

PHASE 3 APPROACHING, DEEMING DEFROSTING, CARRY-FORWARD DROPPING -2024 HERE WE COME!

CPAL Technical Team – Mel Bendeich / Peter Kelly November 2023

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AGENDA

- 1. Test your knowledge
- 2. 1 July 2024 changes we should be considering NOW!
- 3. Total super balance your questions answered
- 4. Tech team update

LEARNING OUTCOMES

By participating in this session, you will:



Gain insights into how 1 July 2024 changes may impact your clients



Understand the different components of the total super balance definition

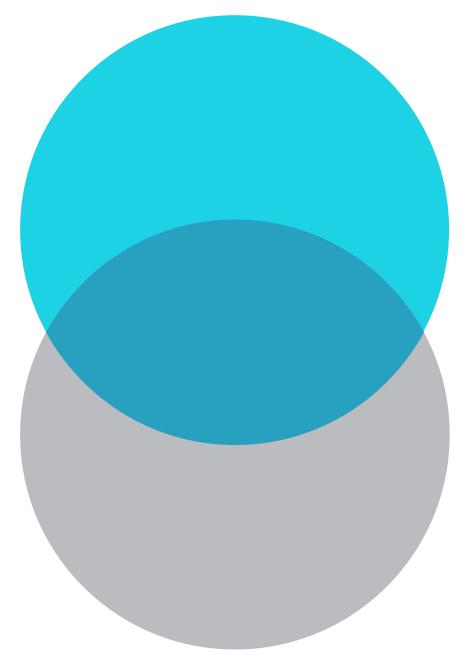
Be able to locate and access important technical resources

TEST YOUR KNOWLEDGE



Thumbs up or Thumbs down





Len (65) has been retired for 5 years. He purchased an account-based pension (ABP) with the balance of his super funds for \$550,000 in 2017. By 30 June 2023, his ABP was valued at \$495,000, the first time it has reduced below \$500,000. He has no other super.

In the 2023-24 year, Len's taxable income will be \$200,000 due to a one-off capital gain.



Len can claim a tax deduction for personal contributions equal to this year's \$27,500 plus any unused concessional cap from the past 5 years since 2018-19.



Len can claim a tax deduction for personal contributions equal to this year's \$27,500 however cannot claim unused concessional cap from previous years when his total super balance was more than \$500,000.

ANSWER 1: CARRY FORWARD

Len (65) has been retired for 5 years. He purchased an account-based pension (ABP) with the balance of his super funds for \$550,000 in 2017. By 30 June 2023, his ABP was valued at \$495,000, the first time it has reduced below \$500,000. He has no other super.

In the 2023-24 year, Len's taxable income will be \$200,000 due to a one-off capital gain.

Len can claim a tax deduction for personal contributions equal to this year's \$27,500 plus any unused concessional cap from the past 5 years since 2018-19.

Carry-forward tips

- TSB on 30 June in <u>year before claim</u>
- previous years TSB irrelevant
- This year's cap + 5 previous years = 6 years in total
- Non-resident in some years OK
- Administration doesn't change
- Can be split to spouse

This financial year (2023-24), Gretta's taxable income will be \$190,000.

What tax saving (including Medicare) will Gretta achieve if she makes a \$10,000 tax deductible contribution to super?



ANSWER 2: PHASE 3 TAX-CUTS

This financial year (2023-24), Gretta's taxable income will be \$190,000.

What tax saving (including Medicare) will Gretta achieve if she makes a \$10,000 tax deductible contribution to super?



What would the answer be from 1 July 2024?

\$1,700 (17%)

REMINDER: PHASE 3 TAX-CUTS

| Taxable Income | Current tax rates (%) | 1 July 2024 tax rates (%) |
|------------------------|-----------------------|---------------------------|
| \$18,200 to \$45,000 | 19 | 19 |
| \$45,001 to \$120,000 | 32.5 | |
| \$120,001 to \$180,000 | 37 | 30 |
| \$180,001 to \$200,000 | 45 | |
| \$200,001 and over | 45 | 45 |

QUESTION 3: TOTAL SUPER BALANCE

Sanjay has an account-based pension (ABP) valued at \$350,000 and Mia has an ABP valued at \$500,000. Both accounts have their spouse as a reversionary beneficiary.

