



COPY

Hon Dr Tony Buti MLA
Minister for Finance; Aboriginal Affairs; Racing and Gaming;
Citizenship and Multicultural Interests

Our Ref: 80-06946

E-MAILED
- 6 DEC 2022

Ms Caroline Spencer
Auditor General
Office of the Auditor General
PO Box 8489
PERTH WA 6849

Dear Ms Spencer

PARLIAMENTARY QUESTION WITHOUT NOTICE – LEGISLATIVE COUNCIL
1191 – MIDLAND LANDGATE BUILDING

In accordance with section 82 of the *Financial Management Act 2006*, I am writing to advise that I did not provide taxpayer information to Parliament in response to Parliamentary Question Without Notice 1191, (copy attached) on the basis that to do so would breach the confidentiality provisions of the *Taxation Administration Act 2003*.

Dr Tony Buti MLA
MINISTER FOR FINANCE
- 6 DEC 2022
Att.

Section 82 Notice - Financial Management Act 2006

Notice is given that in answer to Parliamentary Question Without Notice 1191 asked by the Hon Neil Thomson MLC, Member for the Mining and Pastoral Region on 22 November 2022, I have decided that it is reasonable and appropriate not to provide Parliament information concerning the details of the transfer duty assessment made on the purchase of the Midland Landgate Building.

I made this decision on the grounds that section 114 of *the Taxation Administration Act 2003* imposes a duty of confidentiality on the Commissioner of State Revenue that prevents him from disclosing information obtained under a taxation Act.

LANDGATE OFFICES — SALE

1191. **Hon NEIL THOMSON** to the minister representing the Minister for Finance:

I refer to the sale of the Midland Landgate building.

- (1) How much stamp duty was paid on the transaction?
- (2) Does this reflect the sale price or the market value?

Hon STEPHEN DAWSON replied:

I thank the honourable member for some notice of the question. The Department of Finance advises the following.

- (1)–(2) The amount of duty paid by the purchaser of the Midland Landgate building is information obtained by the Commissioner of State Revenue under the Duties Act 2008. However, section 114(1) of the Taxation Administration Act imposes a duty of confidentiality on the commissioner from releasing information obtained under a taxation act concerning the affairs of a person.