



# ***TR 2001/List - Income tax and other taxes: Determinations, Rulings, and notices of withdrawal, addendum and erratum issued in 2001***

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 This document has changed over time. This is a consolidated version of the ruling which was published on *19 December 2001*



## Taxation Ruling

### Income tax and other taxes: Determinations, Rulings, notices of withdrawal, addendum and erratum issued in 2001

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#### *Preamble*

*This document is not a 'public ruling' in terms of Part IVAAA of the Taxation Administration Act 1953 and is not legally binding on the Commissioner. Taxation Rulings TR 92/1 and TR 97/16 together explain when a Ruling is a public ruling and how it is binding on the Commissioner.*

## What this Ruling is about

### Class of person/arrangement

1. This Ruling lists all draft and final Determinations and Rulings, as well as all notices of withdrawal and addendum to Determinations and Rulings, issued by the Commissioner of Taxation in calendar year 2001.

## Ruling

2. This Ruling lists the documents that have been issued during 2001 divided by function and showing in relation to each action the number of the document, its title and the date the action took place.

## Goods and Services Tax

3. During the calendar year 2001 the Commissioner of Taxation issued:

### Draft Goods and Services Tax Rulings

Ruling	Title	Issue date
GSTR 2001/D1	Goods and services tax: how does section 188-25 affect the calculation of 'projected annual turnover' for the purposes of the GST Act?	09.05.01
GSTR 2001/D2	Goods and services tax: when is a 'supply of a going concern' GST-free?	28.02.01

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GSTR 2001/D3	Goods and services tax: when is a sale of real property a sale of new residential premises?	20.06.01
GSTR 2001/D4	Goods and services tax: apportioning the consideration for a supply that includes taxable and non-taxable parts	29.06.01
GSTR 2001/D5	Goods and services tax: non-monetary consideration	29.06.01
GSTR 2001/D6	Goods and services tax: Exports of goods	29.08.01
GSTR 2001/D7	Goods and Services Tax: prizes	28.11.01
GSTR 2001/D8	Goods and services tax: recipient created tax invoices and foreign currency conversions	19.12.01
GSTR 2001/D9	Goods and services tax: GST treatment of financial supplies and related supplies and acquisitions	19.12.01

**Draft Goods and Services Tax Rulings - notices of Addenda**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
GSTR 2000/20	Goods and Services Tax: commercial residential premises	19.12.01

**Goods and Services Tax Rulings**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
GSTR 2001/1	Goods and Services Tax: supplies that are GST-free for tertiary education courses	17.01.01
GSTR 2001/2	Goods and Services Tax: Foreign Exchange conversion	02.02.01
GSTR 2001/3	Goods and Services Tax: GST and how it applies to supplies of fringe benefits	18.05.01
GSTR 2001/4	Goods and Services Tax: GST consequences of court orders and out-of-court settlements	20.06.01
GSTR 2001/5	Goods and Services Tax: when is a 'supply of a going concern' GST-free	11.07.01
GSTR 2001/6	Goods and Services Tax: non-monetary consideration	28.11.01
GSTR 2001/7	Goods and services tax: meaning of annual turnover, including the effect of section 188-25 on projected annual turnover	05.12.01
GSTR 2001/8	Goods and services tax: apportioning the consideration for a supply that includes taxable and non-taxable parts	19.12.01

**Goods and Services Tax Rulings - notices of Partial Withdrawal**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
GSTR 2001/5	Goods and services tax: when is a 'supply of a going concern' GST-free?	05.09.01

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**Draft Goods and Services Tax Determinations**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
GSTD 2001/D1	Goods and Services Tax: what are the requirements for treating a particular document as an adjustment note when an adjustment arises from a payment made by a third party?	31.10.01

**Goods and Services Tax Determinations**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
GSTD 2001/1	Goods and Services Tax: what is the GST treatment of the administration levy paid by parents and carers to a Family Day Care Scheme and Child Care Benefits (CCB) paid to carers by a Family Day Care Scheme on behalf of parents?	10.01.01
GSTD 2001/2	Goods and Services Tax: is the sale of goods by a lessor on expiry of a lease agreement a separate supply to the lease of the goods?	14.03.01

**Goods and Services Tax Bulletins**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
GSTB 2001/1	Goods and Services Tax: Pulses supplied as food for human consumption	28.03.01
GSTB 2001/2	Goods and Services Tax: Accommodation in caravan parks and camping grounds	16.05.01
GSTB 2001/3	Goods and Services Tax: Simplified calculation of input tax credits for caravan park operators	24.08.01

**Goods and Services Tax Bulletins – Notices of Withdrawal**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
GSTB 2000/5	Goods and Services Tax: Accommodation in caravan parks and camping grounds	16.05.01

**Income Tax**

4. During the calendar year 2001 the Commissioner of Taxation issued:

**Income Tax Rulings – notices of Withdrawal**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
IT 2500	Policy governing issue of Income Tax Rulings: status of Rulings: advance opinions	07.02.01
IT 148	Income tax: depreciation on road transport vehicles	25.07.01

**TR 2001/List****Excise Bulletins**

5. During the calendar year 2001 the Commissioner of Taxation issued:

**Final Excise Bulletins**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
EB 2001/1	Excise: Diesel and alternative fuels grants scheme – fuel used by refrigerated trailers	11.04.01

**Product Rulings**

6. During the calendar year 2001 the Commissioner of Taxation issued:

**Product Rulings**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
PR 2001/1	Income tax: The Paulownia West Coast Project No. 4	10.01.01
PR 2001/2	Income tax: Australian Grains Fund	10.01.01
PR 2001/3	Income tax: Queensland Paulownia Forests Project No. 5.	10.01.01
PR 2001/4	Income tax: Australian Blue Gum 2001	17.01.01
PR 2001/5	Income tax: Tanunda Hill Vineyard Project	17.01.01
PR 2001/6	Income tax: Frankland River Olive Project - Supplementary Prospectus	31.01.01
PR 2001/7	Income tax: Coonalpyn Olives Project No. 2	31.01.01
PR 2001/8	Income tax: Settlement 22 Managed Investment Scheme	31.01.01
PR 2001/9	Income tax: Great Southern Plantations 2001 and 2002 Projects	31.01.01
PR 2001/10	Income tax: APT Plantation Project No. 11	31.01.01
PR 2001/11	Income tax: Palandri 2000 Project - Second Offering	07.02.01
PR 2001/12	Income tax: Summerhill Orchards 2000 (revised arrangement)	07.02.01
PR 2001/13	Income tax: Australian Forests Project 2001	14.02.01
PR 2001/14	Income tax: ITC Sandalwood Project 2001	14.02.01
PR 2001/15	Income tax: 2001 Timbercorp Almond Project	21.02.01
PR 2001/16	Income tax: Australian Growth-Timber Project No. 4	28.02.01
PR 2001/17	Income tax: Forest Rewards Sandalwood Project 2001	07.03.01
PR 2001/18	Income tax: Pinetec Woodlot Project 2001	07.03.01

