TD 94/80W - Income tax: is an investor who borrows to fund the purchase price of infrastructure borrowings, entitled to a deduction under subsection 51(1) of the Income Tax Assessment Act 1936 for any interest incurred by the investor for that purpose?

⚠ This cover sheet is provided for information only. It does not form part of *TD 94/80W - Income tax: is an investor who borrows to fund the purchase price of infrastructure borrowings, entitled to a deduction under subsection 51(1) of the Income Tax Assessment Act 1936 for any interest incurred by the investor for that purpose?*

⚠ This document has changed over time. This is a consolidated version of the ruling which was published on *7 December 2016*

Notice of Withdrawal

Taxation Determination

Income tax: is an investor who borrows to fund the purchase price of infrastructure borrowings, entitled to a deduction under subsection 51(1) of the *Income Tax Assessment Act 1936* for any interest incurred by the investor for that purpose?

Taxation Determination TD 94/80 is withdrawn with effect from today.

1.   TD 94/80 explains that an investor who borrows to fund the purchase price of infrastructure borrowings is entitled to deduct the interest incurred under former subsection 51(1) of the *Income Tax Assessment Act 1936* (ITAA 1936).

2.   TD 94/80 deals with the former infrastructure borrowing provisions in Division 16L of Part III of the ITAA 1936, which were repealed by the *Taxation Laws Amendment (Infrastructure Borrowings) Act 1997*.

3.   TD 94/80 has no ongoing relevance and is therefore withdrawn without replacement.

Commissioner of Taxation
7 December 2016