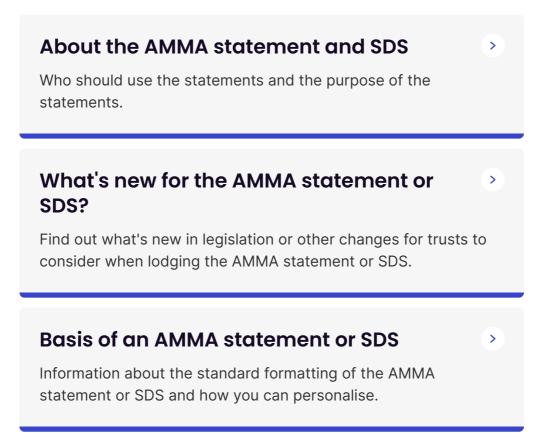


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## Attribution managed investment trust member annual statement and standard distribution statement 2024

Guide to prepare an AMMA statement or an SDS to report tax information to resident individual investors for 2023– 24.

Published 5 June 2024



### AMMA statement or SDS example

A complete example of the AMMA statement or SDS Parts A, B and C for an individual member.

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### **Guidance notes**

Guidance notes to help you complete Parts A, B and C of the AMMA statement or SDS.

# Additional statement information for investors

If Part B is varied then you may also need to vary Part C.

QC 101681

# About the AMMA statement and SDS

Who should use the statements and the purpose of the statements.

Published 5 June 2024

### Using the AMMA statement and SDS

The Attribution managed investment trust member annual (AMMA) statement and the standard distribution statement (SDS) 2024 are the formats recommended by:

- the Australian Taxation Office (ATO)
- the Financial Services Council (FSC)
- the Australian Custodial Services Association (ACSA).

This document provides guidance to prepare an AMMA statement or an SDS. Parts A and B are common to both statements. There are 2 Part Cs to cater for the distinct requirements of an AMMA statement and SDS. The information below is an example of how to complete the AMMA and SDS.

Use these guidance statements for disclosure by trusts of tax information to resident and non-resident individuals to complete 2024 tax returns, relevant schedules and other requirements.

Trustees of attribution managed investment trusts (AMITs) and attribution corporate collective investment vehicle (CCIV) sub-fund trusts must give an AMMA statement within 3 months of the end of the income year to each person who was a member of the trust during the income year. Trustees of non-AMITs and non-attribution CCIV subfund trusts should use the SDS for their investors.

Both formats align with the *Annual investment income report* (AIIR). All managed investment trusts (MITs) and attribution CCIV sub-fund trusts are required to lodge an AIIR.

The 2024 statements that appear below include example amounts that are referred to in the guidance notes that follow them.

Since 2017–18, trustees of MITs must apply the 2011 trust streaming provisions. The streaming rules don't apply to AMITs, which are subject to the separate attribution rules that enable capital gains and franked distributions to be attributed to members for tax purposes.

### Abbreviations and glossary

Term	Definition			
Attribution CCIV sub-fund trust	A CCIV sub-fund trust that is treated as an AMIT for an income year because it satisfies certain AMIT eligibility criteria in Division 276 of the <i>Income Tax Assessment</i> <i>Act 1997</i>			
CCIV sub-fund trust	A sub-fund of a CCIV that, for tax purposes, is taken to be a separate unit			

# Table: abbreviations and glossary of terms used in these instructions

	trust.
Excluded from NCMI amounts	Fund payments that are attributable to income that would be NCMI but for:
	<ul> <li>Subsection 12-437(5) of Schedule 1 to the TAA – Approved economic infrastructure facility exception</li> </ul>
	<ul> <li>Section 12-440 of Schedule 1 to the TAA         <ul> <li>Transitional – MIT cross staple             arrangement income</li> </ul> </li> </ul>
	<ul> <li>Section 12-447 of Schedule 1 to the TAA         <ul> <li>Transitional – MIT trading trust income</li> </ul> </li> </ul>
	<ul> <li>Section 12-449 of Schedule 1 to the TAA         <ul> <li>Transitional – MIT agricultural income</li> </ul> </li> </ul>
	<ul> <li>Section 12-451 of Schedule 1 to the TAA         <ul> <li>Transitional – MIT residential housing income.</li> </ul> </li> </ul>
Member component	For an AMIT or attribution CCIV sub-fund trust, the investor's member component of a particular character – that is, the amount of the AMIT or attribution CCIV sub-fund trust's determined trust component of that character that is attributable to the member in accordance with section 276- 210 of the ITAA 1997
Multi-class AMIT	A multi-class attribution managed investment trust that has elected for classes to be treated as separate AMITs
Net income	<ul> <li>For an AMIT or attribution CCIV sub- fund trust – the total of the trust components of a character relating to assessable income as worked out under sections 276-265 and 276-270 of the ITAA 1997</li> <li>For a non-AMIT – the net income of the trust calculated under section 95 of the ITAA 1936</li> </ul>
Non-AMIT	A trust (including a CCIV sub-fund trust) other than an AMIT or attribution CCIV sub-fund trust

NCMI	<ul> <li>Non-concessional managed investment trust (MIT) income. A fund payment will be attributable to NCMI if it is:</li> <li>MIT cross staple arrangement income</li> <li>MIT trading trust income</li> <li>MIT agricultural income</li> <li>MIT residential housing income.</li> </ul>
Share	<ul> <li>This will depend on the context, however, generally a reference to an investor's share will be:</li> <li>for an AMIT or attribution CCIV sub-fund trust – the investor's member component(s) of a particular character</li> <li>for a non-AMIT – the investor's share of the net income (or of a component of the net income) determined in accordance with Division 6 and/or Division 6E of Part III of the ITAA 1936.</li> </ul>
TAA	Taxation Administration Act 1953

### Purpose

This guide is designed to help those preparing AMMA statements or an SDS, understand both:

- the basis for the format of the 2024 statement
- the rationale behind the various items disclosed on the statement.

The information contained in this guide and the sample AMMA statement or SDS is not an ATO interpretive advice or a statement of the ATO's interpretation of the taxation laws relevant to the items included in the statement and the notes, their character and calculation of their amounts. These notes don't set out a precedential ATO view.

For more information, see ATO advice and guidance.

Continue to: What's new for the AMMA statement and SDS?

# What's new for the AMMA statement or SDS?

Find out what's new in legislation or other changes for trusts to consider when lodging the AMMA statement or SDS.

Published 5 June 2024

In the AMMA statement or SDS for 2024, we:

- Updated wording throughout to align the AMMA statement and SDS guide with the Full Federal Court's decision in *Burton v Commissioner of Taxation* [2019] FCAFC 141 (Burton) and in line with the Burton Enduring Solution, as co-developed with Industry, including
  - Updated guidance on how foreign capital gains and any foreign income tax offsets attached to foreign capital gains are reported to members in the AMMA statement and to unitholders in the SDS.
  - Updated wording in 'Notes' throughout.
- New guidance is provided throughout to facilitate standardised industry reporting of foreign income tax offsets arising from foreign capital gains. We understand system updates to implement the standardised reporting may take time. In the interim, Industry should ensure members have sufficient information to fulfil their lodgment obligations (See, Guidance note 5).
- Updates have been made to tables to rectify calculation errors.