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PR 2001/19	Income tax: WRF Kangaroo Island Plantations 2002	14.03.01
PR 2001/20	Income tax: Campbells River Project	14.03.01
PR 2001/21	Income tax: Willmott Forests - 2001 Project	21.03.01
PR 2001/22	Income tax: Larenta Olives Project No. 2	21.03.01
PR 2001/23	Income tax: The Boundary Bend Estate (J.V. Three) Project	21.03.01
PR 2001/24	Income tax: Ginkgo Australia Project	21.03.01
PR 2001/25	Income tax: The Timber Australia Project	21.03.01
PR 2001/26	Income tax: Karri Oak Project No. 2 (Stage 3)	28.03.01
PR 2001/27	Income tax: Settlement 22 Managed Investment Scheme	28.03.01
PR 2001/28	Income tax: Olea Australia Olive Project Stage II	28.03.01
PR 2001/29	Income tax: Tarwoona Olives Scheme No. 1	28.03.01
PR 2001/30	Income tax: Coonawarra Premium Vineyards Project No. 2	28.03.01
PR 2001/31	Income tax: Tasmanian Truffle Project No. 1	28.03.01
PR 2001/32	Income tax: Opal Olive Project	11.04.01
PR 2001/33	Income tax: Heydon Park Olive Project	04.04.01
PR 2001/34	Income tax: The Schobers Road Vineyard	04.04.01
PR 2001/35	Income tax: Braidwood Vineyard Project	04.04.01
PR 2001/36	Income tax: Frankland River Olive Project - Supplementary Prospectus	04.04.01
PR 2001/37	Income tax: Paulownia Ridge Project	04.04.01
PR 2001/38	Income tax: Paulownia Timber Plantations Project	11.04.01
PR 2001/39	Income tax: WRF Paulownia Plantations Project	11.04.01
PR 2001/40	Income tax: Mount Bellarine Vineyard	02.05.01
PR 2001/41	Income tax: Magpie Ridge Vineyards Project	11.04.01
PR 2001/42	Income tax: Parkview Orchard Project	11.04.01
PR 2001/43	Income tax: Queensland Pine Forests No. 2	18.04.01
PR 2001/44	Income tax: Carina Park Almond Stage 2 Project	18.04.01
PR 2001/45	Income tax: Black Truffle Project 2001	18.04.01
PR 2001/46	Income tax: Paulownia Forestry Project 2001	18.04.01
PR 2001/47	Income tax: Barkworth Olives Project No. 5	26.04.01
PR 2001/48	Income tax: Forestry Bond 2001	26.04.01
PR 2001/49	Income tax: Guilderton Olives	26.04.01
PR 2001/50	Income tax: The Australian Oak Project	26.04.01
PR 2001/51	Income tax: ITC Hardwood Timber Project 2001	26.04.01
PR 2001/52	Income tax: Plantcorp 2001 Radiata Pine Project	26.04.01
PR 2001/53	Income tax: Kimseed Eucalyptus Esperance 2000 Project - Supplementary Prospectus April 2001	26.04.01
PR 2001/54	Income tax: Kiri Park Project No. 2	02.05.01
PR 2001/55	Income tax: Forests Rewards Brushwood Project 2001	02.05.01
PR 2001/56	Income tax: Forest Rewards Teak Project 2001	02.05.01
PR 2001/57	Income tax: James Estate Vineyards Project	09.05.01
PR 2001/58	Income tax: Sunset Sultana Project	09.05.01
PR 2001/59	Income tax: Boort Olives Project No. 1	09.05.01
PR 2001/60	Income tax: APT Eucalypt SolidWood Project 2001	09.05.01
PR 2001/61	Income tax: APT Pine SolidWood Project 2001	09.05.01
PR 2001/62	Income tax: Plantcorp 2001 Blue Gum Project	09.05.01
PR 2001/63	Income tax: Northern Rivers Coffee Project 2	09.05.01
PR 2001/64	Income tax: film investment – The Secret of the Glass of Water	16.05.01

