

### Contributions

### **Acceptable contributions**

Age of member	Contribution and conditions
Under 65	All contributions that are made for the respective member
Age 65-75	Contributions made for respective members that are:  Á Mandated employer contributions; or  Á Where the member satisfies the work test* during the year in which the contributions are made:  ○ Employer contributions (except mandated employer contributions)  ○ Member contributions
75 and over	Contributions made for the respective members that are mandated employer contributions From 1 July 2013 mandated employer contributions include Superannuation Guarantee contributions.

<sup>\*</sup> Work test - test requiring a member to have worked for at least 40 hours within a 30 consecutive days in a financial year.

#### **Contributions Caps**

	Concessional Contributions Cap	Non-concessional Contributions Cap
Financial years 2013 – 2014	\$25,000 (up to age 59) \$35,000 (age 59+)	\$150,000 or \$450,000 over 3 years.
Financial years 2014 – 2015 onwards	\$30,000 (up to age 49) \$35,000 (age 49 +)	\$180,000 or \$540,000 over 3 years
Excess Contributions Tax (Tax on amounts over the cap)	For years 2012-13 and earlier, 31.5% (in addition to the 15% paid by the super fund) For years 2013-14 and later years, excess contributions are included in an individual's taxable income (with a non-refundable tax offset equal to the 15% tax paid by the fund)	46.5%^
Other information	Any concessional contributions in excess of the cap will also count towards the individual's non-concessional contributions cap.	Individuals under 65 years old at any time during the financial year are able to bring forward the next two years of contributions. This effectively allows them to contribute up to three times the cap at once. The bring forward provisions are triggered in the first year in which the annual amount is exceeded.

<sup>^</sup> Note, The Government has, as part of the 2014 -15 Federal Budget, announced that an individual with contributions in excess of their non-concessional contributions cap will be allowed to withdraw those excess contributions and associated earnings. As a result, the individual will not be subject to the excess non-concessional contributions tax but will be taxed on these contributions at their marginal rate. This measure will bring in line the treatment of excess non-concessional contributions in line with that of excess concessional contributions. This measure will apply retrospectively to excess non-concessional contributions made from 1 July 2013. Legislation to give effect to this announcement has been passed by both houses and currently awaits royal assent.

### **Superannuation Guarantee Charge**

Financial Year	Super guarantee charge percentage
1 July 2013 - 30 June 2014	9.25%
1 July 2014 - 30 June 2015	9.5%
1 July 2015 – 30 June 2021	9.5%
1 July 2021 - 30 June 2022	10%
1 July 2022 - 30 June 2023	10.5%
1 July 2023 - 30 June 2024	11%
1 July 2024 - 30 June 2025	11.5%
1 July 2025 - 30 June 2026 onwards	12%

#### Note:

- No SGC payable where:
  - Earnings are less than \$450 per month
  - Employees under age 18 years working less than 30 hours per week.
- . Effective 1 July 2013, the upper age limit at which superannuation guarantee payments need to be provided for an employee is abolished

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### Superannuation Guarantee Charge - Maximum contributions base

The maximum super contribution base is used to determine the limit on any individual employee's earnings base for each quarter of any financial year, for which employers are required to make SG contributions.

Income year	Per quarter
2010-11	\$42,220
2011-12	\$43,820
2012-13	\$45,750
2013-14	\$48,040
2014-15	\$49,430
2015-16	\$50,810

### Superannuation Guarantee Charge – Payment Due Dates

Quarter	Due Date for paying SG Contributions for employees	Due Date for lodging SG statement and paying SG Charge with the ATO
1 July - 30 September	28 October	28 November
1 October - 31 December	28 January	28 February
1 January - 31 March	28 April	28 May
1 April - 30 June	28 July	28 August

### **Superannuation Government Co- Contribution Thresholds**

Year	Maximum Government Co- contribution (MGC)	Matching amount for each \$1 of contribution	Lower Threshold (LIT)	Higher Threshold (HIT)
2011-2012	\$1,000	\$1	\$31,920	\$61,920
2012-2013	\$500	\$0.50	\$31,920	\$46,920
2013-2014	\$500	\$0.50	\$33,516	\$48,516
2014-2015	\$500	\$0.50	\$34,488	\$49,488
2015-2016	\$500	\$0.50	\$35,454	\$50,454

### **Calculation of Superannuation Government Co-Contribution Amount**

Contributor's total income	Maximum government co-contribution (MGC)
\$0 - Low income threshold (Listed above)	MGC (Listed above)
Low income threshold (Listed above) – Higher income threshold (Listed above)	MGC – [(Taxable income* – Low income Threshold) x3.333%]
Higher income threshold (HIT) + 1	\$0

<sup>\*</sup>Taxable income = the sum of the taxpayer's assessable income, reportable fringe benefits total and reportable employer superannuation contributions.