Continue to: Basis of an AMMA statement or SDS

Return to: About the AMMA statement and SDS

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### **Basis of an AMMA statement or SDS**

Information about the standard formatting of the AMMA statement or SDS and how you can personalise.

Published 5 June 2024

### **Standard format**

The standard format deals with most but not necessarily all of the potential scenarios that a trustee may encounter.

The 2024 format shows most of the potential information that a trustee may need to provide to enable an individual investor to prepare their tax return. Contact **ato-dmi@ato.gov.au**, if in these instructions:

- you find omissions
- the trust's circumstances are outside those shown in the standard format
- you have other feedback.

Trustees may personalise the format, for example, by adding headers and deleting lines that are not relevant to their circumstances. Trustees may also add additional information to assist investors in understanding the AMMA statement or SDS.

The format is based on the standard information needs of a resident individual and other investors in a trust operated by the funds management industry. It also allows trusts to provide statements to non-residents. For instance, you may want to provide additional information for payments to other trusts that may provide statements to non-residents. You will find additional information specific for other entities, such as bare trusts or investor directed portfolio service (IDPS) like entities, in **Attachment 1**.

Information in the statement addresses the circumstances of investors who hold membership interests on capital account and for whom distributions labelled as 'non-assessable amounts' are not themselves statutory income or ordinary income of the investor. The investor is assumed to be a resident for the whole of the income year, unless otherwise indicated.

The statement aligns with the information provided on the AllR which is used to pre-fill information into the tax returns of resident individuals. **Attachment 2** shows the AllR reference number for those fields on the statement that map to the AllR.

Trustees of MITs that have not elected into the AMIT regime, and trustees of CCIV sub-fund trusts that are not treated as an AMIT in an income year, should apply relevant provisions of the income tax law in preparing the taxation information in the SDS, in particular Division 6 of Part III of the *Income Tax Assessment Act 1936* (ITAA 1936).

Trustees of MITs that have elected into the AMIT regime and trustees of attribution CCIV sub-fund trusts should apply relevant provisions of the income tax law in preparing the taxation information in the AMMA statement. In particular, trustees should consider the requirements of Subdivision 276-H of the *Income Tax Assessment Act 1997* (ITAA 1997) concerning AMMA statements to ensure they comply with those requirements. Depending on the circumstances of the AMIT or attribution CCIV sub-fund trust, trustees may need to include additional information in the AMMA statement.

Trustees should carefully consider the specific facts and circumstances (including any specific legislative regime) applying to the trust, especially in determining the nature of distribution components or member components for attribution purposes, for example, the tax character of gains on assets advised to investors.

The 2024 statements are current as at May 2024.

### **Basic structure**

The basic structure consists of 3 parts.

A trustee of a multi-class AMIT may make a choice under section 276-20 of the ITAA 1997 to treat each class as a separate AMIT for the purposes of Division 276 (multi-class election). Where a multi-class election has been made, the trustee must give an AMMA statement to the investor advising of their member components arising from the attribution of the trust components related to each class, and the name of the AMIT class should be identified preceding part A or in the accompanying letter. A CCIV with more than one CCIV sub-fund trust must prepare separate AMMA statements for the investors in each of its attribution CCIV subfund trusts and separate SDS for the investors in each of its nonattribution CCIV sub-fund trusts. The statements for each of its subfund trusts should reflect the amounts referable to investors in that sub-fund trust.

**Part A** provides information about the details the trust holds about the investor. It provides a prompt for investors to update their details if they are incorrect.

**Part B** explains where amounts that are attributed or distributed are taken into account in completing the *Tax return for individuals* (*supplementary section*) 2024 for resident individual investors or myTax. Contact **ato-dmi@ato.gov.au** if there are other items that should be included.

For resident individual investors with straightforward circumstances, the information in part B should be sufficient to complete their tax return.

**Part C** explains the components for an attribution (AMMA statement) or a distribution (SDS). Two part Cs are provided as requirements for an AMMA statement differ from those of an SDS. The table format is optional.

The numbers inserted by way of example in part C may not always seem to reconcile. Where this happens, the guidance notes provide an explanation for the variation. If this arises in an AMMA statement or SDS prepared for an investor, the trustee may insert a note to explain the variation to avoid unnecessary enquiries from investors.

Some trustees provide a **consolidated statement** for investors. Where a trustee provides a consolidated statement, the trustee must also provide a separate statement for each trust listed in the consolidated statement that aligns with what is reported in the AlIR. For example, where there are 3 AlIRs for 3 trusts, there will be 3 statements included in the consolidated statement showing the components of the distribution or amounts that are attributed for each trust.

Continue to: AMMA statement or SDS example

Return to: What's new for the AMMA statement or SDS?

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## AMMA statement or SDS example

A complete example of the AMMA statement or SDS Parts A, B and C for an individual member.

Published 5 June 2024

The numerical amounts shown within the tables throughout Parts B and C are only intended to be a hypothetical example.

# Tax return information for the year ended 30 June 2024

The information shown on this statement is also reported to the ATO:

- Part A Your details
- Part B Summary of 2024 tax return (supplementary section) items
- Part C AMMA: Components of an attribution
- Part C SDS: Components of a distribution

#### Part A – Your details

#### Table 1 - Part A - Your details example

ltem	Your details
Your name	[Name]
You are recorded as being a	[Individual / Company / Partnership / Superannuation fund / Trustee / Custodian / Nominee]
Australian tax file number (TFN)	[Provided / Not Provided]

Country of residence at 30 June 2024	[Country]
Tax identification number (TIN) for country of residence	[Provided / Not Provided]

If any of the above is incorrect, update your details with your trustee.

# Part B – Summary of 2024 tax return (supplementary section) items

If you use a tax agent to prepare your income tax return, advise them to rely on the information in **this** statement rather than information that may be displayed in the **Online Services for Agents**.

If you use myTax to prepare your income tax return, check the prefilled amounts against this statement and correct them if necessary. Depending on your circumstances, you may also need to use the data in part C (for example, if you are required to perform additional calculations or if you are a non-resident individual).

If numerical amounts in the tables below are blank, they are nil amounts.

# Table 1: Part B – Partnerships and trusts – Primaryproduction example

Question	Amount	Label on tax return
Share of net income from trusts	\$	13L
Other deductions relating to amounts shown at share of net income from trusts	\$	13X

# Table 2: Part B – Partnership and trusts – Non-primaryproduction example

Question	Amount	Label on tax return
----------	--------	------------------------

Share of net income from trusts, less capital gains, foreign income and franked distributions	\$105	13U
Franked distributions from trusts	\$100	13C
Other deductions relating to non- primary production income	\$4	13Y

# Table 3: Part B – Share of credits from income and tax offsets example

Question	Amount	Label on tax return
Share of credit for tax withheld where Australian business number not quoted	\$	13P
Share of franking credit from franked dividends	\$30	13Q
Share of credit for tax file number amounts withheld from interest, dividends and unit trust distributions	\$	13R
Share of credit for tax paid by trustee	\$	13S
Share of credit for foreign resident withholding amounts (excluding capital gains)	\$25	13A
Share of National rental affordability scheme tax offset	\$	13B
Early stage venture capital limited partnership: current year tax offset	\$	Т7К
Early stage investor: current year tax offset	\$	T8L

Other refundable tax offsets: Exploration credits	\$ T9P (code E)
Exploration credits	(Code E)

