax cuts take place; and<br>• Other developments and court decisions on SMSFs and superannuation. | **Speaker:**<br>Graeme Colley, Super Concepts<br>**Tax update presenter:**<br>Lynda Rochas, Brentnalls NSW |
| ***Tuesday 16 April***<br><br>7.30-9:00am AEST<br>Hall & Wilcox<br>Level 18/347 Kent St<br>Sydney | ***Part 3: Changing Residency***<br>Using case studies, this session will consider the planning opportunities, tips and traps that can arise when client's cease, commence or resume tax residency in Australia. Starting with a quick review of the residency rules for individuals, companies and trusts, the session will use practical examples to explore the tax implications faced in changing residency for private clients. | **Speaker:**<br>Rose McEvoy, Brown Wright Stein Lawyers<br>**Tax update presenter:**<br>Aritree Barua, Brown Wright Stein Lawyers |

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| ***Tuesday 14 May***<br><br>7.30-9:00am AEST<br>Hall & Wilcox<br>Level 18/347 Kent St<br>Sydney | ***Part 4: Tax Planning: Year-end trust distributions***<br>In this presentation, we will cover:<br>• The key to effective distribution resolutions<br>• The difference between trust income and net (taxable) income and why it matters<br>• Distributions to non-resident beneficiaries<br>• Lost trust deeds and trusts that have already vested; and<br>• Case law update: General trust law, section 100A, Part IVA (and the lesser known sections 100AA and 100AB). | **Speaker:**<br>Todd Bromwich, Hall & Wilcox Lawyers |
| ***Tuesday 18 June***<br><br>7.30-9:00am AEST<br>Hall & Wilcox<br>Level 18/347 Kent St<br>Sydney | ***Part 5: Division 7A - what you need to know, why are we still talking about it??***<br>This session will provide an update on the latest case law and ATO views on Division 7A.<br>The session will include practical tips for getting Division 7A right, including strategies for dealing with Unpaid Present Entitlements, what you need to do before and after 30 June and some recent problems encountered in practice. | **Speaker:**<br>Jane Harris, ATI, Brown Wright Stein Lawyers<br>**Tax update presenter:**<br>Anna Ritchie, Brown Wright Stein Lawyers |
| ***Tuesday 23 July***<br><br>7.30-9:00am AEST<br>Hall & Wilcox<br>Level 18/347 Kent St<br>Sydney | ***Part 6: CGT (Capital Gains Tax) + Small business tax concessions***<br>This session will focus on the common practical issues arising from the small business CGT concessions and will aim to provide tips to practitioners in applying the small business concessions in various real world scenarios including business sales, share sales, and property (including primary production property) transactions.<br>This session will cover the following:<br>• Before we start – is it really a CGT asset?<br>• Overview of the basic conditions, including look through tests for interests in entities<br>• Making best use of the concessions, including the 2 year deferral under the small business rollover<br>• Active asset test issues, including the 'main use' requirement<br>• Satisfying the 'in connection with retirement' requirement<br>• The treatment of deferred consideration under the small business concessions<br>• The accounting and legal treatment of exempt payments made to CGT concession stakeholders; and<br>• Documentation, payment, and election requirements; what to do, and by when. | **Speaker:**<br>Warren Smith, CTA, Brentnalls NSW<br>**Tax update presenter:**<br>Bradley White, Hall & Wilcox Lawyers |

