



CR 2004/29W - Income tax: AMP Limited Demerger - AMP Employee and Executive Option Plans

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 This document has changed over time. This is a consolidated version of the ruling which was published on *1 July 2004*

Class Ruling

Income tax: AMP Limited Demerger - AMP Employee and Executive Option Plans

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 This Ruling is withdrawn on and ceases to have effect after 30 June 2004. The Ruling continues to apply in respect of the tax law(s) ruled upon to all persons within the specified class who enter into a 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 the withdrawal of the Ruling. This is subject to there being no change in the arrangement or in the persons' involvement in the arrangement.

Commissioner of Taxation

24 March 2004

Previous draft:

Not previously issued as a draft

Related Rulings/Determinations:

CR 2001/1; CR 2003/107; TR 92/1;
TR 92/20; TR 95/3; TR 97/16

Subject references:

- employee share scheme
- options
- election
- no election
- capital gains tax
- cost base
- demerger

Legislative references:

- ITAA 1936 139B
- ITAA 1936 139B(2)
- ITAA 1936 139B(3)
- ITAA 1936 139CB
- ITAA 1936 139CB(1)
- ITAA 1936 139CB(1)(a)
- ITAA 1936 139CC
- ITAA 1936 139CC(2)
- ITAA 1936 139CC(3)
- ITAA 1936 139CC(4)
- ITAA 1936 139CD
- ITAA 1936 139E
- ITAA 1936 139FC

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- ITAA 1997 104-10
- ITAA 1997 104-25
- ITAA 1997 104-25(1)
- ITAA 1997 104-155
- ITAA 1997 104-155(1)
- ITAA 1997 116-20
- ITAA 1997 116-20(2)
- ITAA 1997 Div 125
- ITAA 1997 125-55
- ITAA 1997 125-65
- ITAA 1997 125-65(3)

- ITAA 1997 130-80
- ITAA 1997 130-80(2)
- Copyright Act 1968
- TAA 1953 Part IVA

Case references:

- *Tallerman & Co. Pty Ltd v. Nathan's
Merchandise (Vic) Pty Ltd* (1957) 98
CLR 93

ATO references

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