

# Establishment of trees in a carbon sink forest

How to complete the *Notice of establishment of trees in a carbon sink forest*.

## HOW TO COMPLETE YOUR FORM

### Section A: Applicant details

You have to be operating a business to qualify for a deduction. Provide the name, address, contact person and ABN of your business in this section of the form. You also need to include the income year and the amount of expenditure for the claim.

Show the expenditure you incurred (that is eligible for tax deductibility under this measure) to establish the trees.

➤ For more information on eligible expenditure refer to our website [www.ato.gov.au/taxprofessionals](http://www.ato.gov.au/taxprofessionals)

### Section B: Details of the area occupied by the trees

We will use the information provided by you in Section B to assess whether your carbon sink forest meets conditions provided under subsection 40-1010(2) of the *Income Tax Assessment Act 1997*. In particular, the trees have to

- occupy a continuous land area in Australia of 0.2 hectares or more (forests not occupying a continuous land area are separate carbon sink forests.)
- attain a crown cover, more likely than not, of 20% or more and reach a height of at least 2 metres
- be established on land that was clear of other trees (as defined above) on 1 January 1990
- be established in accordance with the environmental and natural resource management guidelines.

- For more information about:
- defining the area of a carbon sink forest refer to [www.climatechange.gov.au](http://www.climatechange.gov.au)
  - the environmental and natural resource management guidelines refer to [www.comlaw.gov.au](http://www.comlaw.gov.au)

For multiple carbon sink forests, provide information that clearly identifies the characteristics of each forest. You may need to attach this information.



### Question 7 and 8

#### Location of the carbon sink forests

Provide a latitude and longitude (using the Geocentric Datum of Australia 1994) that correlates, as accurately as possible, to the central location of the area occupied by the trees and at least four boundary compass points that give a general outline of the perimeter of the area occupied by the trees.

You may submit latitudes and longitudes in: degrees, minutes and seconds or in decimal degrees.

The Geocentric Datum of Australia 1994 is the Australian coordinate system, and is part of a global coordinate reference frame. It is directly compatible with satellite-based navigation systems such as the Global Positioning System (GPS).

➤ For more information about the Geocentric Datum of Australia 1994 refer to [www.ga.gov.au/geodesy/datums/gda.jsp](http://www.ga.gov.au/geodesy/datums/gda.jsp)

You need to provide additional compass points, and/or a description of the shape of the area of trees if the four boundary compass points do not clearly describe the shape of the area occupied by the trees.

You may provide imagery (satellite imagery, aerial photographs) of the area occupied by the trees, with the perimeter marked. You can also provide information from cadastral maps, where available.

If you have multiple carbon sink forests, provide separate location details for each forest.

### Question 9

#### Species of trees established

List the tree species in your carbon sink forest. If you have a mixed species environmental planting, include all species that have been established.

If you have established multiple carbon sink forests, and the tree species established for each forest differ, clearly show all the species established in each forest.

### Question 10

#### Estimated number of trees established per hectare

Estimate the number of trees established per hectare for your carbon sink forest. If you have multiple carbon sink forests, and the number of trees established per hectare differs between these forests, clearly identify the number of trees established per hectare for each forest.

### Question 11

#### Environmental and natural resource management guidelines

Provide details of how the establishment of the trees meets each of the four environmental and natural resource management guidelines. Attach separate documentation providing these details.

For multiple carbon sink forests, provide information about any differences between the forests in meeting the environmental and natural resource management guidelines. If there is information that is common across different forests, you only need to tell us once, as long as it's clear this information is common across all forests.

➤ For more information about how to comply with the environmental and natural resource management guidelines, visit [www.climatechange.gov.au](http://www.climatechange.gov.au) and search for 'land tax deduction'.

### Section C Declaration

The entity making the claim or a duly authorised representative of the entity such as your accountant or tax agent should sign the declaration.

#### Lodge your application:

- within five months of the end of the income year, or
- with your tax return if it's lodged less than five months after the end of the income year.

Keep a copy of your completed form for your records and send the original to us at:

**Australian Taxation Office**  
**PO Box 3514**  
**Albury NSW 2640**

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## OUR COMMITMENT TO YOU

We are committed to providing you with accurate, consistent and clear information to help you understand your rights and entitlements and meet your obligations.

If you follow our information in this publication and it turns out to be incorrect, or it is misleading and you make a mistake as a result, we must still apply the law correctly. If that means you owe us money, we must ask you to pay it but we will not charge you a penalty. Also, if you acted reasonably and in good faith we will not charge you interest.

