



***TD 2011/D9W - Notice of Withdrawal - Income tax: employee share schemes: if a share in a 'no goodwill' professional practice company is acquired by a practitioner-shareholder (or a new practitioner-shareholder), will the Commissioner accept, for the purposes of determining whether that acquisition was at a discount within the meaning of subsection 83A-20(1) of the Income Tax Assessment Act 1997, that the goodwill of the company can be taken to have no value?***

 This cover sheet is provided for information only. It does not form part of *TD 2011/D9W - Notice of Withdrawal - Income tax: employee share schemes: if a share in a 'no goodwill' professional practice company is acquired by a practitioner-shareholder (or a new practitioner-shareholder), will the Commissioner accept, for the purposes of determining whether that acquisition was at a discount within the meaning of subsection 83A-20(1) of the Income Tax Assessment Act 1997, that the goodwill of the company can be taken to have no value?*

 This document has changed over time. This is a consolidated version of the ruling which was published on 9 May 2016



---

## Notice of Withdrawal

---

### Draft Taxation Determination

Income tax: employee share schemes: if a share in a 'no goodwill' professional practice company is acquired by a practitioner-shareholder (or a new practitioner-shareholder), will the Commissioner accept, for the purposes of determining whether that acquisition was at a discount within the meaning of subsection 83A-20(1) of the *Income Tax Assessment Act 1997*, that the goodwill of the company can be taken to have no value?

Draft Taxation Determination TD 2011/D9 is withdrawn with effect from today.

1. TD 2011/D9 concluded that yes, the Commissioner will accept, for the purposes of determining whether that acquisition was at a discount within the meaning of subsection 83A-20(1) of the *Income Tax Assessment Act 1997*, that the goodwill of the company can be taken to have a value of nil.
2. Following consultations with the Professional Firms Working Group, TD 2011/26, TD 2011/D9 and TD 2011/D10 would be withdrawn and replaced by the administrative treatment outlined in *Administrative treatment: acquisitions and disposals of interests in 'no goodwill' professional partnerships, trusts and incorporated practices* published today.

---

**Commissioner of Taxation**

4 May 2016

---

# TD 2011/D9

---

Page 2 of 2

---

ATO references

NO: 1-80TSE13  
ISSN: 2205-6211

---

**© AUSTRALIAN TAXATION OFFICE FOR THE  
COMMONWEALTH OF AUSTRALIA**

You are free to copy, adapt, modify, transmit and distribute this material as you wish (but not in any way that suggests the ATO or the Commonwealth endorses you or any of your services or products).