### Table 4: Part B – Capital gains example

Question	Amount	Label on tax return
Net capital gain (see <u>Note 1a</u> )	\$155	18A
Total current year capital gains	\$225	18H
Credit for foreign resident capital gains withholding amounts	\$	18X

### Table 5: Part B – Foreign entities example

Question	Amount	Label on tax return
Controlled foreign company (CFC) income	\$	19K
Transferor trust income	\$	19B

# Table 6: Part B – Foreign source income and foreignassets or property example

Question	Amount	Label on tax return
Assessable foreign source income	\$282	20E
Net foreign rent	\$	20R
Other net foreign source income	\$282	20M
Australian franking credits from a New Zealand franking company	\$	20F

Foreign income tax offset (see	\$119	200
<u>Note 1</u> )		

#### Table 7: Part B – Other income example

Question	Amount	Label on tax return
Category 4 rebates	\$	24V

**Note 1**: The FITO includes any FITO attached to foreign capital gains, as well as all other FITO amounts. The FITO attached to foreign capital gains will be proportionately reduced to the extent that capital losses have been applied to reduce the gross foreign capital gains but will not be reduced for the CGT discount applied to discountable foreign capital gains at the trust level. Table 4 - Part C provides a breakdown of any FITO amounts. In this example, the \$119 FITO comprises 3 separate amounts being: a foreign tax offset 'applicable to discountable foreign capital gains' \$5, and 'foreign tax offset applicable to other income' \$100.

To work out your foreign income tax offset (FITO) entitlement, see

- 20 Foreign source income and foreign assets or property 2024
- Guide to foreign income tax offset rules 2024.

**Note 1a**: Capital gains (both foreign and domestic) are reduced for any capital losses and/or the application of the CGT discount (where available) at the trust level.

### Part C – AMMA: Components of an attribution

If numerical amounts in the tables below are blank, they are nil amounts. If the 'label on tax return' is blank in the tables below, you should consider whether a label is required when preparing the AMMA.

Question	Cash	Tax paid	Attribution	L
	distribution	or		ο
		franking		r

	(see <u>Note 2</u> )	credit (grossed up)	
Interest	\$40	\$	\$40
Dividends	\$60	\$	\$35
Dividends: unfranked amount declared to be conduit foreign income (CFI)	\$60	\$	\$60
Dividends: unfranked amount not declared to be CFI	\$	\$	\$
Dividends: less listed investment company (LIC) capital gain deduction	\$	\$	-\$25
Other assessable Australian income (see <u>Note 3</u> )	\$15	\$	\$15
NCMI – Non- primary production (see <u>Note 4</u> )	\$15	\$	\$15
Excluded from NCMI – Non-primary production (see <u>Note 4</u> )	\$	\$	\$

Non-primary production income (A)	\$130	\$	\$105
NCMI – Primary production (see <u>Note 5</u> )	\$	\$	\$
Excluded from NCMI – Primary production (see <u>Note 5</u> )	\$	\$	\$
Primary production income (B)	\$	\$	\$
Dividends: franked amount (Franked distributions) (X)	\$70	\$30	\$100

### Table 2: Part C – Capital gains example

Capital gains	Cash distribution (see <u>Note 2</u> )	Foreign tax paid (see <u>Note 6a</u> )	Attribution	Labe on ta retur
Capital gains discount – Taxable Australian property (TAP)	\$	\$	\$	_
Capital gains discount – Non- taxable	\$56	\$14	\$70	_

Australian property (see <u>Note</u> <u>6</u> )				
Capital gains other – Taxable Australian property	\$65	\$	\$65	_
Capital gains other – Non- taxable Australian property	\$15	\$5	\$20	_
NCMI capital gains (see <u>Note 7</u> )	\$20	\$	\$20	_
Excluded from NCMI capital gains (see <u>Note 7</u> )	\$10	\$	\$10	_
Net capital gain	\$136	\$19	\$155	18A
AMIT CGT gross up amount	\$	\$	\$70	_
Other capital gains distribution	\$70	\$	\$	_
Total current year capital gains (C)	\$206	\$19	\$225	18H 20C

Foreign income	Cash distribution (see <u>Note 2</u> )	Foreign tax paid (see <u>Note 6a</u> ) or franking credit	Attribution	Lab on t retu
Other net foreign source income	\$182	\$100	\$282	20
Net foreign rent	\$	\$	\$	20
Assessable foreign source income	\$182	\$100	\$282	20 20
Australian franking credits from a New Zealand franking company	\$	\$	\$	20
CFC income	\$	\$	\$	19
Transferor trust income	\$	\$	\$	19
Total foreign income (D)	\$182	\$100	\$282	_

### Table 3: Part C – Foreign income example

Table 4: Part C – Tax offsets example

Tax offsets	Amount	Label on tax return
Foreign tax offset applicable to discountable capital gains (see <u>Note 7a</u> )	\$14	
Foreign tax offset applicable to other capital gains	\$5	
Foreign tax offset applicable to other income	\$100	
Foreign income tax offset (see Note 7b)	\$119	200
Franking credit tax offset	\$30	13Q
Total tax offsets (E)	\$149	_

# Table 5: Part C – Other non-assessable amounts and cost base details example

Other non- assessable amounts	Cash distribution	Attribution amount	Other amount
Net exempt income	\$	\$	\$
Non-assessable non-exempt amount (F) (see <u>Note 8</u> )	\$25	\$25	\$
Other non- attributable amounts (see <u>Note 9</u> )	\$	\$	\$
Gross cash distribution (G)	\$613	\$	\$613

(see <u>Note 8</u> )		
AMIT cost base net amount – excess (decrease) (see <u>Note 9</u> )	\$ \$	\$25
AMIT cost base net amount – shortfall (increase) (see <u>Note 9</u> )	\$ \$	_

# Table 6: Part C– Other amounts deducted from trust distributions example

Other amounts deducted from trust distribution	Cash amount	Label on tax return
TFN amounts withheld	\$	13R
Other expenses	-\$4	13Y
Non-resident withholding tax	-\$25	13A
Credit for foreign resident capital gains withholding amounts	\$	18X
Other income Category 4: Rebates	\$	24V
Net cash distribution	\$584	_

Table 7: Part C – Reporting for the purposes of nonresident withholding tax and income tax example. Fields that may be included in tables 1 to 6 are also shown.

Non-resident reporting	Attribution amount	Tax paid	Label on tax return
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Table 1 – Interest exempt from withholding	\$	\$	_
Table 6 – Non-resident withholding amount (see <u>Note 10</u> )	\$40	\$4	_
Table 6 – Non-resident member para 276- 105(2)(a) or (b) assessable amount	\$	\$	_
Table 6 – Non-resident member para 276- 105(2)(c) assessable amount	\$	\$	_
Table 6 – Managed investment trust fund payments (see <u>Note 11</u> )	\$95	\$21	_
Deemed payment – Dividend	\$0	\$	_
Deemed payment – Interest	\$10	\$1	_
Deemed payment – Royalties	\$	\$	_
Deemed payment – Fund payment	\$	\$	_

**Note 2:** The Cash distribution column in **tables 1**, **2** and **3** is shown because some investors have requested it. At **table 5** trustees can either:

- disclose the cash distribution of each individual component
- choose to only disclose the total gross cash distribution.

**Note 3:** This may include management fees, rent and royalties. If royalties are present, you need to show them separately for the benefit of flow through entities which may have to distribute to non-residents. You can do this by having a line for 'royalties' and a line for 'other'.

