



LAWS8025

Taxation Law

Session 1, Online-scheduled-weekday 2023

Macquarie Law School

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Disclaimer

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General Information

Unit convenor and teaching staff

Sonya Willis

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Credit points

10

Prerequisites

Admission to LLM or (Admission to JD and LAWS600 or LAWS8001)

Corequisites

Co-badged status

Unit description

This unit provides an examination of the fundamentals of the Australian taxation system. A critical approach is emphasised throughout. Students will be encouraged to think beyond the traditional categories and to pursue an approach which contextualises an appreciation of taxation law issues in their wider societal and technological context. Topics covered include:

- A broad overview of the self-assessment system and how tax is administered;
- The interaction between various taxes;
- Residence and source;
- The concept of income and assessable income;
- Capital gains and their inclusion in assessable income;
- Allowable deductions including the general deduction rule and deduction regimes that supplement the general deduction rule;
- Taxation of capital gains made through partnerships, trusts and corporations, the basic rules for capital gains tax (CGT), main residence exemption and small business concessions under the CGT regime;
- The basic rules of goods and services tax (GST) including adjustments for GST, GST free supplies, input taxed supplies and property issues in relation to GST; and
- Anti-avoidance.

Important Academic Dates

Information about important academic dates including deadlines for withdrawing from units are available at <https://www.mq.edu.au/study/calendar-of-dates>

Learning Outcomes

On successful completion of this unit, you will be able to:

ULO1: Explain and analyse the fundamental values and principles that relate to taxation in Australia in their societal and technological context.

ULO2: Identify tax law issues and be able to apply the Income Tax, GST, tax administration regimes and the provisions dealing with tax avoidance for the purposes of giving professional advice.

ULO3: Develop tax management and planning strategies for individuals and businesses at various stages.

ULO4: Analyse the way that taxation laws impact Australian individuals and businesses from the perspective of revenue raising and distribution, taxation accountability and tax administration in tackling current taxation challenges in modern Australia.

General Assessment Information

Late Assessment Submission Penalty

Unless a Special Consideration request has been submitted and approved, a 5% penalty (of the total possible mark) will be applied each day a written assessment is not submitted, up until the 7th day (including weekends). After the 7th day, a mark of, 0 (zero) will be awarded even if the assessment is submitted. Submission time for all written assessments is set at 11.55pm. A 1-hour grace period is provided to students who experience a technical issue.

This late penalty will apply to non-timed sensitive assessment (incl essays, reports, posters, portfolios, journals, recordings etc). Late submission of time sensitive tasks (such as tests/exams, performance assessments/presentations, scheduled practical assessments/labs etc) will only be addressed by the unit convenor in a Special consideration application. Special Consideration outcome may result in a new question or topic.

Assessment Tasks

Name	Weighting	Hurdle	Due
<u>Final assessment</u>	40%	No	1:00pm 7 June 2023 (3 hour test)
<u>Mid-term assessment</u>	40%	No	26 April 2023 11:55pm
<u>Participation</u>	20%	No	Week 1 to 13 including On Call Week

Final assessment

Assessment Type ¹: Quiz/Test

Indicative Time on Task ²: 40 hours

Due: **1:00pm 7 June 2023 (3 hour test)**

Weighting: **40%**

The final assessment is a time-based test with question/s relating to taxation law.

On successful completion you will be able to:

- Identify tax law issues and be able to apply the Income Tax, GST, tax administration regimes and the provisions dealing with tax avoidance for the purposes of giving professional advice.
- Analyse the way that taxation laws impact Australian individuals and businesses from the perspective of revenue raising and distribution, taxation accountability and tax administration in tackling current taxation challenges in modern Australia.

Mid-term assessment

Assessment Type ¹: Problem set

Indicative Time on Task ²: 8 hours

Due: **26 April 2023 11:55pm**

Weighting: **40%**

The mid-term assessment will involve problem-solving type questions.

On successful completion you will be able to:

- Identify tax law issues and be able to apply the Income Tax, GST, tax administration regimes and the provisions dealing with tax avoidance for the purposes of giving professional advice.
- Develop tax management and planning strategies for individuals and businesses at various stages.
- Analyse the way that taxation laws impact Australian individuals and businesses from the perspective of revenue raising and distribution, taxation accountability and tax administration in tackling current taxation challenges in modern Australia.