Mia dies on 1 November 2023 and her ABP automatically reverts to Sanjay.

Will the value of the death benefit reversionary pension count towards Sanjay's total super balance on 30 June 2024?



Yes – the 30 June 2024 value of account based pensions is included in the total super balance amount.



No – the reversionary pension isn't included in total super balance on 30 June 2024 as it is credited to the transfer balance cap 12 months after death.

ANSWER 3: TOTAL SUPER BALANCE

Sanjay has an account-based pension (ABP) valued at \$350,000 and Mia has an ABP valued at \$500,000. Both accounts have their spouse as a reversionary beneficiary.

Mia dies on 1 November 2023 and her ABP automatically reverts to Sanjay.

Will the value of the death benefit reversionary pension count towards Sanjay's total super balance on 30 June 2024?.



Yes – the 30 June 2024 value of account based pensions is included in the total super balance amount.

All ABP values are included in total super balance on 30 June each year, irrespective of whether reversionary pension has been credited to transfer balance account. Daryl (64) has made concessional contributions in the 2022-23 financial year of \$40,000 using the carry forward rules and he would like to split some of these contributions to his spouse Linda.

Linda (60) is still working although plans to permanently retire soon.

What is the maximum amount Daryl can split to Linda for the 2022-23 year?



\$23,375 – 85% of the annual concessional cap.



\$34,000 – 85% of the total concessional contributions made.

ANSWER 4: SUPER SPLITTING

Daryl (64) has made concessional contributions in the 2022-23 financial year of \$40,000 using the carry forward rules and he would like to split some of these contributions to his spouse Linda.

Linda (60) is still working although plans to permanently retire soon.

What is the maximum amount Daryl can split to Linda for the 2022-23 year?

\$34,000 – 85% of the total concessional contributions made.

TRAP

Spouse receiving the super split must not meet the retirement condition of release AT THE TIME OF APPLICATION

QUESTION 5: DEEMING

Viktor receives a part Age Pension under the income test.

Having researched the current interest rates for 2-year term deposits and RCV100 annuities with a term of 2 years, he believes that an annuity may provide a slightly better return.

In this situation, for Centrelink purposes, is the assessable income from these two investment types the same or different?





ANSWER 5: DEEMING

Viktor receives a part Age Pension under the income test.

Having researched the current interest rates for 2-year term deposits and RCV100 annuities with a term of 2 years, he believes that an annuity may provide a slightly better return.

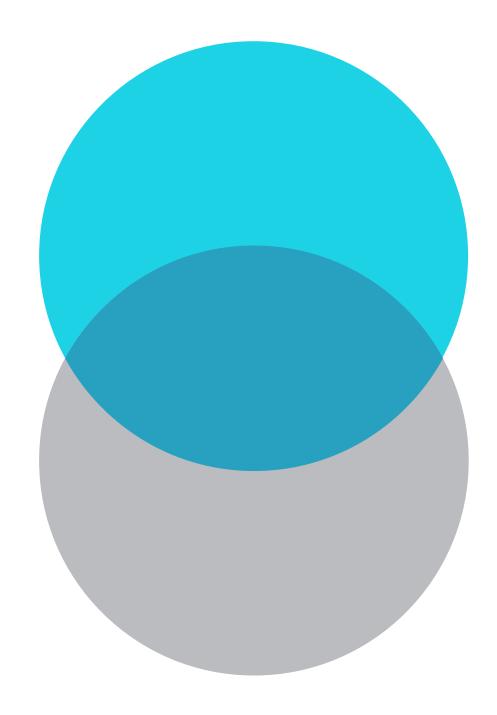
In this situation, for Centrelink purposes, is the assessable income from these two investment types the same or different?



