



THE UNIVERSITY OF AUCKLAND
BUSINESS SCHOOL

The University of Auckland Business School

Course Outline 2014

COMLAW 751

Semester 1 (*Not available in 2014 but will be available in 2015*)

Course Prescription

An advanced study of the taxation rules applying to Property Transactions. The course provides both a theoretical background and detailed technical knowledge of the scope and application of the most significant regimes for the taxation of property as found in part C of the Income Tax Act 2007.

Goals of the Course

The paper is an advanced course studying the New Zealand's tax regime applying to taxation Property Transactions. The objectives of the course are to provide students with both a theoretical background and high level of technical knowledge of the scope and application of the taxation of land and personal property under the Income Tax Act 2007.

Learning Outcomes

Students who take and pass this course will be able to:

1. Identify and comprehend the major aspects of the taxation of land and personal property in the Income Tax Act 2007
2. Analyse the policies and principles underlying those regimes
3. Appraise and analyse between the different tax treatment of comparable structures and types of income and expenditure in property transactions
4. Analyse the application of the tax regime to property transactions for the purposes of providing tax advice and administering the tax system
5. Demonstrate by synthesis enhanced research and writing.
6. Evaluate the nature and scope of taxation in respect of property transactions, the policy underpinning the law and the reasons for exceptions to it

Learning and Teaching

Taxation of property is a lectured and discussion based programme.

The course will be taught on an intensive basis over 3 days on:

- Thurs – Sat, (*Not available in 2014 but will be available in 2015*)

- Times for the sessions each day will be detailed with a course contents schedule but broadly is 9am to 5pm. It is likely that the finishing time for Saturday is earlier than 5pm.

Teaching Staff:

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Learning Resources

There is no prescribed text as such but a book with course materials will be available for enrolled students and it is essential that students have a copy of the Income Tax Act 2007. Students will also be expected to be able to make use of the appropriate library and internet resources, including but not limited to:

- New Zealand case law;
- Academic journals (held in the Auckland University collections or on Lexis/ Nexis);
- New Zealand Government materials, including:
 - All published New Zealand IRD material
 - New Zealand Government Discussion Documents
 - New Zealand Consultative Committee Documents
 - Statutory material both current and historical.

There are a variety of on-line resources available that will assist students in this course. Davis Law Library staff are available to assist students in accessing all on-line materials available. A course book will be distributed to students prior to the course. Please endeavour to have read as much as you can.

Assessment

The final grade for the course is made up by the following:

Attendance and Participation in seminars	20%
Final Take-home Exam	80%

Any piece of written work requires students to demonstrate knowledge of the relevant sections of the Income Tax Act 2007 that apply to property transactions in New Zealand, thereby testing their depth of knowledge and understanding of the relevant legislation.

Plusage does not apply.

Please refer to the Postgraduate Guide 2014 for further information.

Attendance and Participation

Attendance and participation are worth 20% of the final grade. Allocating marks to class participation reflects the desire to encourage feedback and discussion within the course. As the course materials are circulated prior to the intensive classes, all students need to have read and considered this material prior to the class, and be prepared to discuss them. The small size of the classes encourages interaction and student participation.

Final Exam

All students will be required to complete a take-home exam worth 80% of their final grade. This final exam will be the same for all students, offer the choice of one of two possible questions and will raise a number of issues and topics covered during the course. Students will have two-three weeks to complete the final exam paper.

Programme and Course Advice

Prerequisite: Selected Applicants with BCom, BCom(hons), LLB, LLB(hons) or similar.