### **Superannuation Contribution Tax Offset**

Receiving Spouse Assessable Income (SAI)	Maximum contributions entitled to tax offset (MC)	Maximum tax offset (18% of the lesser of)
\$0 - \$10,800	\$3,000	MC or Actual contribution
\$10,801 - \$13,799	\$3000- (SAI-\$10,800)	MC or Actual contribution
\$13,800 +	\$0	\$0

### **Low Income Super Contribution**

From 1 July 2012, individuals with taxable income of less than \$37,000 are eligible for a 'low income super contribution(LISC)'. The low income super contribution, paid directly into an individual's super fund, will rebate 15% contributions tax paid by the fund on super contributions. This measure aims to ensure that low income earners pay no tax on super contributions by increasing their superannuation savings by up to \$500.

Further information in relation to this measure can be found on the ATO's publication 'Low income super contribution'.

On 1 September 2014, the Minerals Resource Rent Tax Repeal and Other Measures Bill 2014 (which replaces the previous Minerals Resource Rent Tax Repeal and Other Measures Bill 2013 [No. 2]) was introduced into parliament. The bill proposed to make amendments to discontinue or re-phase several measures intended to be funded by the MRRT including re-phasing the staged increase in the superannuation guarantee (SG) charge percentage to 12% and repealing the low income superannuation contribution from (LISC) 1 July 2013.

The bill received royal assent on 5 September 2014 and is now law therefore while LISC will continue to be payable in respect of concessional contributions made up to and including the 2016-17 year, determinations of LISC will cease at 1 July 2019.

### **Small Business CGT retirement exemption**

- A capital gain from the sale of a business asset will be exempt up to a lifetime limit of \$500,000. The \$500,000 limit is
  reduced by any previous amounts which have chosen to be exempt under the retirement exemption.
- Member must satisfy the basic conditions which apply to all CGT small business concessions for chosen amounts to be exempt under the Small Business CGT retirement exemption.
- For members under 55 years of age, the exempt amount must be paid into a complying superannuation fund or a retirement savings account to obtain the exemption.
- If the member was aged 55 or more just before they elect to use the retirement exemption, they don't have to pay any
  amount into a complying superannuation fund or RSA, even though they may have been under 55 years when they
  received the capital proceeds.

### **Benefit Payments**

### **Preservation Age**

Year of Birth	Preservation Age
Before 1 July 1960	55
1 July 1960 – 30 June 1961	56
1 July 1961 – 30 June 1962	57
1 July 1962 – 30 June 1963	58
1 July 1963 – 30 June 1964	59
From 1 July 1964	60

### Payment Caps - Low Rate, ETP Cap, Untaxed Plan and CGT Cap Amount

Income Year	Low rate cap amount & ETP Cap Amount	Untaxed plan cap & CGT Cap amount
2010-2011	\$160,000	\$1,155,000
2011-2012	\$165,000	\$1,205,000
2012-2013	\$175,000	\$1,255,000
2013-2014	\$180,000	\$1,315,000
2014-2015	\$185,000	\$1,355,000
2015-2016	\$195,000	\$1,395,000

### **Taxation on Lump Sums**

Age of recipient	Tax -free Component	Taxable Component – Element Taxed (excluding medicare levy)		Taxable Component – Element Untaxed (excluding medicare levy)
Below Preservation Age	Tax free	Taxable component subject to 20% tax	Á Á	30% up to untaxed plan cap amount (see above) Top marginal rate above untaxed plan cap amount
Preservation Age to age 60	Tax free	<ul> <li>Á 0% up to low rate cap amount (see above)</li> <li>Á Amount above low rate cap amount subject to 15% tax</li> </ul>	Á Á Á	15% up to the low rate cap amount (see above) 30% on amounts above low rate cap amount and up to the untaxed plan cap amount (see above) Top marginal tax rate applies to any amount above the untaxed plan cap amount
Aged 60 and above	Tax free	Tax free (Not assessable, not exempt income)	Á Á	15% up to untaxed cap amount (see above) per superannuation plan Top marginal rate applies to amounts above untaxed plan cap amount