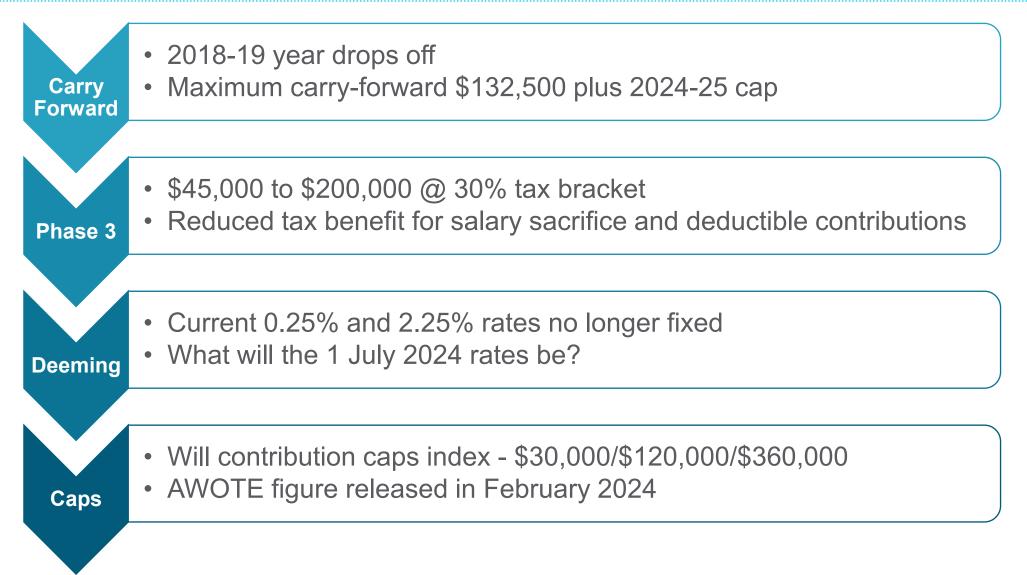
- Annuities with a term of 5 years or less are considered shortterm income streams and are deemed.
- Longer term = depends (deductible amount, 60% assessment etc.)

1 JULY 2024 CHANGES





1 JULY 2024 CHANGES



CASE STUDY 1 - AVA



- Ava is 60. She is working earning \$120,000 per year and her total super balance on 30 June 2023 was \$487,000.
- Ava would like to boost her super leading up to retirement.
- She has asked whether to sell her share portfolio, realise a \$50,000 capital gain and contribute the sale proceeds to super this financial year or next year when the tax rates reduce.

| Year | Concessional contribution | Concessional Cap | Unused Cap |
|------------------------|---------------------------|---------------------|------------|
| 2018-19 | \$10,000 | \$25,000 | \$15,000 |
| 2019-20 | \$10,000 | \$25,000 | \$15,000 |
| 2020-21 | \$20,000 | \$25,000 | \$5,000 |
| 2021-22 | \$27,500 | \$27,500 | \$0 |
| 2022-23 | \$27,500 | \$27,500 | \$0 |
| Total cap available | | | \$35,000 |

CASE STUDY 1 - AVA

| | 2023-24 year |
|-------------------------------------|-----------------------------|
| Carry forward available | Yes – TSB < \$500,000 |
| Carry forward amount (if available) | \$35,000 |
| Tax saving % based on MTR | 24% |
| Total tax if \$50,000 gain | \$41,515 (\$35K claimed) |
| Cap available | \$27,500 \$330,000 |

CASE STUDY 1 - AVA

| | 2023-24 year | 2024-25 year |
|-------------------------------------|-----------------------------|---|
| Carry forward available | Yes – TSB < \$500,000 | Likely no – 30/06/24 may exceed \$500,000 |
| Carry forward amount (if available) | \$35,000 | \$20,000 |
| Tax saving % based on MTR | 24% | 17% |
| Total tax if \$50,000 gain | \$41,515 (\$35K claimed) | \$45,733 (no carry f/wd) \$42,333 (\$20K carry f/wd) |
| Cap available | \$27,500 \$330,000 | ? \$30,000 \$360,000 |

Jim and Donna are receiving a full Age Pension.