**Note 4:** Amounts you show here, you must also show at question **13U Non-primary production income**.

**Note 5:** Amounts you show here, you must also show at question **13L Primary production**.

**Note 6:** Capital gains (both foreign and domestic) are reported as the net amount, reduced for any capital losses and/or CGT discount applied at the trust level.

**Note 6a:** The tax offset is available to non-residents only in circumstances where the foreign income distributed to the non-resident is included in their assessable income in Australia.

**Note 7:** The **net capital gain** amounts at **18A** include the components of 'NCMI capital gains' and 'Excluded from NCMI capital gains' (shown for non-resident withholding tax purposes only). The NCMI amounts disclosed are informational only.

**Note 7a:** The foreign tax offset is adjusted for capital losses applied but is not reduced for the CGT discount applied to those foreign capital gains at the trust level.

**Note 7b**: Investors need to calculate their FITO under Division 770 of the ITAA 1997. Where a foreign capital gain is reduced for capital losses, the FITO reported in the AMMA statement will be reported as the original foreign tax gross-up amount (but not reduced for any CGT discount applied to those foreign capital gains at the trust level). To provide AMITs and their investors with the necessary information the trustee will provide a breakdown of the FITO amount reported in the AMMA statement across the following:

- foreign tax paid on discount capital gains
- foreign tax paid on other capital gains
- other foreign tax payments.

**Note 8:** (F) and (G) are used in the calculation of the AMIT cost base net amount – excess (decrease) or shortfall (increase) amount. See guidance <u>Note 16</u> for more information.

**Note 9:** Other non-attributable amounts are cash distributions and other entitlements from an AMIT or attribution CCIV sub-fund trust that exceed the attribution amount, to the extent they are not already shown in other tables. For a non-AMIT, these broadly correspond to amounts that are categorised as, for example, tax deferred amounts

(including returns of capital) and tax-free amounts (other than those amounts that are included in net exempt income). As these amounts comprise cash distributions by the AMIT or attribution CCIV sub-fund trust, they are reflected in the calculation of the AMIT or attribution CCIV sub-fund trust cost base net amount – excess (decrease) or shortfall (increase) shown in **Table 5: Part C – Other non-assessable amounts and cost base details example**. It doesn't include **Other capital gains distributions** which are shown in **Table 2: Part C – Capital gains example**.

**Note 10:** These are amounts related to payments of dividends, interest and royalties (DIR). If an amount shown here is resulting from income that is attributable to NCMI, a MIT withholding tax at a rate of 30% will apply.

**Note 11:** These are fund payment amounts. DIR amounts are excluded and are not shown here. Amounts withheld from NCMI or Excluded from NCMI are not shown here.

### Part C – SDS: Components of a distribution

If numerical amounts in the tables below are blank, they are nil amounts. If the 'label on tax return' is blank in the tables below, you should consider whether a label is required when preparing the SDS.

Australian income	Cash distribution	Tax paid or franking credit	Taxable amount	Lab on ta retu
Interest	\$40	\$	\$40	_
Dividends	\$60	\$	\$35	_
Dividends – unfranked amount declared to be CFI	\$60	\$	\$60	_
Dividends – unfranked amount not	\$	\$	\$	_

Table 1: Part C – Australian i	ncome example
--------------------------------	---------------

declared to be CFI			
Dividends – less LIC capital gain deduction	\$	\$ -\$25	_
Other assessable Australian income – royalties	\$15	\$ \$15	_
NCMI – Non- primary production (see <u>Note 12</u> )	\$15	\$ \$15	_
Excluded from NCMI – Non-primary production (see <u>Note 12</u> )	\$	\$ \$	_
Less other allowable trust deductions	\$	\$ \$	_
Non-primary production income (A)	\$130	\$ \$105	131
NCMI – Primary production (see <u>Note 13</u> )	\$	\$ \$	_
Excluded from NCMI – Primary Production (see <u>Note 13</u> )	\$	\$ \$	_
Primary production	\$	\$ \$	13

Income (B)				
Dividends – Franked amount (Franked distributions) (X)	\$70	\$30	\$100	13C,1

# Table 2: Part C – Capital gains example

Capital gains	Cash distribution	Foreign tax paid (see <u>Note 14a</u> )	Taxable amount	Label on tax return
Capital gains discount – Taxable Australian property	\$	\$	\$	_
Capital gains discount – Non- taxable Australian property (see <u>Note</u> <u>14</u> )	\$56	\$14	\$70	_
Capital gains other – Taxable Australian property	\$65	\$	\$65	_
Capital gains other – Non- taxable Australian property	\$15	\$5	\$20	

NCMI capital gains (see <u>Note</u> <u>15</u> )	\$20	\$	\$20	_
Excluded from NCMI capital gains (see <u>Note</u> <u>15</u> )	\$10	\$	\$10	_
Net capital gain	\$136	\$19	\$155	18A
CGT concession amount (see <u>Note</u> <u>16</u> )	\$70	\$	\$70	_
Total 2023–24 capital gains (C)	\$206	\$19	\$225	18H, 200

### Table 3: Part C – Foreign income example

Foreign income		Foreign tax paid ion (See <u>Note</u> <u>14a</u> )	Taxable amount	Label on tax return
Other ne foreign source income	et <b>\$182</b>	\$100	\$282	20M
Net fore rent	ign \$	\$	\$	20R

Assessable foreign source income	\$182	\$100	\$282	20E, 200
Australian franking credits from a New Zealand franking company	\$	\$	\$	20F
CFC income	\$	\$	\$	19K
Transferor trust income	\$	\$	\$	19B
Total foreign income (D)	\$182	\$100	\$282	-

### Table 4: Part C – Tax offsets example

Tax offsets	Amount	Label on tax return
Foreign tax offset applicable to discountable capital gains (see <u>Note 16b</u> )	\$14	
Foreign tax offset applicable to other capital gains	\$5	
Foreign tax offset applicable to other income	\$100	
Foreign income tax offset (see <u>Note 16c</u> )	\$119	200
Franking credit tax offset	\$30	13Q

Total tax offsets (E)	\$149	_
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### Table 5: Part C – Other non-assessable amounts example

Other non- assessable amounts	Cash distribution	Amount	Label on tax return
Net exempt income	\$	\$	_
Non-assessable non-exempt amount	\$25	\$25	-
Tax free amounts	\$	\$	_
Tax deferred amounts	\$	\$	_
Gross cash distribution	\$613	_	_

# Table 6: Part C – Other amounts deducted from trust distributions example

Other amounts deducted from trust distribution	Cash distribution	Label on tax return
TFN amounts withheld	\$	13R
Other expenses	-\$4	13Y
Non-resident withholding tax	-\$25	13A
Credit for foreign resident capital gains withholding amounts	\$	18X
Other income Category 4: Rebates	\$	24V

Net cash distribution \$584 -	
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#### Table 7: Part C – Reporting for the purposes of nonresident withholding tax and income tax example. Fields that may be included in tables 1 to 6 are also shown

Non- resident reporting	Cash distribution	Tax paid	Taxable amount	Label on tax return
Table 1 – Interest exempt from withholding	\$	\$	\$	_
Table 6 – Non-resident withholding amount (see <u>Note 17</u> )	\$40	\$4	\$	-
Table 6 – Non-resident beneficiary ss 98(3) assessable amounts	\$	\$	\$	_
Table 6 – Non-resident beneficiary ss 98(4) assessable amounts	\$	\$	\$	_
Table 6 – Managed investment trust fund payments (see <u>Note 18</u> )	\$95	\$21	\$	_

**Note 12:** Amounts you show here, you must also show at question **13U Non-primary production income**. **Note 13:** Amounts you show here, you must also show at question **13L Primary production**.

