



DEALER BULLETIN 07/2022

Reassessment of Duty – Deal Cancelled

On 28 May 2022 the *Duties Act 2008* was amended resulting in changes to the Department of Transport (DoT) 'deal cancelled' policy.

Dealer Bulletin 05/2022 Changes to the *Duties Act 2008* outlines the changes to the Act.

Process

The DoT 'deal cancelled' policy has been amended to incorporate the requirements of the Act.

These requirements will amend the 'deal cancelled' policy to:

- extend the period in which a reassessment application can be made in 'deal cancelled' circumstances (agreement to purchase a vehicle is rescinded, annulled, or otherwise terminated), to within 5 years of the original vehicle licence duty assessment;
- provide for the reassessment of duty paid at the time of both vehicle licence grant or transfer; and
- introduce a new Application for Reassessment of Duty (E124) form.

While a five year reassessment application period is provided, the application for reassessment of duty is incumbent on the purchaser not having taken possession of the vehicle.

New Form

Where an agreement for the purchase of vehicle is rescinded, annulled, or otherwise terminated (deal cancelled), an application for reassessment of duty must be made to DoT, using the new Application for Reassessment of Duty (E124) form. This form replaces all previous DoT deal cancelled requirements.

This form must be completed by both the dealer and purchaser. DoT will not accept or process applications for the reassessment of duty (deal cancelled) if the application is not received on the approved form or is incomplete.

Dealer Online

The processing of 'deal cancelled' transactions in Dealer Online will be dependent on whether the vehicle licence was granted or transferred and the time period in which has lapsed from the date of licence grant or transfer.

Licence Grant – New Vehicles

Deal Cancelled Less Than Five Days

When an agreement to purchase a vehicle has been rescinded, annulled, or otherwise terminated (deal cancelled) within five days from the date a vehicle licence was granted,

and the purchaser has not taken possession of the vehicle it must be processed in Dealer Online as follows:

- Under the 'Vehicle' header, select 'Plate Receipt'
- Enter the plate number and VIN
- Enter the quantity returned
- Select either 'Return Plates' or 'Retain Plates'
- Tick 'Deal Cancelled' field
- Press 'Delicence'

Deal Cancelled More Than Five Days, up to Five Years

When an agreement to purchase a vehicle has been rescinded, annulled, or otherwise terminated (deal cancelled) after five days from the date a vehicle licence was granted, and the purchaser has not taken possession of the vehicle it must be processed in Dealer Online as follows:

- Under the 'Vehicle' header, select 'Plate Receipt'
- Enter the plate number and VIN
- Enter the quantity returned
- Select either 'Return Plates' or 'Retain Plates'
- Press 'Delicence'

In these circumstances the 'Deal Cancelled' field cannot be selected.

Licence Transfer – Used Vehicles

Deal Cancelled up to Five Years from the Day Licence Transferred (Fees Paid)

When an agreement to purchase a vehicle has been rescinded, annulled, or otherwise terminated (deal cancelled) within five years from the date a vehicle licence was transferred, and the purchaser has not taken possession of the vehicle it cannot be processed in Dealer Online.

In these circumstances, a dealer must contact Dealer Support to correct the vehicle record. Dealers will be required to 're-acquire' the vehicle in these circumstances and a transfer fee will be payable.

Dealers are no longer to use the 'Receipt Cancellation' function in Dealer Online where the deal was cancelled on the same day the licence transfer was processed.

Refunds

The E124 form incorporates a refund application.

Upon receipt of an E124 form, DoT will assess the application in accordance with the Act and DoT requirements. A refund of vehicle licence duty and licence fees will only be considered where DoT is satisfied that:

- vehicle licence duty and licence fees have been paid;
- an agreement to purchase a vehicle has been rescinded, annulled, or otherwise terminated within five years from the date a vehicle licence was granted or transferred (whichever is relevant);
- the purchaser has not taken possession of the vehicle; and
- the E124 form has been completed and signed by both the dealer and purchaser.

The below tables provide a breakdown of the fees that may be refunded.

Where the table indicates 'pro-rata' the refund will be calculated based on the remaining licence period.

Grant of Vehicle Licence			
	<i>Within 5 days</i>	<i>After 5 days but before 5 years</i>	<i>More than 5 years from grant of licence</i>
Recording Fee	x	x	x
Plate Fee	x	x	x
Licence Administration Fee	x	x	x
Vehicle Licence Duty	100%	100%	x
Licence Fee	100%	pro-rata	x
Insurance	100%	pro-rata	x
GST on Insurance	100%	pro-rata	x
Insurance Duty	100%	pro-rata	x

Transfer of Vehicle Licence			
	<i>Within 5 days</i>	<i>After 5 days but within 5 years</i>	<i>More than 5 years from transfer of licence</i>
Transfer Fee	x	x	x
Vehicle Licence Duty	100%	100%	x

All supporting documents must be scanned and emailed to dealersupport@transport.wa.gov.au with the subject line to include the word 'reprocessing' to ensure the query is dealt with as a matter of importance.

Further Information

Dealer Support can be contacted for any queries regarding the above instructions on 1300 858 374 or by email via dealersupport@transport.wa.gov.au.



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