

CR 2002/81W - Income tax: capital gains: demerger roll-over relief for shareholders: demerger of WMC Ltd

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 This document has changed over time. This is a consolidated version of the ruling which was published on *30 June 2003*

Class Ruling

Income tax: capital gains: demerger roll-over relief for shareholders: demerger of WMC Ltd

Preamble

*The number, subject heading, and the **What this Class Ruling is about** (including **Tax law(s)**, **Class of persons** and **Qualifications** sections), **Date of effect**, **Withdrawal**, **Arrangement** and **Ruling** parts of this document are a 'public ruling' in terms of Part IVAAA of the **Taxation Administration Act 1953**. CR 2001/1 explains **Class Rulings** and **Taxation Rulings** TR 92/1 and TR 97/16 together explain when a Ruling is a public ruling and how it is binding on the Commissioner.*

Withdrawal

1. The Ruling is withdrawn from 30 June 2003.

Commissioner of Taxation

13 November 2002

Previous draft:

Not previously released in draft form.

- schemes to provide certain benefits tax benefit

Related Rulings/Determinations:

CR 2001/1; CR 2002/78; TR 92/1;
TR92/20; TR97/16

Legislative references:

- ITAA 1936 Pt IVA
- ITAA 1936 6(1)
- ITAA 1936 44
- ITAA 1936 44(1)
- ITAA 1936 44(3)
- ITAA 1936 44(4)
- ITAA 1936 44(5)
- ITAA 1936 45B
- ITAA 1936 45B(2)(a)
- ITAA 1936 45B(2)(b)
- ITAA 1936 45B(2)(c)
- ITAA 1936 45B(3)(a)
- ITAA 1936 45B(3)(b)
- ITAA 1936 45B(4)
- ITAA 1936 45B(5)
- ITAA 1936 45B(6)
- ITAA 1936 45B(8)
- ITAA 1936 45B(8)(c)
- ITAA 1936 45B(8)(d)
- ITAA 1936 45B(8)(e)

Subject references:

- capital benefit
- capital gains
- cost base adjustments
- demerger
- demerger allocation
- demerger benefit
- demerger dividend
- demerger subsidiary
- demerger group
- enabling distribution
- employee share acquisition scheme
- non-resident shareholders
- return of capital
- roll-over

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|-----------------------------|---------------------------------|
| - ITAA 1936 45B(8)(f) | - ITAA 1997 125-70(1)(3) |
| - ITAA 1936 45B(8)(g) | - ITAA 1997 125-70(2) |
| - ITAA 1936 45BA | - ITAA 1997 125-70(2)(a) |
| - ITAA 1936 45C | - ITAA 1997 125-70(2)(b) |
| - ITAA 1936 128B | - ITAA 1997 125-70(4) |
| - TAA 1953 Pt IVA | - ITAA 1997 125-70(5) |
| - ITAA 1936 128B(3D) | - ITAA 1997 125-75 |
| - ITAA 1997 104-135 | - ITAA 1997 125-75(1) |
| - ITAA 1997 115-30(1) | - ITAA 1997 125-80(1) |
| - ITAA 1997 125 | - ITAA 1997 125-80(2) |
| - ITAA 1997 125-55(1) | - ITAA 1997 125-80(3) |
| - ITAA 1997 125-55(2) | - ITAA 1997 125-80(4) |
| - ITAA 1997 125-55(2)(b) | - ITAA 1997 125-80(5) |
| - ITAA 1997 125-65(1) | - ITAA 1997 125-80(6) |
| - ITAA 1997 125-65(3) | - ITAA 1997 125-80(7) |
| - ITAA 1997 125-65(4) | - ITAA 1997 125-80(8) |
| - ITAA 1997 125-65(6) | - ITAA 1997 125-85(1) |
| - ITAA 1997 125-70 | - ITAA 1997 125-85(2) |
| - ITAA 1997 125-70(1) | - ITAA 1997 136-10 |
| - ITAA 1997 125-70(1)(a) | - ITAA 1997 136-25 |
| - ITAA 1997 125-70(1)(b)(i) | - Copyright Act 1968 |
| - ITAA 1997 125-70(1)(c)(i) | - Corporations Act 1989 |
| - ITAA 1997 125-70(1)(d) | - New Business Tax System |
| - ITAA 1997 125-70(1)(e)(i) | (Consolidation, Value Shifting, |
| - ITAA 1997 125-70(1)(f) | Demergers and Other Measures) |
| - ITAA 1997 125-70(1)(g) | No 90 of Act 2002 |
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ATO References

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