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PR 2001/65	Income tax: NoRegrets Managed Retail Franchise Project	16.05.01
PR 2001/66	Income tax: Australian Olives Project No. 4	16.05.01
PR 2001/67	Income tax: Settlers Rise Premium Vineyard Project	23.05.01
PR 2001/68	Income tax: "Liquid Bridge" Film Investment	23.05.01
PR 2001/69	Income tax: Brokkensted Vineyard Project	23.05.01
PR 2001/70	Income tax: Australian Growth Timber Project 3	30.05.01
PR 2001/71	Income tax: WRF Kangaroo Island Plantations 2002	30.05.01
PR 2001/72	Income tax: TFS Sandalwood Project 2000	30.05.01
PR 2001/73	Income tax: Brookly Park Olive Groves Project No. 2	23.05.01
PR 2001/74	Income tax: Frankland River Olive Project 2001	23.05.01
PR 2001/75	Income tax: Tumbarumba Paulownia Plantation No. 2	23.05.01
PR 2001/76	Income tax: Carina Park Almond Stage 3 Project	30.05.01
PR 2001/77	Income tax: APT Plantation Project No. 11	06.06.01
PR 2001/78	Income tax: Tanunda Hill Vineyard Project	06.06.01
PR 2001/79	Income tax: Sandalwood and Mango Project 2001	06.06.01
PR 2001/80	Income tax: deductibility of interest incurred on borrowing's under the ANZ Protected Equity Portfolio Product	06.06.01
PR 2001/81	Income tax: Australian Eucalypt Project 1999	13.06.01
PR 2001/82	Income tax: Australian Eucalypt Project 1998	13.06.01
PR 2001/83	Income tax: Beechworth Winegrape Project	13.06.01
PR 2001/84	Income tax: Boort Olives Project No. 2	13.06.01
PR 2001/85	Income tax: Brilliant Gold Reef Project	13.06.01
PR 2001/86	Income tax: Deductibility of interest incurred on borrowings under The Macquarie Apollo Trust	13.06.01
PR 2001/87	Income tax: The Hatchling Film Project	15.06.01
PR 2001/88	Income tax: Mount Bellarine Vineyard Project	15.06.01
PR 2001/89	Income tax: deductibility of interest incurred on borrowings under the Equity Margins Limited Protected Equity Portfolio Loan	20.06.01
PR 2001/90	Income tax: Exotic Timbers of Australia NT3 Project	20.06.01
PR 2001/91	Income tax: Mobandilla Cotton Project No. 2	20.06.01
PR 2001/92	Income tax: Grampians Olive Project 2001	20.06.01
PR 2001/93	Income tax: Coonawarra Wine Grape Project	20.06.01
PR 2001/94	Income tax: Neem Australia Project No.1	27.06.01
PR 2001/95	Income tax: "The Pact" Film Investment	27.06.01
PR 2001/96	Income tax: "Whitman's Vengeance" Film Investment	27.06.01
PR 2001/97	Income tax: Australian Eucalypt Project 1997	27.06.01
PR 2001/98	Income tax: Australian Eucalypt Project 1996	27.06.01
PR 2001/99	Income tax: Australian Eucalypt Project 1995	27.06.01
PR 2001/100	Income tax: Australian Eucalypt Project 1994	27.06.01
PR 2001/101	Income tax: Australian Eucalypt Project 1993	27.06.01
PR 2001/102	Income tax: Australian Eucalypt Project 1992	27.06.01
PR 2001/103	Income tax: Old Mundulla Vineyard Project 1998	27.06.01
PR 2001/104	Income tax: Norfolk Ridge Vineyards Prospectus Number 2	27.06.01
PR 2001/105	Income tax: Norfolk Ridge Vineyards	27.06.01
PR 2001/106	Income tax: Great Southern Plantations 1994	27.06.01
PR 2001/107	Income tax: Great Southern Plantations 1995	27.06.01

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PR 2001/108	Income tax: Great Southern Plantations 1996	27.06.01
PR 2001/109	Income tax: Great Southern Plantations 1997	27.06.01
PR 2001/110	Income tax: Great Southern Plantations 1998	27.06.01
PR 2001/111	Income tax: Great Southern Plantations 1999	27.06.01
PR 2001/112	Income tax: Great Southern Plantations 2000	27.06.01
PR 2001/113	Income tax: Great Southern Blue Gum Plantations 2000/2001 Projects	27.06.01
PR 2001/114	Income tax: Kimseed Robin Downs 1994 Project	29.06.01
PR 2001/115	Income tax: Kimseed Robin Downs 1995 Project	29.06.01
PR 2001/116	Income tax: Kimseed Robin Downs 1996 Project	29.06.01
PR 2001/117	Income tax: Kimseed Robin Downs 1997 Project	29.06.01
PR 2001/118	Income tax: Kimseed Eucalypts Esperance 2000 Project	29.06.01
PR 2001/119	Income tax: Queensland Paulownia Forests Project No. 4	29.06.01
PR 2001/120	Income tax: Queensland Paulownia Forests Project No. 2	29.06.01
PR 2001/121	Income tax: Paulownia Forestry Scheme	29.06.01
PR 2001/122	Income tax: CMCL Produce Pools	29.06.01
PR 2001/123	Income tax: 2000 Timbercorp Olive Project (Private Offer)	04.07.01
PR 2001/124	Income tax: Tiwi Islands Acacia Project No. 1	11.07.01
PR 2001/125	Income tax: Almond Orchards Australia Robinvale 2000	15.08.01
PR 2001/126	Income tax: Almond Orchards Australia Robinvale 2000	15.08.01
PR 2001/127	Income tax: Forestry Tasmania Trees Trust 1999	15.08.01
PR 2001/128	Income tax: Film Investment – Desert Vet documentaries	05.09.01
PR 2001/129	Income tax: Specific Vineyard Project No. 3	26.09.01
PR 2001/130	Income tax: Palandri 2000 Project – Second Offering	10.10.01
PR 2001/131	Income tax: ITC Hardwood Timber Project 2000	17.10.01
PR 2001/132	Income tax: ITC Eucalypts 1999 Green Triangle Project	17.10.01
PR 2001/133	Income tax: ITC Eucalypts 1999 West Australian Project	17.10.01
PR 2001/134	Income tax: 2002 Timbercorp Eucalypts Project	17.10.01
PR 2001/135	Income tax: Neem Australia Project No. 1	17.10.01
PR 2001/136	Income tax: Barkworth Olive Groves Project No 3	24.10.01
PR 2001/137	Income tax: Queensland Olives	24.10.01
PR 2001/138	Income tax: Australian Olives Project	24.10.01
PR 2001/139	Income tax: Australian Olives Project No.2	24.10.01
PR 2001/140	Income tax: Kimseed Robin Downs 1996 Project	31.10.01
PR 2001/141	Income tax: Queensland Paulownia Forests Project No 5: Extended Offer	31.10.01
PR 2001/142	Income tax: WRF Kangaroo Island Plantations 2002	31.10.01
PR 2001/143	Income tax: Oilgrowers Management Project No 3	14.11.01
PR 2001/144	Income tax: Magpie Ridge Vineyards Project – Stage 1	14.11.01
PR 2001/145	Income tax: Carina Park Almond Project (8 March 2000 to 30 May 2000)	14.11.01
PR 2001/146	Income tax: Carina Park Almond Project (1 September 1999 to 7 March 2000)	14.11.01

