



CR 2004/103W - Income tax: share buy-back and redemption of Reset Convertible Preference Shares: Santos Limited

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Class Ruling

Income tax: share buy-back and redemption of Reset Convertible Preference Shares: Santos Limited

Preamble

*The number, subject heading, **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**. Class Ruling CR 2001/1 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. This Ruling is withdrawn and ceases to have effect after 30 June 2005. However the Ruling continues to apply after its withdrawal in respect of the tax laws ruled upon, to all persons within the specified class who enter into the specified arrangement during the term of the Ruling, subject to there being no change in the arrangement or in the persons' involvement in the arrangement.

Commissioner of Taxation

29 September 2004

Previous draft:

Not previously released as a draft

Related Rulings/Determinations:

CR 2001/1; TR 92/1; TR 92/20;
TR 97/16

Subject references:

- dividend streaming arrangements
- redeemable preference shares
- return of capital on shares
- share buy-backs

Legislative references:

- Copyright Act 1968
- TAA 1953 Pt IVAAA
- ITAA 1936 Pt III Div 16K
- ITAA 1936 45A
- ITAA 1936 45A(2)(a)

- ITAA 1936 45A(2)(b)
- ITAA 1936 45A(2)(c)
- ITAA 1936 45A(3)(b)
- ITAA 1936 45B
- ITAA 1936 45B(8)
- ITAA 1936 45C
- ITAA 1936 177D(b)
- ITAA 1936 177EA
- ITAA 1936 177EA(3)
- ITAA 1936 177EA(3)(a)
- ITAA 1936 177EA(3)(b)
- ITAA 1936 177EA(3)(c)
- ITAA 1936 177EA(3)(d)
- ITAA 1936 177EA(5)
- ITAA 1936 177EA(17))
- ITAA 1997 104-25
- ITAA 1997 109-10
- ITAA 1997 Subdiv 110-A
- ITAA 1997 110-25(2)(b)
- ITAA 1997 112-20

CR 2004/103

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| - ITAA 1997 116-20(1)(a) | - ITAA 1997 204-30(1)(a) |
| - ITAA 1997 116-20(1)(b) | - ITAA 1997 204-30(1)(b) |
| - ITAA 1997 116-30 | - ITAA 1997 204-30(1)(c) |
| - ITAA 1997 116-30(2) | - ITAA 1997 204-30(3) |
| - ITAA 1997 116-45 | - ITAA 1997 204-30(3)(a) |
| - ITAA 1997 119-10 | - ITAA 1997 204-30(3)(c) |
| - ITAA 1997 Subdiv 130-B | - ITAA 1997 204-30(8) |
| - ITAA 1997 Div 134 | |
| - ITAA 1997 204-30 | |
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ATO references

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