Their current financial position can be summarised as follows:

| Asset | Amount (\$) |
|--------------------------------|-------------|
| Home | 1,200,000 |
| Lifestyle assets | 80,000 |
| Cash | 30,000 |
| Account-based pension (deemed) | 200,000 |
| Total | 1,510,000 |



Jim and Donna plan to sell their home and travel for up to 2 years before buying a new home for \$1 million. They would like to invest the additional \$200,000 proceeds for extra income.

Sell the home for \$1.2 million (net), retain \$1 million in cash to purchase new home and make a \$200,000 downsizer contribution to add to account-based pension.

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Home sale proceeds to be used for new home:

- Asset test exempt for 2 years
- Deemed at lower rate

| | | Assessable Income | |
|------------------|-------------------|-----------------------------------|--|
| Asset | Asset Amount (\$) | Current situation (0.25% & 2.25%) | |
| Home proceeds | 1,000,000 | 2,500 | |
| Lifestyle assets | 80,000 | - | |
| Cash | 30,000 | 75 | |
| ABP | 400,000 | 7,596 | |
| Total income | | 10,171 | |
| Age Pension | | \$38,425 (Assets) | |

What impact will this have on Age Pension?

Sell the home for \$1.2 million (net), retain \$1 million in cash to purchase new home and make a \$200,000 downsizer contribution to add to account-based pension.



Home sale proceeds to be used for new home:

- Asset test exempt for 2 years
- Deemed at lower rate

| | | Assessable Income | | |
|------------------|-------------|-------------------|-------------------------------|--|
| Asset | Amount (\$) | Current situation | From 1 July 2024 (2% & 4%) | |
| Home proceeds | 1,000,000 | 2,500 | 20,000 | |
| Lifestyle assets | 80,000 | - | - | |
| Cash | 30,000 | 75 | 600 | |
| ABP | 400,000 | 7,596 | 14,596 | |
| Total income | | 10,171 | 35,196 | |
| Age Pension | | \$38,425 (Assets) | \$30,070 (Income) | |

What impact will this have on Age Pension?

Sell the home for \$1.2 million (net), retain \$1 million in cash to purchase new home and make a \$200,000 downsizer contribution to add to account-based pension.



Home sale proceeds to be used for new home:

- Asset test exempt for 2 years
- Deemed at lower rate

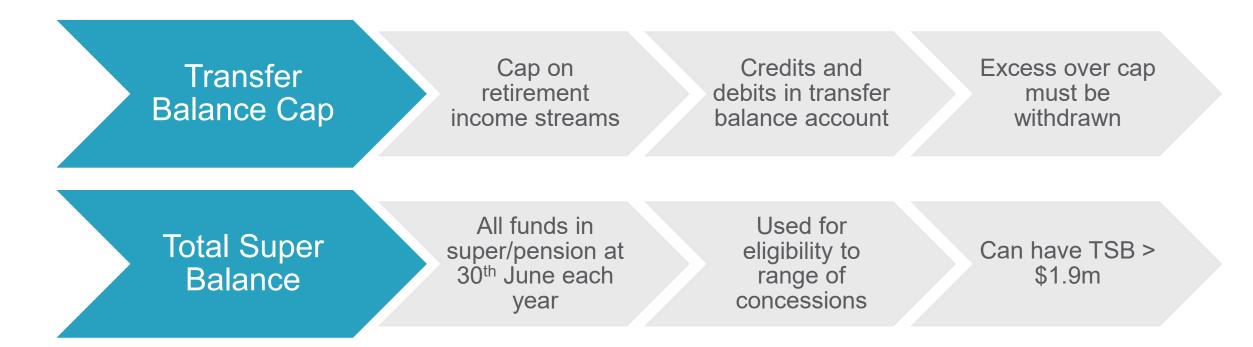
| | Assessable Income | | | | |
|------------------|-------------------|---------------------|-------------------------------|-------------------------------|--|
| Asset | Amount (\$) | Current situation | From 1 July 2024 (2% & 4%) | From 1 July 2024 (3% & 5%) | |
| Home proceeds | 1,000,000 | 2,500 | 20,000 | 30,000 | |
| Lifestyle assets | 80,000 | - | - | - | |
| Cash | 30,000 | 75 | 600 | 900 | |
| ABP | 400,000 | Alternative investn | nents? 14,596 | 18,596 | |
| Total income | | 10,171 | 35,196 | 49,496 | |
| Age Pension | | \$38,425 (Assets) | \$30,070 (Income) | \$22,920 (Income) | |

What impact will this have on Age Pension?

