

PR 2003/33A - Addendum - Income tax: Tasmanian Truffle Project No. 2

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Addendum

Product Ruling

Income tax: Tasmanian Truffle Project No. 2

This Addendum amends Product Ruling PR 2003/33 to reflect changes to simplified tax system legislation from 2005-06 onwards.

PR 2003/33 is amended as follows:

1. Paragraph 64

Replace the paragraph with:

64. To be an 'STS taxpayer' a Grower must be eligible to be an 'STS taxpayer' and must have elected to be an 'STS taxpayer'. Changes to the STS rules apply from 1 July 2005. From that date, STS taxpayers may use the accruals accounting method. For a Grower participating in the Project, the recognition of income and the timing of tax deductions under the STS where the Grower uses the cash accounting method is different.

2. Paragraph 73

After the paragraph insert:

73A. For the 2005-06 income year and later years, a Grower's ordinary income from carrying on a business of growing Truffles will be assessable in the income year in which that income is derived where that Grower uses the accruals accounting method, or in the income year in which that income is received where that Grower uses the cash accounting method.

3. Paragraph 77

Replace Note (iv) with:

- (iv) For the 2002-03 to 2004-05 income years, an amount shown in the table above is deductible in full in the year in which it is paid where the Grower is an 'STS taxpayer'.
- For the 2005-06 income year, an amount shown in the table above is deductible in full in the year that it is incurred where the Grower is an 'STS taxpayer' using the accruals accounting method, or in the year it is paid

where the Grower is an 'STS taxpayer' using the cash accounting method.

4. Paragraph 106

Replace the paragraph with:

106. If the Grower is not an 'STS taxpayer' or an 'STS taxpayer' using accruals accounting method (for the 2005-06 income year), the management fees and the licence fees are deductible in the year in which they are incurred.

5. Paragraph 107

(a) Replace the first sentence with:

If the Grower is an 'STS taxpayer' (for the 2002-03 to 2004-05 income years) or an 'STS taxpayer' using the cash accounting method (for the 2005-06 income year), the management fees and the licence fees are deductible in the year in which they are paid.

(b) From the second sentence, omit, 'or is paid for the Grower'.

This Addendum applies on and from 1 July 2005.

Commissioner of Taxation

19 October 2005

ATO references

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