Part N

Tax collection rules

Contents

NA General collection rules

NB Terminal tax

NC Provisional tax

ND Employment-related taxes

NE Tax on resident passive income

NF Tax on non-resident passive income

NG Payments for foreign dividends

NM RefundsNP Intermediaries

NA-General collection rules

Introductory provisions

- NA 1 What this Part does
- NA 2 Amounts treated as income tax

Payment and withholding obligations

- NA 3 Terminal tax obligations
- NA 4 Provisional tax obligations
- NA 5 Tax obligations for employment-related taxes
- NA 6 Withholding and payment obligations for passive income
- NA 7 Payment of tax by public authorities
- NA 8 Liability of persons receiving payments or benefits
- NA 9 Treatment of amounts withheld as received
- NA 10 When obligations not met
- NA 11 Adjustment to correct errors: certain underpayments
- NA 12 Adjustment to correct errors: certain excess amounts

Payment dates

- NA 13 Payment dates for terminal tax
- NA 14 Payment dates for provisional tax
- NA 15 Payment dates for interim and other tax payments
- NA 16 Payment date when taxable activity ends
- NA 17 Payment date when certificate of exemption expires
- NA 18 Payment date for emigrating companies

Refunds

NA 19 Refunds of excess amounts or when amounts mistakenly paid

Amalgamations

NA 20 Amalgamation of companies

Regulations

NA 21 Regulations

Application of other provisions

- NA 22 Limits on application of other provisions for purposes of PAYE rules
- NA 23 Application of other provisions for purposes of ESCT rules and NRWT rules

NB-Terminal tax

NB 1	Payment of terminal tax
NB 2	Income tax liability for non-filing taxpayers for non-resident passive income
NB 3	Schedular income tax liability for filing taxpayers for non-resident passive income
NB 4	Using refunds to satisfy tax liabilities

NC-Provisional tax

Introductory provisions

NC 1	What this subpart does
NC 2	Provisional tax rules and their application
NC 3	Who is required to pay provisional tax?
NC 4	Choosing to pay provisional tax

Calculating provisional tax liability

NC 5	Methods for calculating provisional tax liability
NC 6	Standard method
NC 7	Estimation method
NC 8	GST ratio method

Instalments of provisional tax

NC 9	Provisional tax payable in instalments
Table N1	Summary of instalment dates and calculation methods for provisional tax
NC 10	Calculating amount of instalment under standard and estimation methods
NC 11	Calculating amount of instalment using GST ratio
NC 12	Voluntary payments
NC 13	Paying 2 instalments for tax year

Requirements for using GST ratio

NC 15	Choosing to use GST ratio
NC 16	Who may use GST ratio?
NC 17	When GST ratio must not be used
NC 18	Changing calculation method
NC 19	Disposal of assets

NC 14 Paying 1 instalment for tax year

Transitional years

NC 20	Calculating residual income tax in transitional years
NC 21	Paying provisional tax in transitional years

NC 22	Calculating instalments in transitional years: standard method
NC 23	Calculating instalments in transitional years: estimation method
NC 24	Calculating instalments in transitional years: GST ratio method
NC 25	Consequences of change in balance date

When persons start or stop paying GST, or change taxable periods

- NC 26 Registering for GST or cancelling registration
- NC 27 Payment of provisional tax instalments when GST cycle changed

Treatment of groups of companies and amalgamated companies

NC 28 Provisional tax rules and consolidated groups
 NC 29 Residual income tax of consolidated groups
 NC 30 Consolidated groups using estimation method
 NC 31 Consolidated groups using GST ratio method
 NC 32 Wholly-owned groups of companies
 NC 33 Amalgamated companies: calculating residual income tax