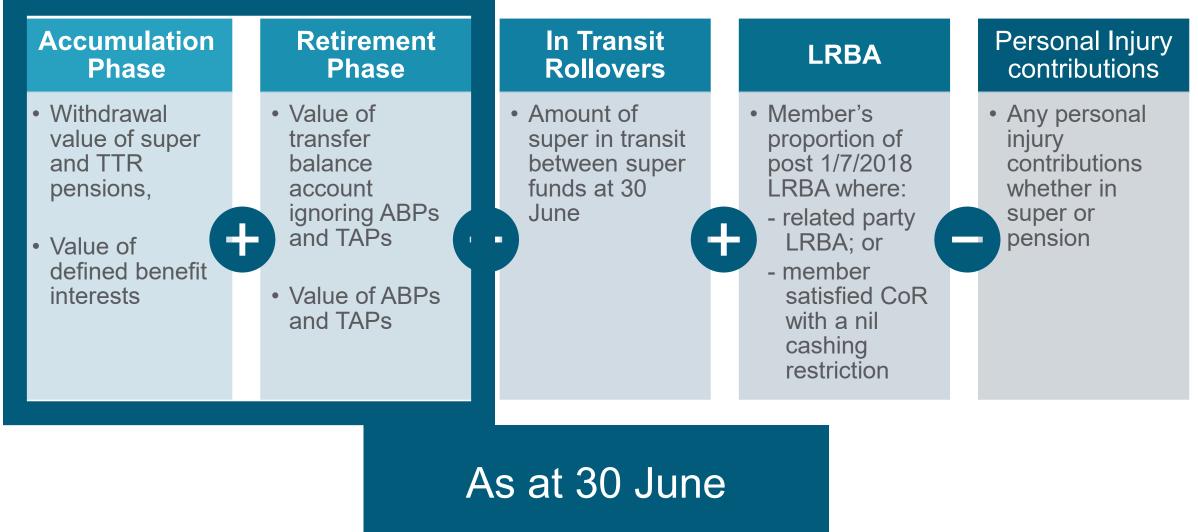
TOTAL SUPER BALANCE



FIRSTLY – TOTAL SUPER BALANCE ≠ TRANSFER BALANCE CAP



WHAT IS TOTAL SUPER BALANCE?



TSB – FREQUENTLY ASKED QUESTIONS



My client has used all of their transfer balance cap. Does that mean they can no longer make personal contributions to super?



No, not necessarily.

The ability to make personal non-concessional contributions is limited by the client's total super balance on 30 June in the previous financial year.

The fact that the transfer balance cap has been fully used has no impact.

Concessional, downsizer and small business CGT contributions can be made irrespective of how much the client holds in super.

TSB – FREQUENTLY ASKED QUESTIONS



My client made a \$130,000 non-concessional contribution in the 2022/23 year and now wishes to make more non-concessional contributions this year (2023/24).

How much can they contribute without exceeding the NCC cap if their total super balance on 30 June 2023 was:

- 1. \$1,890,000
- 2. \$1,910,000



1. \$200,000

2. \$0

TSB – FREQUENTLY ASKED QUESTIONS



My client commenced a defined benefit pension in 2015. The first payment received after 1 July 2017 was \$2,000 per fortnight (\$52,000 pa). By 30 June 2023, the fortnightly payment had increased to \$2,500 (\$65,000 pa).

What value do we include for the defined benefit when calculating the client's total super balance at 30 June 2023?