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| ***Tuesday 20 August***<br><br>7.30-9:00am AEST<br>Hall & Wilcox<br>Level 18/347 Kent St<br>Sydney | ***Part 7: Trust Part 1: Estate Planning for Discretionary Trusts – passing wealth to the next generation***<br>Estate Planning includes reviewing non-estate assets such as discretionary trusts. Using real life case studies, this session will outline typical client's objectives for asset protection, tax effectiveness and ease administration in estate planning for discretionary trusts. The focus of this session is to help your client's navigate the transfer of control and benefit of the assets of the trust to pass to the next generation whilst preserving their objectives:<br>• Passing control: appointor succession, individual trustee v corporate trustee<br>• Review the Trust Terms: beneficiaries? power to amend? vesting date?<br>• Client's Objectives: Leave the discretion to trustee, hardwire the terms of the trust or wind up the trust? | **Speaker:**<br>Lisa To, CTA, Bartier Perry Pty Ltd<br>**Tax update presenter:**<br>Oscar Dougherty, FTI, HWL Ebsworth Lawyers |
| ***Tuesday 17 September***<br><br>7.30-9:00am AEST<br>Hall & Wilcox<br>Level 18/347 Kent St<br>Sydney | ***Part 8: Trust Part 2: Trusts and Trustee Obligations***<br>In 2022, the ATO estimated that there were over 1 million trusts in Australia, the most common being discretionary family trusts. Trusts are increasingly used as the main investment vehicle for many families, as well as for family and non-family joint ventures. Trustees of trusts are subject to a myriad of duties and obligations arising from statutes and also from case law. Many of these duties are far reaching, and are increasingly being used by regulators, creditors and beneficiaries when disputes arise. This session will discuss the increasing real-life obligations that trustees are facing, strategies which may be implemented to decrease risks and what clients need to be aware of when becoming trustees. | **Speaker:**<br>Chris Tsovolos, FTI, Bartier Perry Pty Ltd<br>**Tax update presenter:**<br>Hayden Rudd, CTA, Brown Wright Stein Lawyers |
| ***Tuesday 22 October***<br><br>7.30-9:00am AEST<br>Hall & Wilcox<br>Level 18/347 Kent St<br>Sydney | ***Part 9: To be announced***<br>One thing that we know is definitely certain with tax, is that it's an ever-changing environment and one that practitioners need to constantly be on top of. Whilst we'd love a crystal ball, we can't yet predict what may be on our radars at the tail end of 2024. Watch this space for our program updates in 2024! | **Speaker:**<br>To be announced<br>**Tax update presenter:**<br>To be announced |

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| ***Tuesday 19 November***<br><br>7.30-9:00am AEST<br>Hall & Wilcox<br>Level 18/347 Kent St<br>Sydney | ***Part 10: To be announced***<br>One thing that we know is definitely certain with tax, is that it's an ever-changing environment and one that practitioners need to constantly be on top of. Whilst we'd love a crystal ball, we can't yet predict what may be on our radars at the tail end of 2024. Watch this space for our program updates in 2024! | **Speaker:**<br>To be announced<br>**Tax update presenter:**<br>To be announced |

# Presenters

**Aritree Barua** is a Senior Lawyer in the tax team at Brown Wright Stein Lawyers. She completed a Bachelor of Commerce, a Bachelor of Laws and a Master of Laws (with a focus on taxation law) at the University of Sydney and is an admitted solicitor of the Supreme Court of NSW and the High Court of Australia. With prior experience in tax accounting, Aritree developed a wealth of knowledge in tax and commercial law matters. Aritree's experience includes preparing tax advices, private ruling applications and responses for tax audits.

**Jake Berger** is a client director with the Pitcher Partners Private Clients group. Jake's focus is on the provision of tax advisory services to his clients and other clients of the Private Clients group, in particular regarding income tax and business restructures. Jake is a Chartered Accountant with a Masters of Tax from the University of Sydney.

**Todd Bromwich** is a Senior Associate in Hall & Wilcox's Tax team, advising clients on direct tax planning and structuring, and managing early-stage and litigated disputes with Federal and state taxation authorities, with broader experience in state taxes, general commercial matters, trust law and estate planning. His work includes tax planning and structuring for high wealth individuals and family-owned groups, managing taxation disputes, advising on tax-effective succession planning and estate administration, and establishing and advising not-for-profit entities. Todd advises clients across the business spectrum, with particular focus on the mid-market. His clients are predominantly high net-worth individuals and family groups, SMEs and charitable institutions.