Attribution rule for services

NC 34 Attribution rule for services

Credits

NC 35 Further income tax credited to provisional tax liability

Disaster relief

NC 36 Persons affected by adverse events

ND-Employment-related taxes

Introductory provision

ND 1 What this subpart does

PAYE rules and PAYE payments

Introductory provisions

ND 2 PAYE rules and their application

ND 3 PAYE payments

ND 4 Payment of amounts of tax to Commissioner

ND 5 When payment credited or applied

Types of PAYE payments

ND 6 Salary or wages

ND 7 Certain benefits and payments

ND 8 Extra pay

ND9 Schedular payments Calculating amounts of tax ND 10 Maximum amount ND 11 Amounts of tax for PAYE payments ND 12 Reduction in certain circumstances Adjustments for certain PAYE payments ND 13 Multiple payments of salary or wages ND 14 Advance payments of salary or wages ND 15 Changes to tax rates for salary or wages ND 16 Payments of salary or wages in pay periods ND 17 Payments to private domestic workers ND 18 Payment of extra pay with other PAYE payments ND 19 Schedular payment without notification ND 20 Schedular payments to non-resident entertainers ND 21 Schedular payments to subcontractors Paying amounts of tax ND 22 When amounts of tax not withheld or payment insufficient ND 23 PAYE payment forms for amounts of tax paid to Commissioner ND 24 Bonds given by certain non-resident employees ND 25 Bonds given by non-resident contractors FBT rules and fringe benefits Introductory provisions ND 26 FBT rules and their application ND 27 Liability for FBT Value of fringe benefits ND 28 Determining fringe benefit values ND 29 Private use of motor vehicle: calculation methods ND 30 Private use of motor vehicle: formulas ND 31 Private use of motor vehicle: 24-hour period ND 32 Motor vehicle test period ND 33 Replacement motor vehicles ND 34 Subsidised transport ND 35 Employment-related loans: value using prescribed interest rates ND 36 Employment-related loans: value using market interest rates ND 37 Repayment of employment-related loans ND 38 Contributions to superannuation schemes ND 39 Contributions to funds, trusts, and insurance premiums ND 40 Benefits provided by charitable organisations ND 41 Goods ND 42 Services ND 43 Goods at staff discount

ND 44

ND 45

ND 46 Unclassified benefits

Tax on certain withdrawals from superannuation funds

ND 72 Recovery of tax paid by superannuation funds

Goods on special with staff discount Goods sold by group companies

	ND 47	Adjustments for unclassified benefits on amalgamation
	Attributin	ng fringe benefits to employees
	ND 48	Attribution of certain fringe benefits
	ND 49	When attributed benefits provided to more than 1 employee
	ND 50	Application of thresholds to attributed fringe benefits
	ND 51	Employer's liability for attributed benefits
	ND 52	Calculation of all-inclusive pay
	ND 53	Calculation for certain employees when information lacking
	ND 54	Pooling non-attributed benefits
	Taxable	value of fringe benefits
	ND 55	Value of and payments towards fringe benefits
	ND 56	Private use of motor vehicle: taxable value in cases of part ownership
	ND 57	Private use of motor vehicle: when schedular value not used
	ND 58	Private use of motor vehicle: when schedular value used
	Options i	for payment of FBT
	ND 59	Single rate option
	ND 60	Alternate rate option
	ND 61	Close company option
	ND 62	Small business option
	ND 62	Changes in payment periods
	ND 64	When employer stops employing staff
FC0T		
ESCITU		mployer's superannuation fund contributions
		tory provisions
	ND 65	ESCT rules and their application
	ND 66	Employer's superannuation contributions
	Calculati	ing amounts of tax
	ND 67	Calculating amounts of tax for employer's superannuation contributions
	ND 68	Choosing to have amount treated as salary or wages
	ND 69	Choosing to apply different rates of tax
	ND 70	Calculating amounts of tax on failure to withhold
	ND 71	Amounts of tax treated as paid to and received by superannuation funds
		J 1

NE-Tax on resident passive income

Introductory provisions

- NE 1 RWT rules and their application
- NE 2 Resident passive income

Withholding obligations

- NE 3 Obligation to withhold amounts of tax for resident passive income
- NE 4 Persons who have withholding obligations
- NE 5 No withholding obligation in certain circumstances
- NE 6 When obligation to withhold unreasonable
- NE 7 When resident passive income paid to trustees
- NE 8 When resident passive income paid to agents
- NE 9 Agents' or trustees' obligations in relation to certain dividends
- NE 10 Special rule relating to payments of interest
- NE 11 Notification by companies

Calculating amounts of tax

- NE 12 Interest
- NE 13 Dividends other than non-cash dividends
- NE 14 Non-cash dividends other than bonus issues in lieu
- NE 15 Bonus issues in lieu
- NE 16 Taxable Maori authority distributions
- NE 17 Replacement payments under share-lending arrangements
- NE 18 Payments made by RWT proxies
- NE 19 Choosing higher rates

Paying amounts of tax

- NE 20 Paying amounts of tax for resident passive income
- NE 21 Basis for payment of amounts of tax for resident passive income
- NE 22 When payment treated as non-resident passive income
- NE 23 When amount of tax treated as FDP credit
- NE 24 When amount of tax treated as Maori authority credit
- NE 25 When amount of tax treated as imputation credit
- NE 26 Payment by proxy

Certificates of exemption

- NE 27 Certificates of exemption
- NE 28 When certificates of exemption expire
- NE 29 Establishing whether person holds certificate of exemption
- NE 30 When unincorporated bodies hold certificates of exemption