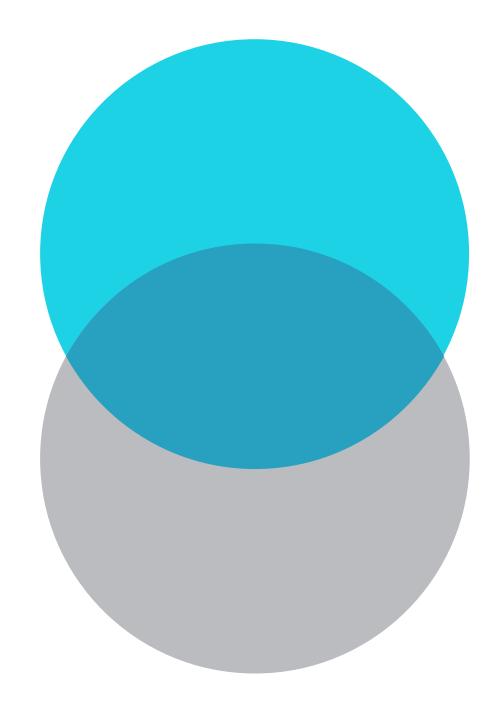
On 1 July 2017, a credit of \$832,000 (\$52,000 x 16) was made to the client's transfer balance account.

Even though the pension payments have increased to \$65,000, the credit in the transfer balance account remains the same.

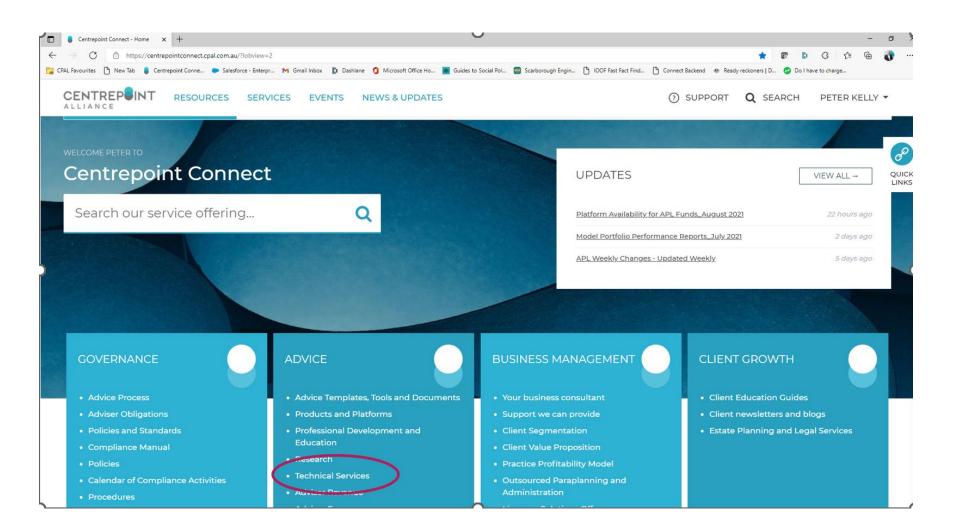
Therefore, \$832,000 will be the amount counted towards the total super balance.

