



***TD 94/94W - Income tax: can subsection 51(2A) of the Income Tax Assessment Act 1936 operate to deny a tax deduction, available to a motor vehicle dealer, for second schedule charges incurred when acquiring new vehicle trading stock?***

 This cover sheet is provided for information only. It does not form part of *TD 94/94W - Income tax: can subsection 51(2A) of the Income Tax Assessment Act 1936 operate to deny a tax deduction, available to a motor vehicle dealer, for second schedule charges incurred when acquiring new vehicle trading stock?*

 This document has changed over time. This is a consolidated version of the ruling which was published on *24 August 2011*



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## Notice of Withdrawal

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### Taxation Determination

Income tax: can subsection 51(2A) of the *Income Tax Assessment Act 1936* operate to deny a tax deduction, available to a motor vehicle dealer, for second schedule charges incurred when acquiring new vehicle trading stock?

Taxation Determination TD 94/94 is withdrawn with effect from today.

1. Taxation Determination TD 94/94 explains the operation of subsection 51(2A) of the *Income Tax Assessment Act 1936* (ITAA 1936) in relation to certain selling arrangements for new motor vehicles.
2. Subsection 51(2A) of the ITAA 1936 was repealed with effect from 14 September 2006. Its effect is now incorporated within section 70-15 of the *Income Tax Assessment Act 1997*.
3. The Determination is withdrawn as it is no longer current.

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**Commissioner of Taxation**

24 August 2011

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#### ATO references

NO: 1-22SCT2I

ISSN: 1038-8982

ATOlaw topic: Income Tax ~~ Trading stock and work in progress  
Income Tax ~~ Deductions ~~ precluded by statute