**Note 14:** Capital gains (both foreign and domestic) are reported as the net amount, reduced for any capital losses and/or CGT discount applied at the trust level.

**Note 14a:** The tax offset is available to non-residents only in circumstances where the foreign income distributed to the non-resident is included in their assessable income in Australia.

**Note 15:** The **net capital gain** amounts at item **18A** include the components of 'NCMI capital gains' and 'Excluded from NCMI capital gains' (shown for non-resident withholding tax purposes only). The NCMI amounts disclosed are informational only.

**Note 16:** To provide MITs and their investors with the necessary information to determine the amount of CGT event E4 cost base adjustments, Division 6 trusts may need to separately identify amounts excluded under table item 7 in subsection 104-71(4) of the ITAA 1997.

**Note 16b:** The foreign tax offset is adjusted for capital losses applied but is not reduced for the CGT discount applied to those foreign capital gains at the trust level.

**Note 16c:** Investors need to calculate their FITO under Division 770 of the ITAA 1997. Where a foreign capital gain is reduced for capital losses, the FITO reported in the SDS will be reported as the original foreign tax gross-up amount (but not reduced for any CGT discount applied to those foreign capital gains at the trust level). To provide MITs and their investors with the necessary information the trustee will provide a breakdown of the FITO amount reported in the SDS across the following:

- foreign tax paid on discount capital gains
- foreign tax paid on other capital gains
- other foreign tax payments.

**Note 17:** These are amounts related to payments of dividends, interest and royalties (DIR). If an amount shown here is resulting from income that is attributable to NCMI, a MIT withholding tax at a rate of 30% will apply.

**Note 18:** These are fund payment amounts. DIR amounts are excluded and are not shown here. Amounts withheld from NCMI or Excluded

from NCMI are not shown here.

Continue to: Guidance notes

Return to: Basis of an AMMA statement or SDS

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## **Guidance notes**

Guidance notes to help you complete Parts A, B and C of the AMMA statement or SDS.

Published 5 June 2024

### Part A: Your details

Part A provides the investor with their details as recorded by an AMIT, a non-AMIT and an attribution CCIV sub-fund, and reported in the AIIR. It prompts the investor to let the trust know if there is an error.

#### 1. Name

Full name of investor

#### 2. You are recorded as being a ...

Provide the entity type as recorded by the trust. If joint account holders, record the entity that represents each investor. For example, J & A Citizen are both individual joint account holders, record as an individual.

#### 3. Tax file number (TFN)

Select **Provided** or **Not Provided**. There is no requirement to include a TFN.

#### 4. Country of residence on 30 June 2024

Provide country of residence on 30 June 2024, if known and if other than Australia.

#### 5. Tax identification number (TIN) for country of residence

Leave blank if country of residence is Australia.

If country of residence is not Australia, select **Provided** or **Not Provided**.

### Part B: Summary of 2024 tax return items

Most items are self-explanatory. Items that have raised questions are discussed below. Both the AMMA statement and the SDS recommended formats must align with the AllR as the tax return will be pre-filled according to what is reported in the corresponding fields in the AllR. A list of these can be found in **Attachment 2**.

- Only include cents for the amounts at items 13P, 13Q, 13R, 13S, 13A, 13B and 20O.
- Income amounts are net of expenses.
- An AMIT or attribution CCIV sub-fund trust attribution amount can't be a negative.
- A non-AMIT distribution amount can only be a negative amount at items **13L**, **13U**, **20R** or **20M**.

The steps below detail the items, find out what to include or show at these items:

 Item 13U Non-primary production – Share of non-primary production income less net capital gains, foreign income and franked distributions and Item 13C Non-primary production – Franked distributions from trusts

The components of these items are set out in part C. At these items investors include their share of Australian sourced non-primary production income and franked distributions (including their share of franking credits) included in the net income of the trust (or, for an AMIT or attribution CCIV sub-fund trust, their member components of those characters).

Include an unfranked dividend paid out of conduit foreign income in **Dividends: unfranked amount declared to be CFI**, which forms part of

the non-primary production income.

Don't show here an investor's share of the net income of the trust that is attributable to net capital gains and foreign income (or, for an AMIT or attribution CCIV sub-fund trust, their member components of those characters).

AMMA statement – the share of franking credits included in the Franked distributions from trusts component will be the Franking credits (grossed-up) amount (shown in part C) and may not equal the amount at item 13Q Share of franking credit from franked dividends. This may arise where the Franking credits (grossed-up) amount is reduced by deductions of the AMIT or attribution CCIV sub-fund trust, however investors may be entitled to a tax offset equal to the full amount of their Share of the franking credit from franked dividends.

# 2. Item 13Y Other deductions relating to non-primary production income

Show the total of deductible expenses investors incurred during 2023– 24 in relation to the distributions.

Deductions allowable to the trustees that are taken into account in the net income calculations (or, for an AMIT or attribution CCIV sub-fund trust, the calculation of the trust components) are not shown at this item.

#### 3. Item 13Q Share of franking credit from franked dividends

Show the investor's share of franking credits from franked distributions relevant to determining their entitlement to a tax offset.

AMMA statement – the investor may be entitled to an offset equal to the full amount of their Share of the franking credit from franked dividends and therefore the amount shown here may not equal the Franking credits (grossed-up) amount shown in part C where deductions have been allocated to the franking credit amount included in the Franked distributions from trusts component.

## 4. Item 13R Share of credit for tax file number amounts withheld from interest, dividends and unit trust distributions

Show the investor's share of any credit for TFN amounts withheld from interest, dividends and unit trust distributions paid or payable, in accordance with sections 12-140 and 12-145 of Schedule 1 to the *Taxation Administration Act 1953*.

#### 5. Item 18H Total current year capital gains Item 18A Net capital gain

Include the amount of any investor's tax paid on capital gains, for example, foreign tax on foreign net capital gains.

When reporting a foreign capital gain and the associated foreign tax paid in the AMMA statement or SDS, the trustee should adopt the following approach:

• The capital gain should be reduced for any capital losses or discount capital gains applied at the trust level. The foreign tax paid on foreign capital gains, however, is reported as the gross amount.

The trustee can provide sufficient information to investors by:

- Completing parts B and C with all details on foreign capital gains attributable to or distributed to an investor. The capital gain reported should be reduced for any capital losses or discount capital gains applied at the trust level. The foreign tax paid amount should be reported as the grossed-up amount.
- Providing sufficient information for investors in the form of Disclaimers at the bottom of Table 2: Example of Part C – Capital Gains outlining any capital losses applied across each capital gain and where discount capital gains apply. Such disclaimers may state
  - The discount capital gains reported have been reduced for capital losses and discount capital gains applied at the trust level. The foreign tax paid is the grossed-up amount. Where capital losses have been applied, the amount of these losses should be disclosed. When investors calculate their Australian capital gains tax obligations on foreign capital gains, the discount capital gain must be grossed up, however the foreign tax paid disclosed is the grossed-up amount, so that the investor may apply any capital losses of discount capital gains available to them.
  - Investors must calculate the FITO available by applying the rules at Division 770 of the ITAA 1997. If the investor is unsure about how to calculate their FITO, they may need to seek professional advice from a registered tax professional.
- Providing disclaimers in guidelines where disclaimers can't be included at Part C (as system changes are required), they can be

included in the guidelines to the AMMA statement or SDS provided to investors during 2023–2024.