If you make an honest mistake in trying to follow our information in this publication and you owe us money as a result, we will not charge you a penalty. However, we will ask you to pay the money, and we may also charge you interest.

If correcting the mistake means we owe you money, we will pay it to you. We will also pay you any interest you are entitled to.

If you feel that this publication does not fully cover your circumstances, or you are unsure how it applies to you, you can seek further assistance from us.

We regularly revise our publications to take account of any changes to the law, so make sure that you have the latest information. If you are unsure, you can check for a more recent version on our website at [www.ato.gov.au](http://www.ato.gov.au) or contact us.

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# Notice of establishment of trees in a carbon sink forest

## WHO SHOULD COMPLETE THIS FORM?

Complete this form if you are claiming a tax deduction for the costs of establishing trees in a carbon sink forest. You must lodge this form when you lodge your tax return or five months after the end of the income year (whichever is earlier).

## HOW TO COMPLETE THIS FORM

- Fill it in on screen
- Print out **TWO** copies, one for lodgment and one for your records
- Ensure you **sign the declaration** before lodgment.

➤ For information about whether you can claim a deduction for establishing trees in a carbon sink forest:  
■ check our website at [www.ato.gov.au](http://www.ato.gov.au) or  
■ phone us on **13 28 66** between 8.00am and 6.00pm, Monday to Friday.

❗ If there is insufficient space, attach a separate sheet with the relevant details.

## Section A: Your details

### 1 Business name

### 2 Australian business number (ABN)

### 3 Full business address

  

Suburb/town/locality

State/territory

Postcode

### 4 Authorised contact person

Name

Daytime phone number (including area code)

### 5 Year of income

### 6 Expenditure incurred in establishing the trees

\$ ,,.

## Section B: Details of the area occupied by the trees

If you have multiple carbon sink forests you may have to provide additional information. Refer to the Instructions for further information.

### 7 Provide a central point within the area occupied by the trees, and four boundary compass points that give a general outline of the perimeter, using the Geocentric Datum of Australia

Central point:

Latitude  Longitude

Boundary compass points:

Latitude  Longitude

Latitude  Longitude

Latitude  Longitude

Latitude  Longitude

### 8 Describe the shape of the area occupied by the trees, including the size (in hectares). You may also provide imagery (satellite imagery, aerial photographs) with the perimeter marked and/or information from cadastral maps.

### 9 Species of trees established

Species 1

Species 2

Species 3

### 10 Estimated number of trees established per hectare of the area per hectare

### 11 Provide details of how the establishment of the trees meets the environmental and natural resource management guidelines relating to the establishment of trees for the purposes of carbon sequestration.

In particular, provide details or copies of documentation demonstrating how:

- a) The carbon sink forest establishment was based on regionally applicable best practice approaches for achieving multiple land and water environmental benefits.
- b) The carbon sink forest establishment activities were guided by regional natural resource management plans and water sharing plans. Environmental impacts at a catchment scale should be considered. Demonstrate that water access entitlements were obtained in cases where establishment of the carbon sink forest(s) would represent a significant interception activity in a catchment that has been identified as fully allocated, over-allocated or approaching full allocation, or provide details that demonstrate water access entitlements were not required.
- c) The carbon sink forest establishment activities recognised and adhered to all government regulatory requirements.
- d) Legal rights concerning carbon sequestration in carbon sink forests were registered on the land title in accordance with state and territory government legislation.

Please attach separate document providing details.



To view the environmental and natural resource management guidelines go to [www.comlaw.gov.au](http://www.comlaw.gov.au)

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## Section C: Declaration

### Before you sign this form

Check that you have provided accurate and complete information.

### Penalties

Penalties may be imposed for giving false or misleading information.

### Privacy

We are authorised by the *Taxation Administration Act 1953* to collect the information on this form. The information will help us administer tax laws. We will provide the information on this form to the Department of Climate Change and Energy Efficiency. We may also provide the information to other organisations where authorised by law, for example, the Australian Bureau of Statistics.

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*I declare that the information provided in this statement is true and correct.*

Name of person making declaration

Position held

Daytime phone number (including area code)

Mobile number

Fax number (including area code)

Email address

Signature

Date

Day

Month

Year

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## Lodging your form

Keep a copy of your completed form for your records and return the original to:

**Australian Taxation Office**  
**PO Box 3514**  
**ALBURY NSW 2640**