



***CR 2006/9W - Preferred Capital Limited,  
Commonwealth Bank of Australia - Perpetual  
Exchangeable Repurchaseable Listed Securities  
(PERLS III)***

 This cover sheet is provided for information only. It does not form part of *CR 2006/9W - Preferred Capital Limited, Commonwealth Bank of Australia - Perpetual Exchangeable Repurchaseable Listed Securities (PERLS III)*

 This document has changed over time. This is a consolidated version of the ruling which was published on *1 July 2009*

# Class Ruling

## Income tax: Preferred Capital Limited, Commonwealth Bank of Australia – Perpetual Exchangeable Repurchaseable Listed Securities (PERLS III)

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### **❶ This Ruling provides you with the following level of protection:**

This publication (excluding appendices) is a public ruling for the purposes of the *Taxation Administration Act 1953*.

A public ruling is an expression of the Commissioner's opinion about the way in which a relevant provision applies, or would apply, to entities generally or to a class of entities in relation to a particular scheme or a class of schemes.

If you rely on this ruling, we must apply the law to you in the way set out in the ruling (or in a way that is more favourable for you if we are satisfied that the ruling is incorrect and disadvantages you, and we are not prevented from doing so by a time limit imposed by the law). You will be protected from having to pay any under-paid tax, penalty or interest in respect of the matters covered by this ruling if it turns out that it does not correctly state how the relevant provision applies to you.

## Withdrawal

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1. This Ruling is withdrawn and ceases to have effect after 30 June 2009. However, the Ruling continues to apply after its withdrawal in respect of the tax laws ruled upon, to all persons within the specified class who entered into the specified arrangement during the term of the Ruling, subject to there being no change in the arrangement or in the person's involvement in the arrangement.

## References

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### *Previous draft:*

Not previously issued as a draft

### *Related Rulings/Determinations:*

TR 92/20

### *Subject references:*

- CGT
- cost base and reduced cost base
- dividends streaming arrangements

### *Legislative references:*

- TAA 1953
- ITAA 1936 Pt IIIAA Div 1A
- ITAA 1936 44(1)
- ITAA 1936 46H
- ITAA 1936 46I
- ITAA 1936 160APHM
- ITAA 1936 160APHN
- ITAA 1936 160APHO
- ITAA 1936 160APHO(2)
- ITAA 1936 177EA

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|----------------------------|--------------------------|
| - ITAA 1936 177EA(3)       | - ITAA 1997 110-55(2)    |
| - ITAA 1936 177EA(3)(a)    | - ITAA 1997 204-30       |
| - ITAA 1936 177EA(3)(b)(i) | - ITAA 1997 204-30(3)(c) |
| - ITAA 1936 177EA(3)(c)    | - ITAA 1997 204-30(8)    |
| - ITAA 1936 177EA(3)(d)    | - ITAA 1997 Subdiv 207-F |
| - ITAA 1936 177EA(5)(b)    | - ITAA 1997 207-20       |
| - ITAA 1936 177EA(14)(a)   | - ITAA 1997 207-20(1)    |
| - ITAA 1936 177EA(17)      | - ITAA 1997 207-20(2)    |
| - ITAA 1997 Div 67         | - ITAA 1997 207-145      |
| - ITAA 1997 67-25          | - ITAA 1997 960-130(1)   |
| - ITAA 1997 109-10         | - ITAA 1997 995-1        |
| - ITAA 1997 110-25         | - ITAA 1997 995-1(1)     |
| - ITAA 1997 110-25(2)(a)   | - Copyright Act 1968     |
| - ITAA 1997 110-55         |                          |
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## ATO references

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ATOlaw topic: Income Tax ~~ Capital Gains Tax ~~ cost base and  
reduced cost base  
Income Tax ~~ Tax offsets, credits and benefits ~~  
franking tax offset