


# ***CR 2004/14W - Income tax: out of court settlement payment to holders of 'AXA Prosperity Bonds'***

 This cover sheet is provided for information only. It does not form part of *CR 2004/14W - Income tax: out of court settlement payment to holders of 'AXA Prosperity Bonds'*

 This document has changed over time. This is a consolidated version of the ruling which was published on *1 July 2005*



## Class Ruling

### Income tax: out of court settlement payment to holders of 'AXA Prosperity Bonds'

---

#### *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

---

1. This Ruling is withdrawn and ceases to have effect after 30 June 2005. The Ruling continues to apply, in respect of the tax laws(s) ruled upon, to all persons within the specified class who enter into the specified arrangement during the term of the Ruling. Thus, the Ruling continues to apply to those persons, even following its withdrawal, for arrangements entered into prior to withdrawal of the Ruling. This is subject to there being no change in the arrangement or in the person's involvement in the arrangement.

---

### Commissioner of Taxation

4 February 2004

---

#### *Previous draft:*

Not previously issued as a draft

#### *Related Rulings/Determinations:*

TR 92/1; TR 92/3; TR 92/20;  
TR 95/35; TR 97/16; CR 2001/1

#### *Legislation references:*

- ITAA 1936 25(1)
- ITAA 1936 26AH
- ITAA 1936 26AH(6)
- ITAA 1936 26AH(6)(a)
- ITAA 1936 26AH(7)
- ITAA 1936 26AH(9)

- ITAA 1936 26AH(12)
- ITAA 1936 26(i)
- ITAA 1936 160AAB
- ITAA 1997 6-5
- ITAA 1997 118-300
- ITAA 1997 118-300(1) item 3
- Copyright Act 1968
- Freedom of Information Act 1982
- TAA 1953 Part IVAAA

#### *Case references:*

- *FCT v. Myer Emporium Ltd* (1987) 163 CLR 199; 18 ATR 693
  - *AAT case 7133, 1991*
-

Class Ruling

# CR 2004/14

---

Page 2 of 2

FOI status: **may be released**

---

ATO references:

NO 2004/001266

ISSN: 1445-2014