- Providing disclaimers on your website the trustee can, during 2023–2024 (where system changes are being made) include a notification in the cover letter to the AMMA statement or SDS, or another form of effective communication to investors, instructing them to refer to the AMIT's, MIT's or CCIV sub-fund trust's website for full details of their foreign capital gains.
  - This method may be adopted where the capital gain is disclosed in part B of the AMMA statement or SDS but no further details are provided as system changes are being made during 2023– 2024. The notification in a cover letter or other effective form of communication needs to clearly state that this information must be accessed by the investor and included in the investor's Australian tax return when reporting their foreign capital gains and calculating the FITO available for any foreign tax paid. It must be provided to the investor along with or around the time the AMMA statement or SDS is provided to the investor. This option may be used where the trustee's software doesn't accommodate full disclosure of the foreign capital gain in the AMMA statement or SDS.

For further information on claiming the FITO when a foreign capital gain is only partly assessable in Australia, see ATO ID 2010/175 Foreign income tax offset: entitlement where foreign capital gain is only partly assessable in Australia.

An individual investor who has capital losses will not simply be able to transfer the net capital gain amount from part B to their tax return. Trustees may refer investors in these circumstances to:

- Guide to capital gains tax 2024
- Personal investors guide to capital gains tax 2024 (NAT 4152)
- provide details in the trustee's own explanatory material.

Some trusts complete this with a note where the investor has sold membership interests during the year to say this amount attaches to the distribution and is in addition to the capital gain attaching to the sale. Some trusts provide the capital gain attaching to the sale separately.

# 6. Item 20E: Assessable foreign source income, item 20M: Other net foreign source income and item 20R: Net foreign rent

The amount at item 20**E** must be greater than or equal to the total of the amounts at item 20**M** and item 20**R**.

#### 7. Item 200 Foreign income tax offset

For many small investors the \$1000 de minimis rule will apply and they will not need to do any calculations to work out their FITO entitlement. However, as the trustee won't know whether an investor can use the de minimis rule, trustees may wish to refer investors to the **Guide to** foreign income tax offset rules 2024.

If a trustee has paid foreign income tax on income or capital gains to overseas tax authorities, then the trustee needs to provide the following additional information in case the investor has to calculate their FITO entitlement:

- the foreign tax paid on capital gains included in the investor's distribution or attributed amount (the amount allowable as a FITO to the individual investor may be reduced if their own capital losses are offset against these amounts consistent with ATOID 2010/175.
   FITO is not reduced for discount capital gains applied at the trust level, but disclaimers or notification of this must be provided to an investor)
- the foreign tax paid on other foreign source income included in the investor's distribution or attributed amount
- the foreign tax paid on non-assessable non-exempt income, namely
  - attributed income under section 23AI of the ITAA 1936, and
  - attributed foreign investment fund income under section 23AK of the ITAA 1936.

### Part C: Components of an attribution (AMMA statement) or a distribution (SDS)

#### 1. Australian income

These details provide a break up of:

- item 13C Non-primary production Franked distributions from trusts
- item 13L Primary production income Share of net income from trusts
- item 13U Non-primary production Share of net income from trusts less capital gains, foreign income and franked distributions

The information is necessary for those investors who use the *Application for refund of franking credits for individuals 2024* (NAT 4098) and *Refund of franking credits instructions and application for individuals 2024* (NAT 4105).

Primary production income - this item includes the investor's share of:

- NCMI primary production income, for example, income attributable to agricultural land held for rent, and
- Excluded from NCMI amount in relation to primary production income, that is, income from transitional arrangements or approved economic infrastructure facilities.

**Non-primary production income** – this item includes the investor's share of:

- NCMI non-primary production income, that is, cross staple income, trading trust income and residential housing income, and
- Excluded from NCMI amount in relation to non-primary production income such as income from transitional arrangements or approved economic infrastructure facilities.

**LIC capital gain deduction** – If a listed investment company (LIC) pays a dividend that includes a LIC capital gain amount, the shareholder may be entitled to an income tax deduction for the part of the dividend attributable to that amount. If a shareholder in a LIC is a trust, a beneficiary of that trust has no share of the attributable part, however the trustee can deduct 50% of the attributable part in calculating the net income of the trust. Trustees may choose to disclose the amount of the dividend attributable to a LIC capital gain for information only.

#### AMMA statement – Dividends: Franked amount (Franked

distributions) is the amount after the allocation of deductions to theFranked dividend and Franking credits (grossed-up), if applicable.Franking credits (grossed up) may be less than the tax offsetavailable to the investor where the Franking credit (grossed up)

amount has been reduced by deductions. Show the amount of **Share** of franking credit from franked dividends in part B at Franking credit tax offset at Table 4 – Tax offsets.

# 2. Capital gains discount – Taxable Australian property and Capital gains discount – Non-taxable Australian property

If the trust's capital gain has been reduced by the 50% discount, show the part of the discount capital gain (for example, after applying the CGT discount) that is included in the investor's share of net income (or, for an AMIT or attribution CCIV sub-fund trust, their member components of those characters).

#### 3. Capital gains other – Taxable Australian property Capital gains other – Non-taxable Australian property

These items show the part of the capital gain included in the investor's share of net income (or, for an AMIT or attribution CCIV sub-fund trust, their member components of those characters) where the trustee has not applied the discount method.

These 4 capital gains items (**Capital gains discount** and **Capital gains other**), which are required to allow an investor to make choices about the order in which capital losses are applied against capital gains, form part of the calculation of the **Net capital gain**, and are also relevant for investors preparing CGT schedules.

#### 4. Net capital gain

This item is the total of the Attribution column **(AMMA statement)** and the Taxable amount column **(SDS)** of **Table 2 – Capital gains**. This item represents the total net capital gain included in the investor's share of net income (or, for an AMIT or attribution CCIV sub-fund trust, their member components of those characters). In our example, this is \$155, which is taken into account at item **18A** on the *Tax return for individuals (supplementary section)* 2024 in part B.

This item also includes the investor's share of income categorised as NCMI income and Excluded from NCMI income.

Where the individual investor has no 2023–24 capital losses or unapplied prior year net capital losses, this figure can be used directly to complete item **18A**.

If the investor has 2023–24 capital losses or unapplied prior year net capital losses that can be applied against their share of these capital

gains, they refer to the *Guide to capital gains tax 2024* or *Personal investors guide to capital gains tax 2024* (NAT 4152).

#### Tax incentives for investments in affordable housing

If the trust made a capital gain from investment in affordable housing, the individual investor may be eligible to claim an additional affordable housing discount – of up to 10% – in their individual tax return.

The trustee informs the individual investor or interposed entity by either:

- additional notes in the AMMA or SDS
- a separate statement or courtesy letter
- providing information on their website.

For more information see CGT discount for affordable housing.