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PR 2001/147	Income tax: Willmott Forests Project - 2002 Prospectus	14.11.01
PR 2001/148	Income tax: Australian Blue Gum Project 1999	21.11.01
PR 2001/149	Income tax: Mt Barker Vineyards Fig Tree Lane Vineyard Project	21.11.01
PR 2001/150	Income tax: Tasmanian Forests Trust No. 1	21.11.01
PR 2001/151	Income tax: Tasmanian Forests Trust No. 2	21.11.01
PR 2001/152	Income tax: Tasmanian Forests Trust No. 3	21.11.01
PR 2001/153	Income tax: Tasmanian Forests Trust No. 4	21.11.01
PR 2001/154	Income tax: Tasmanian Forests Trust No. 5	21.11.01
PR 2001/155	Income tax: Tasmanian Forests Trust No. 6	21.11.01
PR 2001/156	Income tax: Tasmanian Forest Project 2000	21.11.01
PR 2001/157	Income tax: The Kings Creek Vineyard Project	28.11.01
PR 2001/158	Income tax: Willmott Forests – 2000 Project	28.11.01
PR 2001/159	Income tax: Timber Capital Plantation Prospectus 1999	28.11.01
PR 2001/160	Income tax: T.F.S. Sandalwood Project No. 2	05.12.01
PR 2001/161	Income tax: Wingrove Paulownia Project	05.12.01
PR 2001/162	Income tax: Australian Irrigated Timber Project No 1 (revised arrangement)	12.12.01
PR 2001/163	Income tax: deductibility of interest incurred on borrowings under the UBS Warburg Protected Equity Product	19.12.01
PR 2001/164	Income tax: Carina Park Almond Stage 4 Project	19.12.01
PR 2001/165	Income tax: 1995 Timbercorp Eucalypts Project	19.12.01
PR 2001/166	Income tax: 1996 Timbercorp Eucalypts Project	19.12.01
PR 2001/167	Income tax: 1997 Timbercorp Eucalypts Project	19.12.01
PR 2001/168	Income tax: 1998 Timbercorp Eucalypts Project	19.12.01
PR 2001/169	Income tax: Tasmanian Truffle Project No. 1 – Supplementary Prospectus	19.12.01
PR 2001/170	Income tax: Lake Aquaculture Project	19.12.01
PR 2001/171	Income tax: Mary Valley Paulownia Project	19.12.01
PR 2001/172	Income tax: Brookhampton Estate Vineyard Project	19.12.01
PR 2001/173	Income tax: Brookhampton Estate Vineyard Project	19.12.01
PR 2001/174	Income tax: Coralee Olives Project Stage 1	19.12.01
PR 2001/175	Income tax: Coralee Olives Project Stage 2	19.12.01
PR 2001/176	Income tax: Queensland Paulownia Forests Project No 6	19.12.01
PR 2001/177	Income tax: Margaret River Watershed Premium Wine Project	19.12.01

**Product Rulings – notices of Withdrawal**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
PR 2000/86	Income tax: Australian Premium Coffee Project	31.01.01
PR 1999/46	Income tax: Pineplan Managed Investment Scheme	14.02.01
PR 1999/8	Income tax: Australian Hardwood Management Project No. 2	21.02.01
PR 2000/10	Income tax: Coonawarra Wine-grape Project Investment	21.02.01
PR 2000/37	Income tax: Pineplan Managed Investment Scheme	21.02.01
PR 1999/102	Income tax: Shaw Vineyard Estate Project 1999	21.03.01
PR 2000/44	Income tax: Parkview Orchard Project	21.03.01

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PR 1999/103	Income tax: Tiwi Islands Acacia Project No. 1	28.03.01
PR 2000/17	Income tax: Saint Magnus Vineyards Project	28.03.01
PR 2000/22	Income tax: Tiwi Islands Acacia Project No. 2	28.03.01
PR 1999/7	Income tax: Goulburn Valley Orchards Project	04.04.01
PR 2000/11	Income tax: Goulburn Valley Orchards 2000 Project	04.04.01
PR 2000/34	Income tax: Heydon Park Olive Project	04.04.01
PR 2000/85	Income tax: James Estate Vineyard Project	04.04.01
PR 2001/27	Income tax: Settlement 22 Managed Investment Scheme	02.05.01
PR 1999/45	Income tax: Australian Cotton Project	09.05.01
PR 1999/61	Income tax: Coonawarra Premium Vineyard Project	30.05.01
PR 2000/12	Income tax: Greenock Vines Project	30.05.01
PR 2000/64	Income tax: Carina Park Almond Project	30.05.01
PR 2000/31	Income tax: WRF Kangaroo Island Plantations	06.06.01
PR 1998/5	Income tax: 1999 Timbercorp Eucalypts Project	13.06.01
PR 1999/77	Income tax: Coonawarra Blue Gums 1999 Project	13.06.01
PR 1999/93	Income tax: Native Pepper Project	13.06.01
PR 2000/7	Income tax: 2000 Timbercorp Euaclypts Project	13.06.01
PR 2000/41	Income tax: The Boundary Bend Estate (J.V.Two) Project	13.06.01
PR 2000/69	Income tax: Peel River Vineyards	13.06.01
PR 1999/25	Income tax: Tasmanian Forest Trust No. 7 Project	20.06.01
PR 1999/70	Income tax: Paulownia Tree Farming Project No. 1	20.06.01
PR 2000/30	Income tax: Forest Rewards Sandalwood Project 2000	20.06.01
PR 1999/10	Income tax: The Paulownia West Coast Project No. 2	27.06.01
PR 1999/18	Income tax: Norfolk Ridge Vineyards Project	27.06.01
PR 1999/24	Income tax: Murtagh of Rutherglen No 3	27.06.01
PR 1999/29	Income tax: Margaret River Wine Business	27.06.01
PR 1999/33	Income tax: Mt Barker Vineyards Fig Tree Lane Vineyard Project	27.06.01
PR 1999/47	Income tax: The Koorian Olives Project	27.06.01
PR 1999/56	Income tax: Coonalpyn Olives Project	27.06.01
PR 1999/59	Income tax: Faraday Riding Vineyard Project	27.06.01
PR 1999/72	Income tax: Northern Rivers Coffee Project No 1	27.06.01
PR 1999/84	Income tax: GlenKara Estate Vineyard Project	27.06.01
PR 1999/92	Income tax: Mt Barker Vineyards Fig Tree Lane Vineyard Project	27.06.01
PR 1999/96	Income tax: Norfolk Ridge Vineyards Prospectus Number 2 (post 30 June investors)	27.06.01
PR 2000/40	Income tax: Great Southern Olive Project	27.06.01
PR 2000/45	Income tax: Norfolk Ridge Vineyards Project – Stage 3	27.06.01
PR 2000/46	Income tax: Kiri Park Project	27.06.01
PR 2000/50	Income tax: The Paulownia West Coast Project No. 3	27.06.01
PR 2000/51	Income tax: Exotic Timbers of Australia, ETA NT1 Project	27.06.01
PR 2000/52	Income tax: Gunns Plantations Woodlot Project 2000	27.06.01
PR 2000/60	Income tax: Treecorp Clearwood Project 2000	27.06.01
PR 2000/66	Income tax: Australian Cricket Bat Willow Project 2000	27.06.01

