

TD 98/D11 - Income tax: are joining fees or annual fees paid for a 'consumer loyalty program' an allowable deduction?

 This cover sheet is provided for information only. It does not form part of *TD 98/D11 - Income tax: are joining fees or annual fees paid for a 'consumer loyalty program' an allowable deduction?*

This document has been finalised by TD 1999/35.

FOI Status: draft only - for comment

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Draft Taxation Determinations (TDs) represent the preliminary, though considered, views of the ATO. Draft TDs may not be relied on; only final TDs are authoritative statements of the ATO.

Draft Taxation Determination

Income tax: are joining fees or annual fees paid for a 'consumer loyalty program' an allowable deduction?

1. No, except when paid by an employer as a cost of employing a person, as there is no nexus between the expenditure and the derivation of assessable income.
2. A 'consumer loyalty program' is defined in Taxation Ruling TR 98/D9 'Income tax and fringe benefits tax: flight rewards received under frequent flyer and other similar consumer loyalty programs'.

Your comments

3. If you wish to comment on this draft Determination, please send your comments by 21 August 1998 to:

Contact Officer: Mr Michael Majoor
Telephone: (02) 9354 3158
Facsimile: (02) 9354 3988
Address: Australian Taxation Office
INB Tax Technical Network
PO Box 9990
PARRAMATTA NSW 2123.

Commissioner of Taxation
8 July 1998

FOI INDEX DETAIL: [Reference No.](#)

[Related Determinations:](#) TD 98/D10

[Related Rulings:](#) TR 97/D15; TR 98/D9

[Subject Ref:](#) deductions and expenses; frequent flyer benefits; non cash benefits

[Legislative Ref:](#) ITAA97 8-1

[Case Ref:](#)

[ATO Ref:](#) NAT 98/6907-7; BO 97/5833-0