# 5. AMIT CGT gross up amount (AMMA statement) and CGT concession amount (SDS)

AMMA statement – the AMIT CGT gross up amount is the additional amount:

- treated as capital gains of members under subsections 276-85(3) and (4) of the ITAA 1997, and
- included in the AMIT cost base increase amount under subsection 104-107E(4) of the ITAA 1997.

This amount should equal the sum of the Attribution column for:

- Capital gains discount Taxable Australian property
- Capital gains discount Non-taxable Australian property.

Show this amount in the Attribution column at **Table 2 – Capital gains** to reconcile the total 2023–24 capital gains amount to be shown at item **18H** on the individual tax return. Don't include any amount in the Cash distribution column.

**AMMA statement** – **Other capital gains distribution** is shown in the Cash distribution column to represent the total amount of cash distributed in relation to all capital gains, other than amounts already shown in the Cash distribution columns in **Table 2 – Capital gains**. This need not be equal to the **AMIT CGT gross up amount**.

**SDS** – the **CGT concession amount** (non-AMIT) is the amount referred to in subsection 104-71(4) of the ITAA 1997, including CGT discount amounts paid to the investor. Don't show frozen indexation amounts paid to the investor as CGT concession amounts on the distribution statement. Show this amount in the Cash distribution column. Don't include the **CGT concession amount** in the Taxable amount column.

A trustee must provide its members with the information needed to determine cost base adjustments. The trustees of AMITs and attribution CCIV sub-fund trusts should consider providing additional information in the AMMA statement in relation to capital gain amounts they distribute, for instance, to enable a non-AMIT investing in an AMIT or attribution CCIV sub-fund trust to provide its investors with the necessary information to determine their CGT event **E4** cost base adjustments. This could include, for example, the extent to which an underlying discount capital gain is reflected in a payment to the non-AMIT.

#### 6. Total current year capital gains

This item:

- represents for 2023–24 the total amount of capital gains attributed (AMMA statement) or included in the investor's share of the capital gains (SDS), and
- includes the grossed up amount of the gains at Capital gains discount – Taxable Australian property and Capital gains discount – Non-taxable Australian property in the Attribution (AMMA statement) or Taxable amount (SDS) column.

Show the total amount of capital gains distributed (cash) in the Cash distribution column.

#### 7. Foreign income

Capital gains made by Australian residents from foreign sources are not assessable foreign income and should not be shown in this section of part C but in the capital gains section of part C.

**Other net foreign source income** includes income derived from foreign sources including dividend, interest, royalties, any other foreign source income and foreign tax paid on those amounts. Foreign rental income can be included at **Net foreign rent**.

Assessable foreign source income includes the amounts reported at Other net foreign source income and Net foreign rent.

Complete these fields exactly as you would report them in the corresponding fields in the AIIR.

#### 8. Tax offsets (AMMA statement)

These are the offsets that may be available to be claimed by the investor. The items and amounts shown will help the investor to complete their tax return. Where the investor's circumstances are relatively straightforward, they may be able to use these amounts directly, however some investors may require additional information to determine their tax offset entitlement. **Table 4** doesn't include all tax offsets that may be available to the investor and the trustee should add any other applicable tax offsets.

Depending on the particular tax offset, the trustee may also need to include additional information on the AMMA statement to reflect the character of the member components attributed to the investor, as the character should generally reflect the amount that gives rise to the tax offset. For example, for a **Foreign income tax offset**, the character of the member component will be the 'foreign income tax paid that counts towards a tax offset under Division 770' (see, for example, section 276-335 of the ITAA 1997).

**Franking credit tax offset** is the total amount of the franking credits available to the investor to claim as a tax offset. This amount may be greater than the **franking credits (grossed up)** amount shown at **Table 1 – Australian income**.

**Foreign income tax offset** is the maximum amount available to the investor to claim.

#### 9. Other non-assessable amounts

**Net exempt income** is the investor's share of the net exempt income of the trust as per section 36-20 of the ITAA 1997. Investors may be required to adjust either the cost base or reduced cost base of their membership interests for this amount. The nature of the adjustment will depend on whether the trust is an AMIT, attribution CCIV sub-fund trust or a non-AMIT.

**Non-assessable non-exempt amount** is the investor's share of the amounts referred to in section 6-23 of the ITAA 1997. AMIT or attribution CCIV sub-fund trust investors are required to adjust the cost base and reduced cost base of their membership interests for this amount.

Other non-attributable amounts (AMMA statement) are cash distributions and other entitlements from an AMIT or attribution CCIV sub-fund trust that exceed the attribution amount, to the extent they are not already shown in other tables. For a non-AMIT, these broadly correspond to amounts that are categorised as, for example, tax-deferred amounts (including returns of capital) and tax-free amounts (other than those amounts that are included in Net exempt income). As these amounts comprise cash distributions by the AMIT or attribution CCIV sub-fund trust, they are reflected in the calculation of the AMIT cost base net amount. This AMIT cost base net amount doesn't include **Other capital gains distributions** shown at **Table 2 – Capital gains**.

**Tax free amounts (SDS)** are amounts referred to in subsection 104-71(3) of the ITAA 1997. Investors are required to reduce the reduced cost base (but not reduce the cost base) of their membership interests by these amounts. These amounts are:

- exempt income arising from shares in a pooled development fund under sections 124ZM, and 124ZN of the ITAA 1936, and
- certain amounts relating to an investment in an early stage venture capital limited partnership.

**Tax deferred amounts (SDS)** are amounts referred to in subsection 104-70(1) note 2 of the ITAA 1997. Investors are required to reduce both the cost base and reduced cost base of their membership interests by these amounts. Building allowance amounts paid on or after 1 July 2001 are now treated as tax deferred amounts.

To provide MITs and their investors with the necessary information to determine the amount of CGT event E4 cost base adjustments, Division 6 trusts may need to separately identify amounts excluded under table item 7 in subsection 104-71(4) of the ITAA 1997. **Gross cash distribution** includes all cash distributions as well as other non-cash entitlements that the investor may have, such as an entitlement to additional membership interests.

#### AMIT cost base net amount (AMMA statement)

Under Subdivision 276-H of ITAA 1997 trustees of AMITs and attribution CCIV sub-fund trusts are required to state their reasonable estimate of this amount on the AMMA statement for 2023–24. The trustees may need to include additional fields to separately report the AMIT cost base net amount in respect of each of the investor's membership interests. The investor's actual AMIT cost base net amount may differ as a result of the investor's particular circumstances.

**Tax free amounts** and **Tax deferred amounts** are not used by the investor to calculate their cost base or reduced cost base adjustment, but are generally reflected in the calculations for the AMIT cost base net amount. They may be reflected in **Other non-attributable amounts**.

AMIT cost base net amount – excess (decrease) (AMMA statement) There will be an AMIT cost base net amount – excess where the AMIT cost base reduction amount exceeds the AMIT cost base increase amount. The investor must reduce the cost base and reduced cost base of their membership interests in the AMIT or attribution CCIV sub-fund trust by the AMIT cost base net amount – excess (decrease).

A capital gain may also arise if the investor's **AMIT cost base net amount – excess (decrease)** is greater than their cost base in the membership interests.

AMIT cost base net amount – shortfall (increase) (AMMA statement) There will be an AMIT cost base net amount – shortfall (increase) where the AMIT cost base reduction amount falls short of the AMIT cost base increase amount. The investor must increase the cost base and reduced cost base of their membership interests in the AMIT or attribution CCIV sub-fund trust by the AMIT cost base net amount – shortfall (increase).