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PR 2000/74	Income tax: Heritage Paulownia Forests Project No. 1	27.06.01
PR 1999/71	Income tax: Kimseed Bluegum Project	29.06.01
PR 2000/39	Income tax: Barkworth Olive Grove Project No. 4	29.06.01
PR 2000/112	Income tax: Percydale Olive Estate	18.07.01
PR 2001/87	Income tax: The Hatchling Film Project	18.07.01
PR 2000/54	Income tax: Rosedale Vines Project	15.08.01
PR 2000/61	Income tax: Forestry Tasmania Trees Trust 2000	15.08.01
PR 2000/63	Income tax: Almond Orchards Australia Robinvale 2000	15.08.01
PR 1999/80	Income tax: Heritage Plantations Tea Tree Oil Project No 1	22.08.01
PR 2000/23	Income tax: Emerald Hills Cattle Project	22.08.01
PR 2000/32	The Olea Australis	22.08.01
PR 2000/67	Income tax: Mountain River Food project Prospectus No 1	22.08.01
PR 2000/80	Income tax: ITC Hardwood Timber Project 2000 – Supplementary Prospectus	22.08.01
PR 1999/98	Income tax: ITC Eucalyptus 1999 Esperance Project	22.08.01
PR 1999/99	Income tax: Hanging Rock Secondo	29.08.01
PR 2001/32	Income tax: OPAL Olive Project	24.10.01
PR 2000/36	Income tax: Australian Olives Project No. 3	24.10.01
PR 1999/28	Income tax: Karri Oak Vineyard Project No. 2	07.11.01
PR 2000/119	Income tax: Red Earth Olives Project	07.11.01
PR 2000/116	Income tax: Watermark Vineyard Project	14.11.01
PR 1999/41	Income tax: Chateau Xanadu Vineyards Project	14.11.01
PR 2000/57	Income tax: Chateau Xanadu Vineyards II	14.11.01
PR 2000/79	Income tax: Lockie Leonard Film Scheme	12.12.01
PR 2001/92	Income tax: Grampians Olive Project 2001	12.12.01

**Product Rulings – notices of Addenda**

<b>Product Ruling</b>	<b>Title</b>	<b>Issue date</b>
PR 1999/8	Income tax: Australian Hardwood Management Project No. 2	21.02.01
PR 2000/10	Income tax: Coonawarra Wine-grape Project Investment	21.02.01
PR 1999/102	Income tax: Shaw Vineyard Estate Project 1999	21.03.01
PR 1999/103	Income tax: Tiwi Islands Acacia Project No. 1	28.03.01
PR 2000/17	Income tax: Saint Magnus Vineyards Project	28.03.01
PR 2000/22	Income tax: Tiwi Islands Acacia Project No. 2	28.03.01
PR 1999/7	Income tax: Goulburn Valley Orchards Project	04.04.01
PR 2000/11	Income tax: Goulburn Valley Orchards 2000 Project	04.04.01
PR 2000/34	Income tax: Heydon Park Olive Project	04.04.01
PR 2000/112	Income tax: Percydale Olive Estate	11.04.01
PR 2001/26	Income tax: Karri Oak Project No. 2 (Stage 3)	02.05.01
PR 2000/100	Income tax: 2001 Timbercorp Olive Project	09.05.01
PR 2001/52	Income tax: Plantcorp 2001 Radiata Pine Project	09.05.01
PR 2001/45	Income tax: Black Truffle Project	23.05.01
PR 2000/70	Income tax: deductibility of interest incurred on borrowings under the Macquarie Geared Equities Investment Facility	23.05.01
PR 1999/61	Income tax: Coonawarra Premium Vineyard Project	30.05.01

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PR 2000/12	Income tax: Greenock Vines Project	30.05.01
PR 2000/64	Income tax: Carina Park Almond Project	30.05.01
PR 2000/78	Income tax: Plantation Forestry Hardwood Project No. 3	30.05.01
PR 2001/1	Income tax: The Paulownia West Coast Project No. 4	30.05.01
PR 2001/3	Income tax: Queensland Paulownia Forests Project No. 5	30.05.01
PR 2001/9	Income tax: Great Southern Plantations 2001 and 2002 Projects	30.05.01
PR 2001/13	Income tax: Australian Forests Project 2001	30.05.01
PR 2001/28	Income tax: Olea Australis Olive Project Stage II	06.06.01
PR 2000/31	Income tax: WRF Kangaroo Island Plantations	06.06.01
PR 1999/11	Income tax: The Larenta Olives Project	06.06.01
PR 2001/31	Income tax: Tasmanian Truffle Project No. 1	06.06.01
PR 2001/25	Income tax: The Timber Australia Project	06.06.01
PR 1998/5	Income tax: 1999 Timbercorp Eucalypts Project	13.06.01
PR 1999/77	Income tax: Coonawarra Blue Gums 1999 Project	13.06.01
PR 2000/7	Income tax: 2000 Timbercorp Eucalypts Project	13.06.01
PR 2000/41	Income tax: The Boundary Bend Estate (J.V.Two) Project	13.06.01
PR 2000/59	Income tax: Beechworth Winegrape Project	13.06.01
PR 2000/92	Income tax: The Paulownia Tree Farming Project No. 2	13.06.01
PR 2000/98	Income tax: 2001 Timbercorp Eucalypts Project	13.06.01
PR 2000/100	Income tax: 2001 Timbercorp Olive Project	13.06.01
PR 2001/15	Income tax: 2001 Timbercorp Amond Project	13.06.01
PR 2001/21	Income tax: Willmott Forests – 2001 Project	13.06.01
PR 2001/48	Income tax: Forestry Bond 2001	13.06.01
PR 2001/71	Income tax: WRF Kangaroo Island Plantations 2002	13.06.01
PR 1999/25	Income tax: Tasmanian Forest Trust No. 7 Project	20.06.01
PR 1999/70	Income tax: Paulownia Tree Farming Project No. 1	20.06.01
PR 2000/30	Income tax: Forest Rewards Sandalwood Project 2000	20.06.01
PR 2000/75	Income tax: Queensland Pine Forest 2000 Project	20.06.01
PR 2000/104	Income tax: Black George Warren River Project No. 1 – Supplementary Prospectus	20.06.01
PR 2001/44	Income tax: Carina Park Almond Stage 2 Project	20.06.01
PR 2001/45	Income tax: Black Truffle Project 2001	20.06.01
PR 2001/49	Income tax: Guilderton Olives	20.06.01
PR 1999/4	Income tax: Queensland Paulownia Forests Project No. 3	27.06.01
PR 1999/10	Income tax: The Paulownia West Coast Project No. 2	27.06.01
PR 1999/18	Income tax: Norfolk Ridge Vineyards Project	27.06.01
PR 1999/23	Income tax: Preston Vale Vineyard Project	27.06.01
PR 1999/24	Income tax: Murtagh of Rutherglen No 3	27.06.01
PR 1999/29	Income tax: Margaret River Wine Business	27.06.01
PR 1999/33	Income tax: Mt Barker Vineyards Fig Tree Lane Vineyard Project	27.06.01
PR 1999/47	Income tax: The Koorian Olives Project	27.06.01
PR 1999/56	Income tax: Coonalpyn Olives Project	27.06.01
PR 1999/72	Income tax: Northern Rivers Coffee Project No 1	27.06.01
PR 1999/84	Income tax: GlenKara Estate Vineyard Project	27.06.01