TECHNICAL TEAM UPDATE





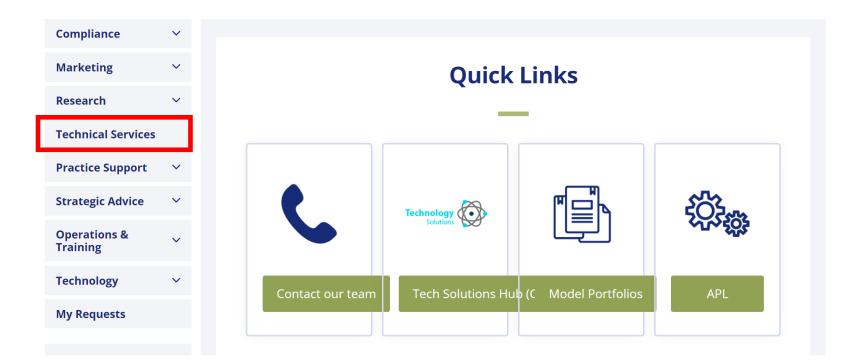
TECHNICAL RESOURCES – CONNECT



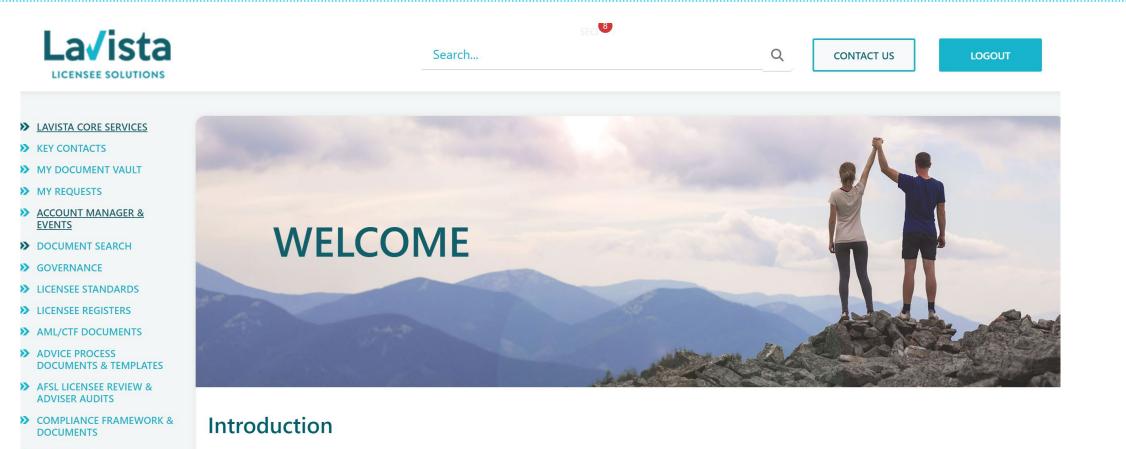
TECHNICAL RESOURCES – MATRIX



Matrix Planning Solutions



TECHNICAL RESOURCES – LAVISTA



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Downsizer Contributions

Australians aged 55 and over who sell their home are able to make a contribution of up to \$300,000 into superannuation from the sale proceeds. Both members of a couple can take advantage of this rule for the same home, resulting in a total possible contribution of \$600,000 per couple.

Contributions made under this legislation will not count towards other superannuation caps. Additionally, no work test or age restrictions apply, but you must have owned your home for at least 10 years, and it must have been your principal residence at some stage.

Who is eligible?

ALLIANCE

To be eligible to make a downsizer contribution, each of the following conditions must be met:



Opportunity: Contributing to super can help reduce your capital gains tax while boosting your retirement savings

Have you sold an asset this year that created a significant capital gain, such as an investment property or a share portfolio? Are you wanting to increase your chances of a financially comfortable retirement by investing funds in the concessionally taxed super system?

Making a personal contribution to superannuation may not only boost your

For those on high incomes, where your total income and concessional contributions for the year exceed \$250,000, an additional 15% tax may be payable on your tax deductible contributions (known as Division 293 tax). Even if this additional tax applies, 30% tax on contributions is still significantly less than the 47% top marginal tax rate.

It's also important to note that for those



Top End of Financial Year strategies for clients

| Strategy | | Benefits | |
|---|-------------|--|--|
| Review your Total Super Balance | <u>(0</u>) | Your total super balance on 30 June each year, which includes all funds held in superannuation and pension accounts, can impact your eligibility to a range of concessions such as contribution caps, spouse | |



Tech Update Release Date 20 September 2023

CENTREP INT



TechniView September 2023 Edition Centrepoint Alliance Technical Advice Team Melinda Bendeich and Peter Kelly

WRAP UP

Understanding 1 July 2024 changes can add value to clients immediately

30 June each year is the crucial date for total super balance

Farewell Mark,we will miss you!

TECHNICAL ADVICE TEAM CONTACT



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