**Graeme Colley** is a well-known figure in the SMSF community with a long-standing reputation as an accomplished educator, technical expert and advocate for the sector. He brings over 30 years of taxation and superannuation experience gained from senior positions in the Australian Taxation Office (ATO), as an Assistant Commissioner of the Insurance and Superannuation Commission and as a director, technical and professional standards at the SMSF Association. Graeme's experience also extends to a number of leading fund managers and consultants, including Macquarie Bank, Mercer, the Institute of Chartered Accountants in Australia and New Zealand, National Technical Manager at OnePath and as Executive Manager, Technical and Private Wealth at SuperConcepts. The role included formulating and implementing policy, developing legislation and providing high level technical advice. Graeme is also a joint author of publications including the CCH Master Financial Planning Guide and Financial Planning in Australia which is published by Lexis Nexis. His academic experience extends to lecturing in the ATAX Masters course at the University of NSW and in the Master of Commerce (Financial Planning) course at the University of Western Sydney. Graeme is a SPAA Specialist Advisor and a Member of the Institute of Chartered Accountants in Australia.

**Oscar Dougherty, FTI**, is a Senior Associate at HWL Ebsworth Lawyers practicing in taxation advisory and controversy matters. Oscar has worked with clients on issues across the taxation landscape throughout a broad variety of industries within both the private (both large/multinational listed corporations and private clients) and public (both federal and state) sectors. Having worked in both legal practice and the taxation practice of a Big Four professional services firm, Oscar understands the practical realities faced by his clients and breaks down complexities to ensure the most efficient and effective outcomes for his clients. Oscar has undergraduate and postgraduate legal qualifications and is a Fellow of the Tax Institute.

**Jane Harris, CTA**, is a Senior Associate at Brown Wright Stein Lawyers with over 14 years of experience assisting high net wealth and SME clients with taxation matters. With a background in accounting and business services, Jane provides clients with structuring, negotiation and tax legal advice. Jane is an admitted Solicitor of the Supreme Court of NSW and holds Bachelor of Commerce, Bachelor of Arts, Juris Doctor and Master of Law degrees from the University of Sydney.

**Rose McEvoy** is an Associate at Brown Wright Stein Lawyers. Rose's practice includes a mix of advisory work and tax litigation, primarily in relation to federal tax matters such as income tax and CGT, and also in relation to New South Wales state taxes such as payroll tax and duty.

**Anna Ritchie** is a lawyer in the tax and estates team at Brown Wright Stein Lawyers. Anna's work focuses mainly on tax disputes and audits, both involving Revenue NSW and the ATO. Anna's has an interest in state taxes. Anna also practices in the Not-for-profits and Charities law.

"I cannot think of any better way to keep up-to-date with the never ending tax and superannuation changes and at the same time network and catch up with like-minded colleagues than over breakfast at the monthly Local Tax Club. The Local Tax Club should be on every practitioner's must attend list."

Nick Panos, CTA, N Panos & Associates Solicitors

**For event queries please contact the Events Team:**
NSW@taxinstitute.com.au

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**Lynda Rochas** has over 11 year's experience working within the tax industry advising clients on a range of a taxation matters including tax structuring and planning, restructures and rollovers, Small Business CGT concessions, Trust tax issues and liaising with the ATO including early engagement, private binding rulings and ATO reviews and audits. She works closely with private family groups, high-net worth individuals and the SME market across a wide range of industries. Lynda commenced her role as Principal at Brentnalls NSW in September 2022 having previously worked at mid-tier firms, a large family office and Deloitte Private. Lynda is a Chartered Accountant, holds a Master's degree in Professional Accounting and a Bachelor's degree in Property Economics.

**Hayden Rudd, CTA** is a Senior Lawyer at Brown Wright Stein Lawyers. Hayden's practice includes a mix of tax and commercial work. Hayden's experience includes preparing applications for private rulings, objections and liaising on behalf of clients with both the Australian Taxation Office and Revenue NSW.

**Warren Smith, CTA** has been advising business owners and accountants on a broad range of commercial and taxation issues over his 18 years in practice. Warren is the lead tax partner at Brentnalls NSW, and looks after a number of high wealth families and their business interests. He has extensive experience in business structures, trusts, deceased estates, ATO engagement including private rulings, objections and audits, property transactions including development and joint venture agreements, and retirement village and aged care taxation including GST. Warren holds a Master of Taxation, is a Chartered Accountant and Chartered Tax Adviser.