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PR 1999/92	Income tax: Mt Barker Vineyards Fig Tree Lane Vineyard Project	27.06.01
PR 1999/96	Income tax: Norfolk Ridge Vineyards Prospectus Number 2 (post 30 June investors)	27.06.01
PR 2000/40	Income tax: Great Southern Olive Project	27.06.01
PR 2000/45	Income tax: Norfolk Ridge Vineyards Project – Stage 3	27.06.01
PR 2000/46	Income tax: Kiri Park Project	27.06.01
PR 2000/50	Income tax: The Paulownia West Coast Project No. 3	27.06.01
PR 2000/51	Income tax: Exotic Timbers of Australia, ETA NT1 Project	27.06.01
PR 2000/52	Income tax: Gunns Plantations Woodlot Project 2000	27.06.01
PR 2000/60	Income tax: Treecorp Clearwood Project 2000	27.06.01
PR 2000/66	Income tax: Australian Cricket Bat Willow Project 2000	27.06.01
PR 2000/73	Income tax: Income tax: Great Southern Blue Gum Plantations 2000/2001 Projects	27.06.01
PR 2000/74	Income tax: Heritage Paulownia Forests Project No. 1	27.06.01
PR 2000/88	Income tax: Neem Australia Project No.1	27.06.01
PR 1999/71	Income tax: Kimseed Bluegum Project	29.06.01
PR 2000/39	Income tax: Barkworth Olive Grove Project No. 4	29.06.01
PR 2000/54	Income tax: Rosedale Vines Project	15.08.01
PR 2000/61	Income tax: Forestry Tasmania Trees Trust 2000	15.08.01
PR 2000/63	Income tax: Almond Orchards Australia Robinvale 2000	15.08.01
PR 2000/80	Income tax: ITC Hardwood Timber Project 2000 – Supplementary Prospectus	22.08.01
PR 1999/98	Income tax: ITC Eucalyptus 1999 Esperance Project	22.08.01
PR 2000/32	The Olea Australis	22.08.01
PR 1999/99	Income tax: Hanging Rock Secondo	29.08.01
PR 2001/73	Income tax: Brooklyn Park Olive Groves Project No. 2	29.08.01
PR 2000/36	Income tax: Australian Olives Project No 3	24.10.01
PR 1999/28	Income tax: Karri Oak Vineyard Project No. 2	07.11.01
PR 1999/41	Income tax: Chateau Xanadu Vineyards Project	14.11.01
PR 2000/57	Income tax: Chateau Xanadu Vineyards II	14.11.01
PR 2000/18	Income tax: Australian Blue Gum 2000	21.11.01
PR 1999/12	Income tax: deductibility of interest incurred on borrowings under the Macquarie Sharemarket Lending Facility for the purchase of units in the Macquarie Enhanced Index Trust	05.12.01

**Product Rulings – notices of Erratum**

<b>Product Ruling</b>	<b>Title</b>	<b>Issue date</b>
PR 2001/65	Income tax: NoRegrets Managed Retail Franchise Project	30.05.01
PR 2001/68	Income tax: “Liquid Bridge” Film Investment	06.06.01
PR 2001/64	Income tax: film investment – The Secret of a Glass of Water	13.06.01
PR 2001/68	Income tax: “Liquid Bridge” Film Investment	13.06.01

**TR 2001/List**FOI status: **may be released**

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PR 2001/80	Income tax: deductibility of interest incurred on borrowings under the ANZ Protected Equity Portfolio Product	20.06.01
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**Product Rulings withdrawn as a consequence of another Ruling issued**

<b>Product Ruling withdrawn</b>	<b>Title</b>	<b>Issue date</b>	<b>Replaced by</b>
PR 2000/89	Income tax: Settlement 22 Managed Investment Scheme	31.01.01	PR 2001/8
PR 2000/97	Income tax: Summerhill Orchards 2000 (revised arrangement)	07.02.01	PR 2001/12
PR 2001/8	Income tax: Settlement 22 Managed Investment Scheme	28.03.01	PR 2001/27
PR 2000/34	Income tax: Heydon Park Olive Project	04.04.01	PR 2001/33
PR 2000/83	Income tax: Kimseed Eucalyptus Esperance 2000 Project – Supplementary Prospectus April 2001	26.04.01	PR 2001/53
PR 2000/78	Income tax: Plantation Forestry Hardwood Project No. 3	30.05.01	PR 2001/70
PR 2001/19	Income tax: WRF Kangaroo Island Plantations 2002	30.05.01	PR 2001/71
PR 2000/113	Income tax: TFS Sandalwood Project 2000	30.05.01	PR 2001/72
PR 2001/10	Income tax: APT Plantation Project No. 11	06.06.01	PR 2001/77
PR 2001/5	Income tax: Tanunda Hill Vineyard Project	06.06.01	PR 2001/78
PR 2000/59	Income tax: Beechworth Winegrape Project	13.06.01	PR 2001/83
PR 2001/40	Income tax: Mount Bellarine Vineyard Project	15.06.01	PR 2001/88
PR 2000/88	Income tax: Neem Australia Project No. 1	27.06.01	PR 2001/94
PR 2001/11	Income tax: Palandri 2000 Project – Second Offering	10.10.01	PR 2001/130
PR 2001/94	Income tax: Neem Australia Project No. 1	17.10.01	PR 2001/135
PR 2001/3	Income tax: Queensland Paulownia Forests Project No 5: Extended Offer	31.10.01	PR 2001/141
PR 2001/71	Income tax: WRF Kangaroo Island Plantations 2002	31.10.01	PR 2001/142

