



# ***CR 2002/81W - Income tax: capital gains: demerger roll-over relief for shareholders: demerger of WMC Ltd***

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 This document has changed over time. This is a consolidated version of the ruling which was published on *30 June 2003*

## Class Ruling

### Income tax: capital gains: demerger roll-over relief for shareholders: demerger of WMC Ltd

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#### *Preamble*

*The number, subject heading, and the **What this Class Ruling is about** (including **Tax law(s)**, **Class of persons and Qualifications sections**), **Date of effect**, **Withdrawal**, **Arrangement** and **Ruling parts** of this document are a 'public ruling' in terms of Part IVAAA of the **Taxation Administration Act 1953**. CR 2001/1 explains Class Rulings and Taxation Rulings TR 92/1 and TR 97/16 together explain when a Ruling is a public ruling and how it is binding on the Commissioner.*

## Withdrawal

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1. The Ruling is withdrawn from 30 June 2003.

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### Commissioner of Taxation

13 November 2002

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*Previous draft:*

Not previously released in draft form.

- schemes to provide certain benefits tax benefit

*Related Rulings/Determinations:*

CR 2001/1; CR 2002/78; TR 92/1; TR92/20; TR97/16

*Legislative references:*

- ITAA 1936 Pt IVA
- ITAA 1936 6(1)
- ITAA 1936 44
- ITAA 1936 44(1)
- ITAA 1936 44(3)
- ITAA 1936 44(4)
- ITAA 1936 44(5)
- ITAA 1936 45B
- ITAA 1936 45B(2)(a)
- ITAA 1936 45B(2)(b)
- ITAA 1936 45B(2)(c)
- ITAA 1936 45B(3)(a)
- ITAA 1936 45B(3)(b)
- ITAA 1936 45B(4)
- ITAA 1936 45B(5)
- ITAA 1936 45B(6)
- ITAA 1936 45B(8)
- ITAA 1936 45B(8)(c)
- ITAA 1936 45B(8)(d)
- ITAA 1936 45B(8)(e)

*Subject references:*

- capital benefit
- capital gains
- cost base adjustments
- demerger
- demerger allocation
- demerger benefit
- demerger dividend
- demerger subsidiary
- demerger group
- enabling distribution
- employee share acquisition scheme
- non-resident shareholders
- return of capital
- roll-over

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- ITAA 1936 45B(8)(f)
  - ITAA 1936 45B(8)(g)
  - ITAA 1936 45BA
  - ITAA 1936 45C
  - ITAA 1936 128B
  - TAA 1953 Pt IVA
  - ITAA 1936 128B(3D)
  - ITAA 1997 104-135
  - ITAA 1997 115-30(1)
  - ITAA 1997 125
  - ITAA 1997 125-55(1)
  - ITAA 1997 125-55(2)
  - ITAA 1997 125-55(2)(b)
  - ITAA 1997 125-65(1)
  - ITAA 1997 125-65(3)
  - ITAA 1997 125-65(4)
  - ITAA 1997 125-65(6)
  - ITAA 1997 125-70
  - ITAA 1997 125-70(1)
  - ITAA 1997 125-70(1)(a)
  - ITAA 1997 125-70(1)(b)(i)
  - ITAA 1997 125-70(1)(c)(i)
  - ITAA 1997 125-70(1)(d)
  - ITAA 1997 125-70(1)(e)(i)
  - ITAA 1997 125-70(1)(f)
  - ITAA 1997 125-70(1)(g)
  - ITAA 1997 125-70(1)(3)
  - ITAA 1997 125-70(2)
  - ITAA 1997 125-70(2)(a)
  - ITAA 1997 125-70(2)(b)
  - ITAA 1997 125-70(4)
  - ITAA 1997 125-70(5)
  - ITAA 1997 125-75
  - ITAA 1997 125-75(1)
  - ITAA 1997 125-80(1)
  - ITAA 1997 125-80(2)
  - ITAA 1997 125-80(3)
  - ITAA 1997 125-80(4)
  - ITAA 1997 125-80(5)
  - ITAA 1997 125-80(6)
  - ITAA 1997 125-80(7)
  - ITAA 1997 125-80(8)
  - ITAA 1997 125-85(1)
  - ITAA 1997 125-85(2)
  - ITAA 1997 136-10
  - ITAA 1997 136-25
  - Copyright Act 1968
  - Corporations Act 1989
  - New Business Tax System  
(Consolidation, Value Shifting,  
Demergers and Other Measures)  
No 90 of Act 2002
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ATO References

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