# *TR 2013/D7W - Income tax: apportionment of expenses incurred by a superannuation entity only partly in gaining its assessable income*

# Notice of Withdrawal

## Taxation Ruling

Income tax: apportionment of expenses incurred by a superannuation entity only partly in gaining its assessable income

Draft Taxation Ruling TR 2013/D7 is withdrawn with effect from today.

1. TR 2013/D7 discusses how a superannuation entity apportions a loss or outgoing that is only partly deductible under section 8-1 of the *Income Tax Assessment Act 1997* (ITAA 1997) where it is only partly incurred in gaining or producing the entity's assessable income.

2. The Ruling also considers the potential effect of subsection 295-95(1) of the ITAA 1997 on such apportionment. Subsection 295-95(1) enables a superannuation fund to include all contributions in its assessable income for the purposes of claiming deductions for expenses related to obtaining contributions.

3. Taxation Ruling TR 93/17 *Income tax: income tax deductions available to superannuation funds* has been amended and now includes the key principles set out in TR 2013/D7.

4. Consequently, TR 2013/D7 has been replaced by the amended version of TR 93/17 which issued today.

**Commissioner of Taxation**
17 May 2017

ATO references

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