



Notice of Withdrawal

Draft Taxation Ruling

Income tax: debt and equity interests:
when is a public unit trust in a stapled
group a connected entity of a company for
the purposes of paragraph 974-80(1)(b) of
the *Income Tax Assessment Act 1997*

Taxation Ruling TR 2012/D5 is withdrawn with effect from today.

1. TR 2012/D5 considers arrangement whereby:
 - shares in a company are stapled to units in a public unit trust,
 - the stapled securities are issued to investors to raise funds primarily for use in the business conducted by the company, and
 - the funds raised are predominantly contributed to the public unit trust and then used by the trustee to acquire a debt interest in the company.
2. TR 2012/D5 will be replaced by a Law Administration Practice Statement.

Commissioner of Taxation

6 November 2013

ATO references

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