

CR 2005/75W - Income tax: scrip for scrip roll-over: proposed acquisition of Foodland Associated Limited by Metcash Limited



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Class Ruling

Income tax: scrip for scrip roll-over: proposed acquisition of Foodland Associated Limited by Metcash 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**. 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. This Ruling is withdrawn immediately after 30 June 2006. The Ruling continues to apply, in respect of the tax laws ruled upon, to all persons within the specified class who enter into the arrangement during the term of the Ruling.

Commissioner of Taxation

21 September 2005

Previous draft:

Not previously issued as a draft

Related Rulings/Determinations:

CR 2001/1; CR 2005/74;
CR 2005/76; TR 92/1; TR 92/20;
TR 97/16; TD 2002/4; TD 2002/4A

Subject references:

- arrangement
- capital proceeds
- CGT event
- company
- cost base
- interests
- ordinary share
- original interest
- replacement interest
- resident
- roll-over

- scrip for scrip roll-over
- share
- shareholder
- takeover

Legislative references:

- ITAA 1936 6(1)
- ITAA 1997 104-10
- ITAA 1997 104-10(3)
- ITAA 1997 104-10(4)
- ITAA 1997 109-10
- ITAA 1997 115-30(1)
- ITAA 1997 116-20(1)
- ITAA 1997 Subdiv 124-M
- ITAA 1997 124-780(1)(a)(i)
- ITAA 1997 124-780(1)(b)
- ITAA 1997 124-780(1)(c)
- ITAA 1997 124-780(2)(a)
- ITAA 1997 124-780(2)(b)
- ITAA 1997 124-780(2)(c)
- ITAA 1997 124-780(3)(a)

CR 2005/75

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|---------------------------|---------------------------|
| - ITAA 1997 124-780(3)(b) | - ITAA 1997 124-790 |
| - ITAA 1997 124-780(3)(c) | - ITAA 1997 124-790(1) |
| - ITAA 1997 124-780(3)(d) | - ITAA 1997 124-790(2) |
| - ITAA 1997 124-780(4) | - ITAA 1997 124-795(2) |
| - ITAA 1997 124-780(4)(a) | - ITAA 1997 124-795(2)(a) |
| - ITAA 1997 124-780(4)(b) | - ITAA 1997 124-795(2)(b) |
| - ITAA 1997 124-780(5) | - ITAA 1997 124-810 |
| - ITAA 1997 124-782 | - ITAA 1997 995-1 |
| - ITAA 1997 124-785(1) | - TAA 1953 Pt IVAAA |
| - ITAA 1997 124-785(2) | - Copyright Act 1968 |
| - ITAA 1997 124-785(3) | |
| - ITAA 1997 124-785(4) | |
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ATO references

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ATOlaw topic: Income Tax ~~ Capital Gains Tax ~~ CGT event A1 -
disposal of a CGT asset
Income Tax ~~ Capital Gains Tax ~~ roll-overs - scrip for
scrip