


# ***CR 2006/56W - Income tax: Shell Group Restructure - Employee Share Scheme - Tax exempt***

 This cover sheet is provided for information only. It does not form part of *CR 2006/56W - Income tax: Shell Group Restructure - Employee Share Scheme - Tax exempt*

 This document has changed over time. This is a consolidated version of the ruling which was published on *1 July 2006*

# Class Ruling

## Income tax: Shell Group Restructure – Employee Share Scheme – Tax exempt

---

### This publication provides you with the following level of protection:

This publication (excluding appendixes) is a public ruling for the purposes of the *Taxation Administration Act 1953*.

A public ruling is an expression of the Commissioner's opinion about the way in which a relevant provision applies, or would apply, to entities generally or to a class of entities in relation to a particular scheme or a class of schemes.

If you rely on this ruling, we must apply the law to you in the way set out in the ruling (or in a way that is more favourable for you if we are satisfied that the ruling is incorrect and disadvantages you, and we are not prevented from doing so by a time limit imposed by the law). You will be protected from having to pay any underpaid tax, penalty or interest in respect of the matters covered by this ruling if it turns out that it does not correctly state how the relevant provision applies to you.

## Withdrawal

---

1. This Ruling is withdrawn on and ceases to have effect after 30 June 2006. The Ruling continues to apply in respect of the relevant provisions ruled upon to all entities within the specified class who entered into the specified scheme during the term of the Ruling. Thus the Ruling continues to apply to those entities, even following its withdrawal, for the scheme entered into prior to the withdrawal of the Ruling. This is subject to there being no change in the scheme or in the entities' involvement in the scheme.

## References

---

### *Previous draft:*

Not previously issued as a draft

### *Related Rulings/Determinations:*

CR 2006/53; CR 2006/54;  
CR 2006/55

### *Subject references:*

- capital gains tax
- employee share scheme
- exemption conditions
- restructure

- shares lapse or cease to exist

### *Legislative references:*

- TAA 1953
- TAA 1953 Sch 1 357-75(1)
- Copyright Act 1968
- ITAA 1936 Pt III Div 13A
- ITAA 1936 Pt III Div 13A Subdiv B
- ITAA 1936 139BA
- ITAA 1936 139CD
- ITAA 1936 139CE
- ITAA 1936 139CE(5)
- ITAA 1936 139E

# CR 2006/56

- |                    |                       |
|--------------------|-----------------------|
| - ITAA 1936 139FA  | - ITAA 1936 139GF     |
| - ITAA 1936 139FAA | - ITAA 1997 Pt 3-1    |
| - ITAA 1936 139FB  | - ITAA 1997 104-25    |
| - ITAA 1936 139FC  | - ITAA 1997 106-50    |
| - ITAA 1936 139FD  | - ITAA 1997 Pt 3-3    |
| - ITAA 1936 139FE  | - ITAA 1997 130-80    |
| - ITAA 1936 139FF  | - ITAA 1997 130-80(2) |
| - ITAA 1936 139G   |                       |
- 

## ATO references

NO: 2006/9423

ISSN: 1445-2014

ATOlaw topic: Income Tax ~~ Assessable income ~~ employee share schemes  
Income Tax ~~ Capital Gains Tax ~~ CGT events C1 to C3 - end of a CGT asset