

PR 2005/38A - Addendum - Income tax: QPFL Project No. 9

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Addendum

Product Ruling

Income tax: QPFL Project No. 9

This Addendum amends Product Ruling PR 2005/38 to reflect changes to the simplified tax system legislation from 1 July 2005.

PR 2005/38 is amended as follows:

1. Paragraph 43

Omit the paragraph and substitute:

43. 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 is different under the STS where the Grower uses the cash accounting method.

2. Paragraph 48

Omit the paragraph and substitute:

48. A Grower will recognise ordinary income from carrying on the business of afforestation at the time that income is derived when they are:

- not an 'STS taxpayer'; or
- an 'STS taxpayer' using the accruals accounting method for the 2005-06 and later income years.

3. Paragraph 49

Omit the paragraph and substitute:

49. A Grower who is an 'STS taxpayer' using the cash accounting method will be assessable on ordinary income from carrying on their business of afforestation in the income year in which that income is received.

PR 2005/38**4. Paragraph 51**

(a) Omit the paragraph and substitute:

51. However, if for any reason, an amount shown or referred to in the Table below is not fully paid in the year in which it is incurred by a Grower who is an 'STS taxpayer' using the cash accounting method then the amount is only deductible to the extent to which it has been paid, or has been paid for the Grower. Any amount or part of an amount shown in the Table below which is not paid by the Grower who is an 'STS taxpayer' using the cash accounting method in the year in which it is incurred will be deductible in the year in which it is actually paid. The years shown in the Table below relate to a Grower who is accepted into the Project on or before 30 June 2005.

(b) Omit the table and substitute:

Fee Type	Year ended 30 June 2005	Year ended 30 June 2006	Year ended 30 June 2007
Establishment services fee for Seasonally Dependent Agronomic Activities	\$4,568 See Notes (i) & (ii)		
Establishment services fee for non-Seasonally Dependent Agronomic Activities	\$822 See Notes (i) & (ii)		
Maintenance fees		Must be calculated See Notes (i) & (iii)	Must be calculated See Notes (i) & (iii)
Licence fee	Must be calculated See Notes (i) & (iii)	Must be calculated See Notes (i) & (iii)	Must be calculated See Notes (i) & (iii)
Interest (QPFL Finance Pty Ltd)	As incurred (Non-STSTaxpayers) or as paid (STSTaxpayers) See Note (iv)	As incurred (Non-STSTaxpayers and STSTaxpayers using accruals accounting) or as paid (STSTaxpayers) See Note (iv)	As incurred (Non-STSTaxpayers and STSTaxpayers using accruals accounting) or as paid (STSTaxpayers) See Note (iv)

- (c) Omit the third sentence in Note (ii) and substitute:
The establishment services fee is deductible in the income year in which it is incurred (where the Grower is not an 'STS taxpayer' or is not an 'STS taxpayer' using the cash accounting method) or in the year in which it is paid (where the Grower is an 'STS taxpayer' using the cash accounting method).
- (d) Omit the third sentence in Note (iii) and substitute:
'Excluded expenditure' is an 'exception' to the prepayment rules and is deductible in full in the year in which it is incurred (where the Grower is not an 'STS taxpayer' or is not an 'STS taxpayer' using the cash accounting method) or in the year in which it is paid (where the Grower is an 'STS taxpayer' using the cash accounting method).

This Addendum applies on and from 1 July 2005.

Commissioner of Taxation

25 January 2006

ATO references

NO: 2005/18404

ISSN: 1441-1172

ATOlaw topic: Income Tax ~~ Product ~~ timber