**Lisa To, CTA**, is a Partner at Bartier Perry Lawyers and has over 20 years' experience in federal and state taxation, superannuation, trusts, estate planning and business succession. She provides clear advice to accountants, advisers and clients across all aspects of trusts, wealth protection, tax and succession strategies including resolving disputes with the ATO and State Revenue authorities. Lisa thrives on cutting through the complexity of tax and trusts to get the results her clients need. Her passion for influencing legal policy means she is engaged with evolving legal issues from new developments in tax law to examining the ATO's risk review focus. Lisa is an SMSF Specialist, committee member for the Law Society of NSW's (LawSoc) Revenue NSE Liaison Committee, LawSoc's Elder Law & Succession Committee, Vice-Chair of the NSW Engagement Committee with the Tax Institute and recognised as a Leading Lawyer in both Tax Law and Estate & Succession Planning with Doyle's Guide.

**Chris Tsovolos, FTI** is focused on delivering private client services to families, individuals and privately held businesses across a range of personal and commercial tax issues. His clients rely on his strategic approach to personal and business succession planning, wealth protection and asset structuring. He also has significant experience in assisting clients with asset protective structuring and taxation planning and structuring. In respect of taxation law, Chris also assists clients in dealing with ATO audits and reviews, including lodging objections and appeals against ATO assessments and NSW State Revenue Office determinations. Chris has lectured for Western Sydney University and regularly presents for the Chartered Accountants Australia and New Zealand, Tax Institute of Australia, Australian Society of Certified Practising Accountants and other associations in respect of topics that are part of the core areas of his practice.

**Bradley White** is a Lawyer at Hall & Wilcox. Bradley assists clients with their tax planning, tax controversy and tax structuring needs and has both federal and state tax expertise, with a focus on state taxes. Bradley's clients are predominantly small-to-medium businesses and high net-worth family groups.

**The Tax Institute**

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A tax invoice and confirmation letter will be sent on receipt of your registration. Please photocopy for additional delegates and retain original copy for your records. All prices quoted are in Australian dollars and include GST where applicable. ABN 45 008 392 372.

## 1 Registration

Please select your registration type:

| Individual | Member | New Member* | Non-member |
|---|---|---|---|
| Single Session | ☐ $100 | ☐ $470 | ☐ $150 |
| 5 Pack | ☐ $350 | ☐ $720 | ☐ $500 |
| Full Series 10 Pack | ☐ $700 | ☐ $1070 | ☐ $1000 |
| **Company Subscription** | ☐ $850 | | |

Please select your session/s:

| | | | | |
|---|---|---|---|---|
| ☐ Tues, 20 Feb 43706 | ☐ Tues, 19 Mar 43707 | ☐ Tues, 16 Apr 43708 | ☐ Tues, 14 May 43709 | ☐ Tues, 18 Jun 43712 |
| ☐ Tues, 23 Jul 43713 | ☐ Tues, 20 Aug 43714 | ☐ Tues, 17 Sept 43715 | ☐ Tues, 22 Oct 43716 | ☐ Tues, 19 Nov 43717 |

To register for a single session please complete this registration form and email to *customeradmin@taxinstitute.com.au*

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Promotional code:

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Signature:

Date of signature: DD/MM/YYYY

## 2 Delegate contact details

Member no.: **If your member details are up-to-date, you can skip this section.**

Title: ☐ Mr ☐ Mrs ☐ Miss ☐ Ms Date of birth: DD/MM/YYYY

First name:

Last name:

Position:

Company:

Address:

Suburb: State: Postcode:

Telephone: Mobile:

Email:

☐ Please tick this box if you do not wish your name to be included on the delegate list provided to all attendees for networking

## 3 Payment method

Please note: all registration payments must be made prior to the event, unless other arrangements have been made with The Tax Institute.

☐ **Cheque payable to The Tax Institute** (in Australian dollars)

☐ **Credit card** Card type: ☐ AMEX ☐ Visa ☐ MasterCard ☐ Diners

Name on card:

Card no.: Expiry date: MM/YY

Cardholder's signature:

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