TD 94/6W - Income tax: abnormal income of artists, sportspersons etc: can eligible taxable income be a negative amount for the purposes of Division 16A of Part III of the Income Tax Assessment Act 1936, so that a loss can be recognised from eligible activities and used to reduce average eligible taxable income?

• This cover sheet is provided for information only. It does not form part of *TD 94/6W* - Income tax: abnormal income of artists, sportspersons etc: can eligible taxable income be a negative amount for the purposes of Division 16A of Part III of the Income Tax Assessment Act 1936, so that a loss can be recognised from eligible activities and used to reduce average eligible taxable income?

This document has changed over time. This is a consolidated version of the ruling which was published on 27 February 2008



Australian Government

Australian Taxation Office

Taxation Determination

TD 94/6

Page 1 of 1

Notice of Withdrawal

Taxation Determination

Income tax: abnormal income of artists, sportspersons etc: can eligible taxable income be a negative amount for the purposes of Division 16A of Part III of the *Income Tax Assessment Act 1936*, so that a loss can be recognised from eligible activities and used to reduce average eligible taxable income?

Taxation Determination TD 94/6 is withdrawn with effect from today.

1. This Determination explains that the definition of 'eligible taxable income' in section 158J of the *Income Tax Assessment Act 1936* (ITAA 1936) does not envisage a loss.

2. Section 158BA of the ITAA 1936 provides that Division 16A of Part III of the ITAA 1936 does not apply for the purposes of an assessment for the 1998-99 year of income or a later year of income.

3. The Determination does not have application to income tax years after the 1997-98 income year.

Commissioner of Taxation 27 February 2008

ATO referencesNO:2006/20258ISSN:1038-8982ATOlaw topic:Income Tax ~~ Rates of tax, averaging and tax free threshold