**TR 2001/List****Class Rulings**

7. During the calendar year 2001 the Commissioner of Taxation issued:

**Class Rulings**

<b>Product Ruling withdrawn</b>	<b>Title</b>	<b>Issue date</b>
CR 2001/1	Income tax: Class Rulings system	28.02.01
CR 2001/2	Income tax: Approved Early Retirement Scheme (SA – ETVSP)	04.04.01
CR 2001/3	Income tax: Approved Early Retirement Scheme (BHP Coal Pty Ltd – Voluntary Early Retirement Scheme)	04.04.01
CR 2001/4	Income tax: Approved Early Retirement Scheme (Museum Victoria – VDP)	04.04.01
CR 2001/5	Income tax: capital gains: scrip for scrip roll-over: acquisition of Medical Monitors Pty Ltd by Defiance Mining NL	11.04.01
CR 2001/6	Income tax: Approved Early Retirement Scheme – Department of Housing, NSW	11.04.01
CR 2001/7	Income tax: Coca-Cola Amatil capital return	18.04.01
CR 2001/8	Income tax: Swinburne University Bachelor of Information Technology Scholarship	18.04.01
CR 2001/9	Income tax: Approved Early Retirement Scheme – Pasminco Ltd & Subsidiaries	26.04.01
CR 2001/10	Income tax: Approved Early Retirement Scheme for (Department of Human Services, Kew Residential Services)	26.04.01
CR 2001/11	Income tax: Approved Early Retirement Scheme (Department of Human Services, Service Development Branch)	26.04.01
CR 2001/12	Income tax: Income tax: Approved Early Retirement Scheme for The University of Sydney	26.04.01
CR 2001/13	Income tax: Approved Early Retirement Scheme for Borden Chemical Sustralia Pty Ltd	02.05.01
CR 2001/14	Income tax: Approved Early Retirement Scheme for Yallourn Energy Pty Ltd	09.05.01
CR 2001/15	Income tax: Approved Early Retirement Scheme for the Department of Natural Resources and the Environemnt	09.05.01
CR 2001/16	Income tax: The assessability of bonuses received on the termination of the V and T Investment Bond Fund for investments held for less than 10 years	23.05.01
CR 2001/17	Income tax: capital gains: scrip for scrip roll-over: proposed takeover of Cable & Wireless Optus Limited by SingTel Australia Investment Ltd	06.06.01
CR 2001/18	Income tax: Employee Share Scheme: Exemption Conditions: disposal of shares held under the Cable and Wireless Optus Limited Exempt Share Plan within three years of acquisitions	06.06.01

**TR 2001/List**FOI status: **may be released**

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CR 2001/19	Income tax: Approved Early Retirement Scheme for Deakin University	13.06.01
CR 2001/20	Income tax: Department of Human Services – Approved Early Retirement Scheme	13.06.01
CR 2001/21	Income tax: Approved Early Retirement Scheme for the Department of Infrastructure	13.06.01
CR 2001/22	Income tax: The University of Melbourne – Approved Early Retirement Scheme	13.06.01
CR 2001/23	Income tax: capital gains: Employee share scheme: National Australia Bank	20.06.01
CR 2001/24	Income Tax: Singapore Airlines Limited – bone fide redundancy payments	27.06.01
CR 2001/25	Income tax: Amount received from the Victorian Farmers Federation to assist with the cost of construction of stock over/underpasses	27.06.01
CR 2001/26	Income tax: capital gains: variation of share rights: Golden Circle Limited	11.07.01
CR 2001/27	Income tax: Employee Share Scheme: Exemption Conditions: disposal of shares held under the Spicers Paper Limited General Employee Share Plan within three years of acquisition	11.07.01
CR 2001/28	Income tax: capital gains: employee share scheme: Telstra Corporation Limited	18.07.01
CR 2001/29	Income tax: Approved Early Retirement Scheme – Overseas Projects Corporation of Victoria Limited	18.07.01
CR 2001/30	Income tax: Approved Early Retirement Scheme – Albany International Pty Ltd	18.07.01
CR 2001/31	Income tax: Approved Early Retirement Scheme – Queensland University of Technology	18.07.01
CR 2001/32	Income tax: Approved Early Retirement Scheme – State Revenue Office Victoria	25.07.01
CR 2001/33	Income tax: exempt foreign employment income: Australian Federal Police employees stationed in the Solomon Islands as members of the International Peace Monitoring Team	01.08.01
CR 2001/34	Income tax: Approved Early Retirement Scheme – NSW Legal Aid Commission	15.08.01
CR 2001/35	Income tax: Approved Early Retirement Scheme - NSW Department of Industrial Relations	15.08.01
CR 2001/36	Income tax: Capital Restructure By Resolute Ltd	22.08.01
CR 2001/37	Income tax: Approved Early Retirement Scheme – Robert Bosch (Australia) Proprietary Limited	22.08.01
CR 2001/38	Income tax: The deductibility for Queensland school employees of the cost of obtaining a suitability notice for working with children	29.08.01
CR 2001/39	Income tax: capital gains: scrip for scrip roll-over: proposed takeover of F H Faulding & Co Limited by the Mayne Nickless Limited Group	29.08.01
CR 2001/40	Income tax: Approved Early Retirement Scheme – Victorian Police Department	29.08.01
CR 2001/41	Income tax: Approved Early Retirement Scheme - South Australian Water Corporation	29.08.01
CR 2001/42	Income tax: exempt income: approved projects: MH Matrix	05.09.01

