


***TD 92/165 - Income tax: insurance: can a life assurance company claim a deduction under section 279 for the cost of providing death and disability cover for members of a complying superannuation fund?***

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This Determination, to the extent that it is capable of being a 'public ruling' in terms of Part IVAAA of the *Taxation Administration Act 1953*, is a public ruling for the purposes of that Part. Taxation Ruling TR 92/1 explains when a Determination is a public ruling and how it is binding on the Commissioner. Unless otherwise stated, the Determination applies to transactions entered into both before and after its date of issue.

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## Taxation Determination

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### **Income tax: insurance: can a life assurance company claim a deduction under section 279 for the cost of providing death and disability cover for members of a complying superannuation fund?**

1. No. Section 279 of the *Income Tax Assessment Act 1936* only allows a complying superannuation fund to claim a deduction for the cost of providing death and disability cover for members of a complying superannuation fund. A life assurance company cannot be a complying superannuation fund and is therefore unable to claim a deduction under section 279.

**Commissioner of Taxation**

01/10/92

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