NF-Tax on non-resident passive income

Introductory provisions

- NF 1 NRWT rules and their application
- NF 2 Non-resident passive income

Withholding obligations

- NF 3 Obligation to withhold amounts of tax for non-resident passive income
- NF 4 When amounts of tax already withheld
- NF 5 When amounts of tax not withheld or partly withheld
- NF 6 When non-resident passive income paid to agents

Calculating amounts of tax

- NF 7 General rate for payments of non-resident passive income
- NF 8 Certain dividends
- NF 9 When dividends fully imputed
- NF 10 Non-cash dividends
- NF 11 Dividends paid to companies under control of non-residents
- NF 12 Certain amounts of interest

Paying amounts of tax

- NF 13 Basis for payment of amounts of tax for non-resident passive income
- NF 14 Treatment of FDP credits
- NF 15 Commissioner's power to vary amounts of tax

NG-Payments for foreign dividends

Introductory provisions

- NG 1 FDP rules and their application
- NG 2 Foreign dividends

Obligation to make payments

NG 3 Obligation to make payments for foreign dividends

Calculation of payments

NG 4 Calculating amount of payments for foreign dividends

Adjustments to payments

- NG 5 Credit balance in branch equivalent tax account
- NG 6 Using net losses
- NG 7 Reduction of payments for conduit tax relief

NM-Refunds

Introductory provision

NM 1 What this subpart does

Refunds for overpaid amounts

- NM 2 Refunds for overpaid tax
- NM 3 Refunds for overpaid payments for foreign dividends
- NM 4 Overpayment on amended assessment
- NM 5 Overpayment on income statements
- NM 6 Refunds after 4-year period ends
- NM 7 Refunds to PAYE intermediaries
- NM 8 Overpaid tax for resident passive income or non-resident passive income
- NM 9 Calculations for attributed and non-attributed fringe benefits

Use of refunds

- NM 10 Using refund to satisfy tax liability
- NM 11 Using GST refund to pay instalment of provisional tax
- NM 12 Reduction in provisional tax liability

Limits on refunds and transfers

ICA companies

- NM 13 Limits on refunds for ICA companies
- NM 14 Limits on refunds when company stops being ICA company
- NM 15 Changes in credit balances
- NM 16 Treatment of amounts not refunded
- NM 17 Treatment of further income tax paid

Companies receiving foreign dividends

- NM 18 Limits on refunds related to foreign dividends
- NM 19 Treatment of financial arrangements
- NM 20 Treatment of amounts not refunded
- NM 21 Refunds when net losses used to reduce net income

Maori authorities

- NM 22 Limits on refunds for Maori authorities
- NM 23 Limits on refunds when Maori authority no longer exists
- NM 24 Increase in credit balances
- NM 25 Treatment of amounts not refunded
- NM 26 Treatment of further income tax paid
- NM 27 Application when no credits arise

Persons with policyholder credit accounts

- NM 28 Limits on refunds for PCA persons
- NM 29 Limits on refunds when person no longer PCA person
- NM 30 Changes in credit balances
- NM 31 Treatment of amounts not refunded

Qualifying companies

NM 32 Application of sections NM 13 to NM 17 to qualifying companies

Certain unit trusts and group investment funds

NM 33 Limits on refunds for certain unit trusts and group investment funds

NP-Intermediaries

Introductory provision

NP 1 What this subpart does

PAYE intermediaries

Obligations and treatment of PAYE intermediaries

- NP 2 PAYE intermediaries
- NP 3 Requirements for listed PAYE intermediaries
- NP 4 Payment of subsidies to certain PAYE intermediaries
- NP 5 Subsidy claims
- NP 6 Operation of PAYE intermediaries' trust accounts

Employers' responsibilities

- NP 7 General responsibilities of employers
- NP 8 Information required from employers
- NP 9 Authorised transfers from accounts
- NP 10 When transfers from accounts not authorised
- NP 11 Employer's superannuation contributions
- NP 12 When payments made directly to employees

PAYE intermediaries' responsibilities

- NP 13 General responsibilities of PAYE intermediaries
- NP 14 Collection, payment, and information requirements
- NP 15 When employers have authorised transfers from accounts
- NP 16 Obligations for employer's superannuation contributions

Tax pooling intermediaries

- NP 17 Tax pooling intermediaries
- NP 18 Deposits in tax pooling accounts
- NP 19 Transfers from tax pooling accounts
- NP 20 Refusals to transfer amounts
- NP 21 Refunds from tax pooling accounts