

# Spotlight on the R&D Tax Concession

**The R&D (Research and Development) Tax Concession is a Commonwealth Government initiative to encourage more R&D to be undertaken in Australia.**



By Gerry Shutt, Group Knowledge Manager, John Holland, in association with the BRITE Project of the CRC for Construction Innovation.

It is administered jointly by AusIndustry and the Australian Tax Office. This concession allows companies to deduct 125 per cent of eligible expenditure incurred on R&D activities from their assessable income when lodging their tax returns. A 175 per cent deduction is available for expenditure that exceeds a three year rolling average.

The tax concession is certainly an incentive for construction companies considering investment in R&D activities. It impacts directly on the bottom line and is therefore very visible to senior management, so it generates a positive attitude and strategic approach to R&D, and certainly helps in the short-term cost-benefit analysis of proposed R&D activities.

The R&D Tax Concession is not just for activities that fit our classic understanding of research – laboratories and people in white coats – it applies more broadly to innovation and the activities necessary to develop and test innovations.

To claim the R&D tax concession a company must be incorporated in Australia, and have prepared and maintained an R&D Plan.

To be eligible for the R&D Tax Concession, the R&D must involve systematic, investigative and experimental activity that:

- involves innovation (contain an appreciable element of novelty) or high levels of technical risk; and
- is carried on for the purpose of acquiring new knowledge or creating new or improved materials, products, devices, processes or services.

A company can also claim for activities that are directly related to the undertaking of R&D support activities.

Other requirements for eligibility are that a company must:

- maintain contemporaneous records to substantiate the R&D activities;
- bear both the financial and technical risk associated with the R&D activities;
- control the R&D project and effectively own the R&D results; and
- intend to exploit the results of the R&D activity on normal commercial terms to the benefit of the Australian economy.

If the R&D activities are for the development of computer software, the company must intend that this software is for multiple sale to non-associates of the company.

Details of how the R&D Tax Concession works are given on the AusIndustry website [www.AusIndustry.gov.au](http://www.AusIndustry.gov.au) under AusIndustry products.

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