## Superannuation Income Streams

### Income Stream – Minimum Payments Percentage Factors

Age	Minimum Percentage For 2009, 2010 and 2011 Financial Years	Minimum Percentage for 2012 and 2013 Financial Years	Minimum Percentage for 2014 Financial year and onwards
Under 65	2%	3%	4%
Age 65 -74	2.5%	3.75%	5%
Age 75 - 79	3%	4.5%	6%
Age 80 - 84	3.5%	5.25%	7%
Age 85 – 89	4.5%	6.75%	9%
Age 90 – 94	5.5%	8.25%	11%
Age 95 or more	7%	10.5%	14%

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Current as at 9 September 2014

No minimum payment is required in first year where pension commenced on or after 1 June.

The maximum annual payment for Transition to Retirement Income Streams is 10% of the account balance as at 1 July of the respective year. There is no maximum annual payment for Account Based Pensions

### **Taxation on Income Streams**

Age of recipient	Tax-free Component	Taxable Component – Element Taxed	Taxable Component – Element Untaxed
Below Preservation Age	Tax free	<ul> <li>Á Taxed at marginal tax rates, with no tax offset</li> <li>Á Tax offset of 15% is available if a disability super benefit</li> </ul>	Taxed at marginal rates, with no tax offset
Preservation Age to age 60	Tax free	Á Taxed at marginal tax rates Á Tax offset of 15% of the taxable component is available	Taxed at marginal rates, with no tax offset
Aged 60 and above	Tax free	Tax free (Not assessable, not exempt income)	Taxed at marginal rates, with a 10% tax offset

## Taxation of Superannuation Death Benefit

### Payments to dependants

Death Benefit Type	Age of Deceased	Age of recipient	Taxation treatment (Excluding Medicare Levy)
Lump sum Income Stream	Any age Below age 60	Any age Below age 60	Tax free (Not assessable, non exempt income)  Taxable component  Element taxed in the fund is taxed at dependant's marginal rate but they are entitled to 15% offset.  Element untaxed in the fund is taxed at dependant's marginal tax rate
		Above age 60	<ul> <li>Taxable component:</li> <li>Element taxed in the fund is not assessable, not exempt income</li> <li>Element untaxed in the fund is taxed at dependant's marginal tax rate but they are entitled to a 10% tax offset.</li> </ul>
	Aged 60 and Above	Any age	<ul> <li>Taxable component:</li> <li>Element taxed in the fund is not assessable, not exempt income</li> <li>Element untaxed in the fund is taxed at dependant's marginal tax rate but they are entitled to a 10% tax offset.</li> </ul>

### Payments to non dependants

Death Benefit Type	Age of Deceased	Age of recipient	Taxation treatment (Excluding Medicare Levy)
Lump sum	Any age	Any age	<ul> <li>Taxable component:</li> <li>Element taxed in the fund is taxed at 15%</li> <li>Element untaxed in the fund is taxed at 30%</li> </ul>
Income Stream	Any age	Any age	<ul> <li>Benefit cannot be paid as income stream to non dependants</li> <li>Income streams which were commenced before 1 July 2007 are taxed as if received by a dependant (see table above)</li> </ul>

5 Current as at 9 September 2014

### **Death benefit Termination payment**

Component	Taxation treatment (Excluding Medicare Levy)		
Tax Free component	Tax free (Not assessable, non exempt income)		
Taxable component	Payments to a dependant (all ages):		
	Amount up to ETP Cap amount (listed above) is not assessable, non exempt income		
	Amount above the ETP cap amount is taxed at top marginal rate		
	Payment to a non-dependant (all ages):		
	Amount up to ETP cap amount is taxed at 30%		
	Amount above the ETP cap amount is taxed at the top marginal rate		
	Payment to trustee of deceased estate:		
	<ul> <li>Taxed in the hands of the trustee based on whether the beneficiary is dependant or non dependant (see above)</li> </ul>		