Participation

Assessment Type ¹: Participatory task

Indicative Time on Task ²: 20 hours

Due: **Week 1 to 13 including On Call Week**

Weighting: **20%**

Activities such as discussions, debates, role plays and problem-solving exercises.

On successful completion you will be able to:

- Explain and analyse the fundamental values and principles that relate to taxation in Australia in their societal and technological context.
- Identify tax law issues and be able to apply the Income Tax, GST, tax administration regimes and the provisions dealing with tax avoidance for the purposes of giving professional advice.
- Develop tax management and planning strategies for individuals and businesses at various stages.

¹ If you need help with your assignment, please contact:

- the academic teaching staff in your unit for guidance in understanding or completing this type of assessment
- the [Writing Centre](#) for academic skills support.

² Indicative time-on-task is an estimate of the time required for completion of the assessment task and is subject to individual variation

Delivery and Resources

Delivery

Weekly pre-recorded lectures available on ECHO 360 and fortnightly tutorials via Zoom. Tutorials begin in Week 2. Tutorial questions will be based on the prior weeks' lectures. All student queries should be directed to the Unit Convenor.

Resources

Text: Sadiq et al, *Principles of Taxation Law 2023* (Thomson Reuters, 2023).

Additional resources will be provided through Leganto.

[Refer to iLearn site for more detailed information on delivery and resources]

Policies and Procedures

Macquarie University policies and procedures are accessible from [Policy Central \(https://policies.mq.edu.au\)](https://policies.mq.edu.au). Students should be aware of the following policies in particular with regard to Learning and Teaching:

- [Academic Appeals Policy](#)
- [Academic Integrity Policy](#)
- [Academic Progression Policy](#)
- [Assessment Policy](#)
- [Fitness to Practice Procedure](#)
- [Assessment Procedure](#)
- [Complaints Resolution Procedure for Students and Members of the Public](#)
- [Special Consideration Policy](#)

Students seeking more policy resources can visit [Student Policies](https://students.mq.edu.au/support/study/policies) (<https://students.mq.edu.au/support/study/policies>). It is your one-stop-shop for the key policies you need to know about throughout your undergraduate student journey.

To find other policies relating to Teaching and Learning, visit [Policy Central](https://policies.mq.edu.au) (<https://policies.mq.edu.au>) and use the [search tool](#).

Student Code of Conduct

Macquarie University students have a responsibility to be familiar with the Student Code of Conduct: <https://students.mq.edu.au/admin/other-resources/student-conduct>

Results

Results published on platform other than [eStudent](#), (eg. iLearn, Coursera etc.) or released directly by your Unit Convenor, are not confirmed as they are subject to final approval by the University. Once approved, final results will be sent to your student email address and will be made available in [eStudent](#). For more information visit ask.mq.edu.au or if you are a Global MBA student contact globalmba.support@mq.edu.au

Academic Integrity

At Macquarie, we believe [academic integrity](#) – honesty, respect, trust, responsibility, fairness and courage – is at the core of learning, teaching and research. We recognise that meeting the expectations required to complete your assessments can be challenging. So, we offer you a range of resources and services to help you reach your potential, including free [online writing and maths support](#), [academic skills development](#) and [wellbeing consultations](#).

Student Support

Macquarie University provides a range of support services for students. For details, visit <http://students.mq.edu.au/support/>

The Writing Centre

[The Writing Centre](#) provides resources to develop your English language proficiency, academic writing, and communication skills.

- [Workshops](#)
- [Chat with a WriteWISE peer writing leader](#)

- [Access StudyWISE](#)
- [Upload an assignment to Studiosity](#)
- [Complete the Academic Integrity Module](#)

The Library provides online and face to face support to help you find and use relevant information resources.

- [Subject and Research Guides](#)
- [Ask a Librarian](#)

Student Services and Support

Macquarie University offers a range of [Student Support Services](#) including:

- [IT Support](#)
- [Accessibility and disability support](#) with study
- Mental health [support](#)
- [Safety support](#) to respond to bullying, harassment, sexual harassment and sexual assault
- [Social support including information about finances, tenancy and legal issues](#)
- [Student Advocacy](#) provides independent advice on MQ policies, procedures, and processes

Student Enquiries

Got a question? Ask us via [AskMQ](#), or contact [Service Connect](#).

IT Help

For help with University computer systems and technology, visit http://www.mq.edu.au/about_us/offices_and_units/information_technology/help/.

When using the University's IT, you must adhere to the [Acceptable Use of IT Resources Policy](#). The policy applies to all who connect to the MQ network including students.