There is no requirement to provide the AMIT cost base reduction amount or the AMIT cost base increase amount in working out the AMIT cost base net amount (excess or shortfall) but trustees may choose to do so.

The AMIT cost base reduction amount (gross) is the total of Gross cash distribution (G) and Total tax offsets (E). See **Note 7a** for information regarding the basis upon which FITOs attached to foreign capital gains has been included in Total Tax Offsets.

The AMIT cost base increase amount is the total of amounts in the **Attribution column** in the:

- 1. Australian income table at (A), (B), (X)
- 2. Capital gains table at (C)
- 3. Foreign income table at (D)

4. Other non-assessable amounts and cost base details table at (F). Note: This includes NANE amounts (if any).

#### 5. Other amounts deducted from trust distributions

#### **TFN amounts withheld**

This item allows the cash amount to be reconciled in part C.

#### **Other expenses**

This item allows the cash amount to be reconciled in part C. This is used for expenses incurred by investors (for example, management fees) and **not** deductions allowable to the trustee that are taken into account in the net income calculation.

Only the deductible expenses component of this amount should feed through to part **B**, item **13Y**.

The **Credit for foreign resident capital gains withholding amounts** allows the cash amount to be reconciled in part C. Write there the amount of the entitlement to a share of a credit that is recorded at item **18X**. For more information about foreign resident capital gains withholding, see **Foreign residents and capital gains tax**.

#### Non-resident reporting

Additional information specific to non-residents has been included for trusts that provide statements to non-residents. Relevant fields indicate which table they should be shown in. The example numbers used in **Table 7 – Reporting for the purposes of non-resident withholding tax and income tax** may not reconcile with the example numbers in the rest of part C because those numbers relate to a resident investor. The rest of part C would need to be reworked for the numbers to reconcile for a non-resident.

Show:

- Interest exempt from withholding in Table 1 and include it in the calculation of Non-primary production income
- total dividend, interest and royalties non-resident withholding amount in Table 6
- NCMI withheld amounts at non-resident withholding amount in Table 6
- **Managed investment trust fund payments** in **Table 6** and include the fund payments for both actual and deemed payments

• **Deemed payments** for interest, dividends, royalties and fund payments separately in **Table 7**. However trustees may choose to show an aggregate total for deemed interest, dividends and royalties. Show deemed fund payments separately.

#### 6. 'Please retain this statement for income tax purposes'

The inclusion of this wording in the AMMA statement or SDS exempts the trustee from the requirement to include the words 'Payment summary' on the statement where TFN amounts have been withheld from the investment.

Continue to: Additional statement information for investors

Return to: AMMA statement or SDS example

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# Additional statement information for investors

If Part B is varied then you may also need to vary Part C.

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# Attachment 1

The additional fields that may be used by bare trusts and IDPS-like entities only. These allow entities to report income that is not sourced from a trust.

#### Tax return for individuals - Gross interest

Question	Amount	Label on tax return
Gross interest	\$	10L

Tax file number amount withheld from gross interest	\$ 10M

#### Tax return for individuals - Dividends

Question	Amount	Label on tax return
Unfranked amount	\$	115
– not declared to be CFI	\$	_
– declared to be CFI	\$	_
Franked amount	\$	11T
Franking credit	\$	11U
Tax file number amount withheld from dividends	\$	11V

### Tax return for individuals – Dividend deductions

Question	Amount	Label on tax return
Dividend deductions (see <u>Note 19</u> )	\$	D8H

# Tax return for individuals – Other refundable tax offsets

Question	Amount	Label on tax return
Exploration credits	\$	T9P (code E)

**Note 19 –** This is the amount of listed investment company capital gain deduction. Individuals may be entitled to a deduction for 50% of the part of the dividend attributable to the listed investment company (LIC) capital gain.

# **Attachment 2**

See below the relationship between the field on the statement and the corresponding field on the AIIR. The number shown is the reference number in Version 13.0 of the AIIR specification.

Question	AIIR reference number	Label on tax return
Share of primary production income	9.113	13L
Other deductions relating to amounts shown at share of net income from trusts	9.115	13X
Share of non-primary production income	9.85	13U
Franked distributions from trusts	9.120	13C
Other deductions relating to non- primary production income	9.86	13Y
Share of credit for tax withheld where Australian business number not quoted	9.114	13P
Share of franking credit from franked dividends	9.83	13Q
Share of credit for tax file number amounts withheld from interest, dividends and unit trust distributions	9.74 less 9.75	13R

#### Tax return (supplementary section)

Share of credit for tax paid by trustee	9.100	13S
Share of credit for foreign resident withholding amounts (excluding capital gains)	9.99	13A
Share of National rental affordability scheme tax offset	9.112	13B
Early stage venture capital limited partnership	9.134	Т7К
Early stage investor	9.133	T8L
Other refundable tax offsets – Exploration credits	9.107	T9P (code E)
Net capital gain	9.88	18A
Total current year capital gains	9.89	18H
Credit for foreign resident capital gains withholding amounts	9.132	18X
CFC income	9.117	19K
Transferor trust income	9.116	19B
Assessable foreign source income	9.91	20E
Net foreign rent	9.118	20R
Other net foreign source income	9.92	20M
Australian franking credits from a New Zealand company	9.94	20F
Foreign income tax offset	9.93	200
Other income – Category 4 rebates	9.130	24V

## Part C: Components

Question	AllR reference number
Interest	9.79
Dividends – Franked distributions	9.82
Dividends – Unfranked declared to be CFI	9.81
Dividends – Unfranked not declared to be CFI	9.80
LIC Capital gain deduction	9.108
Other assessable Australian income	9.84
Other allowable trust deductions (SDS)	9.98
NCMI – Non-primary production	9.136
Excluded from NCMI – Non-primary production	9.138
Non-primary production	9.85
NCMI – Primary production	9.137
Excluded from NCMI – Primary production	9.139
Primary production	9.113
Capital gains discount – Taxable Australian property	9.123
Capital gains discount – Non-taxable Australian property	9.124
Capital gains other – Taxable Australian property	9.125
Capital gains other – Non-taxable Australian	9.126

property	
NCMI Capital Gains	9.140
Excluded from NCMI Capital Gains	9.141
CGT concession amount (SDS)	9.87
AMIT CGT gross up amount (AMMA)	9.87
Net exempt income	9.95
Non-assessable non-exempt amount	9.127
Tax free amounts (SDS)	9.96
Tax deferred amounts (SDS)	9.97
Gross cash distribution	9.121
AMIT cost base net amount – excess (decrease) <b>(AMMA)</b>	9.128
AMIT cost base net amount – shortfall (increase) <b>(AMMA)</b>	9.129
Non-resident beneficiary ss 98(3) assessable amounts <b>(SDS)</b>	9.101
Non-resident member para 276-105(2)(a) or (b) assessable amounts <b>(AMMA)</b>	9.101
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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 and it turns out to be incorrect, or it is misleading and you make a mistake as a result, we will take that into account when determining what action, if any, we should take.

Some of the information on this website applies to a specific financial year. This is clearly marked. Make sure you have the information for the right year before making decisions based on that information.

If you feel that our information does not fully cover your circumstances, or you are unsure how it applies to you, contact us or seek professional advice.

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