

TD 93/86A1 - Addendum - Income tax: capital gains: are the totality of rights under a contract considered to be the one asset, or is each right considered to be a separate asset for CGT purposes?

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Addendum

Taxation Determination

Income tax: capital gains: are the totality of rights under a contract considered to be the one asset, or is each right considered to be a separate asset for CGT purposes?

This Addendum amends Taxation Determination TD 93/86 to reflect the rewritten capital gains tax provisions found in Parts 3-1 and 3-3 of the *Income Tax Assessment Act 1997*. The Addendum also amends TD 93/86 to correct a typographical error.

This addendum applies from 14 September 2006, the date of effect of the repeal of the former capital gains tax provisions in Part IIIA of the *Income Tax Assessment Act 1936* by *Tax Laws Amendment (Repeal of Inoperative Provisions) Act 2006*.

Taxation Determination TD 93/86 is amended as follows:

1. Paragraph 1

Omit 'Part IIIA of the *Income Tax Assessment Act 1936*'; substitute 'Parts 3-1 and 3-3 of the *Income Tax Assessment Act 1997*'.

2. Paragraph 2

Omit the word 'contractal'; substitute 'contractual'.

3. Legislative references

Omit 'ITAA 160A'; substitute 'ITAA 1997 108-5'.

This Addendum applies from 14 September 2006.

Taxation Determination

TD 93/86

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Commissioner of Taxation

14 May 2008

ATO references

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