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CR 2001/43	Income tax: Approved Early Retirement Scheme – NSW Department of Public Works and Services	05.09.01
CR 2001/44	Income tax: Approved Early Retirement Scheme – University of Queensland	12.09.01
CR 2001/45	Income tax: Approved Early Retirement Scheme – Office of Gambling Regulation (Victoria)	12.09.01
CR 2001/46	Income tax: Approved Early Retirement Scheme – Diocese of Toowoomba Catholic Education Office	19.09.01
CR 2001/47	Income tax: Q Invest Retirement Fund	19.09.01
CR 2001/48	Income tax: Share Buy-Back (Just Jean Group Limited)	19.09.01
CR 2001/49	Income tax: Deferred Salary Payment Agreement for Sabbatical Leave Scheme by Employees of the Department of Agriculture	26.09.01
CR 2001/50	Income tax: Approved Early Retirement Scheme – Mount Isa Business Unit	10.10.01
CR 2001/51	Income tax: capital gains: scrip for scrip roll-over: acquisition of Howard Smith Limited by Wesfarmers Retail Pty Ltd, a 100% owned subsidiary of Wesfarmers Limited	17.10.01
CR 2001/52	Income tax: Approved Early Retirement Scheme – Department of Infrastructure	24.10.01
CR 2001/53	Income tax: Approved Early Retirement Scheme – Department of Information Technology and Management	24.10.01
CR 2001/54	Income tax: Approved Early Retirement Scheme – New South Wales Department of State and Regional Development	24.10.01
CR 2001/55	Income tax: Approved Early Retirement Scheme – Burnie Port Corporation Pty Ltd	24.10.01
CR 2001/56	Income tax: Approved Early Retirement Scheme – Adelaide University	24.10.01
CR 2001/57	Income tax: Approved Early Retirement Scheme – NSW Department of Mineral Resources	31.10.01
CR 2001/58	Income tax: Approved Early Retirement Scheme – The Trustees of the Christian Brothers (Queensland)	31.10.01
CR 2001/59	Income tax: Approved Early Retirement Scheme – Australian Provincial Newspapers Limited	07.11.01
CR 2001/60	Income tax: capital gains: personal-use assets: Contributors to the Credicare Health Fund	07.11.01
CR 2001/61	Income tax: Approved Early Retirement Scheme - Loy Yang Power Management Pty Ltd	07.11.01
CR 2001/62	Income tax: Approved Early Retirement Scheme – Niro Australia Pty Ltd	07.11.01
CR 2001/63	Income tax: State of Queensland 8% Exchanging Instalment Note - Series 2 exchanging on 31 October 2001 for Suncorp-Metway Limited ordinary shares	07.11.01
CR 2001/64	Income tax: Approved Early Retirement Scheme – Royal Automobile Club of Victoria	14.11.01
CR 2001/65	Income tax: Approved Early Retirement Scheme – Royal Melbourne Institute of Technology	14.11.01
CR 2001/66	Income tax: Approved Early Retirement Scheme – Ministry of Energy and Utilities	14.11.01

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CR 2001/67	Income tax: Approved Early Retirement Scheme – Department of Administrative and Information Services (Ports Corporation South Australia)	14.11.01
CR 2001/68	Income tax: SA Rural Education Scholarship	21.11.01
CR 2001/69	Income tax: Off-Market Share Buy-Back by Santos Ltd	28.11.01
CR 2001/70	Income tax: Preference Share Issue (Santos Ltd reset, convertible preference shares)	28.11.01
CR 2001/71	Income tax: Approved Early Retirement Scheme – TAFE Queensland	28.11.01
CR 2001/72	Income tax: Approved Early Retirement Scheme – National Australia Bank Ltd. Business Financial Services Division	28.11.01
CR 2001/73	Income tax: Approved Early Retirement Scheme – Diocesan Catholic Education Office, Diocese of Rockhampton	28.11.01
CR 2001/74	Income tax: Approved Early Retirement Scheme – VAW Kurri Kurri Pty Limited	28.11.01
CR 2001/75	Income tax: capital gains: St George Bank Limited share buy-back and issue of Sell Back Rights	05.12.01
CR 2001/76	Income tax: Employee Incentive Plan: Brightstar Environmental Employee Incentive Plan	05.12.01
CR 2001/77	Income tax: Whether the allowance paid to employees of Stabilised Pavements Australia Pty Ltd is a travel allowance or living-away-from-home allowance and substantiation requirements	05.12.01
CR 2001/78	Income tax: The deductibility of the cost of obtaining a suitability notice for working with children for contractors employed by the Department of Education, Training and Youth Affairs under the Aboriginal Tutorial Assistance Scheme	05.12.01
CR 2001/79	Income tax: Approved Early Retirement Scheme – Melbourne Convention and Exhibition Trust	12.12.01
CR 2001/80	Income tax: Approved Early Retirement Scheme – Energy Brix Australia Corporation Pty Ltd	12.12.01
CR 2001/81	Income tax: exempt foreign employment income: 23AG: Boeing Australia Limited	12.12.01
CR 2001/82	Income Tax: Employee Share Scheme: Executive Option and Performance Right Plan Pacifica Group Ltd	19.12.01
CR 2001/83	Income tax: Approved Early Retirement Scheme – Water Corporation (Western Australia)	19.12.01
CR 2001/84	Income tax: Approved Early Retirement Scheme – NSW Roads and Traffic Authority	19.12.01
CR 2001/85	Income tax: capital gains: scrip for scrip roll-over: exchange of units in the Transurban City Link Unit Trust for units in the Transurban Holding Trust	19.12.01

**Class Rulings – notices of Addenda**

<b>Class Ruling</b>	<b>Title</b>	<b>Issue date</b>
CR 2000/17	Income tax: capital gains: scrip for scrip roll-over: proposed takeover of Cable & Wireless Optus Limited by SingTel Australia Investment Ltd	22.08.01

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CR 2001/2	Income tax: Approved Early Retirement Scheme (SA – ETVSP)	19.09.01
CR 2001/14	Income tax: Approved Early Retirement Scheme for Yallourn Energy Pty Ltd	26.09.01

## Superannuation Contributions

8. During the calendar year 2001 the Commissioner of Taxation issued:

### Superannuation Contributions Determinations

Ruling	Title	Issue date
SCD 2001/1	Superannuation contributions: what is the surcharge threshold for the 2001-2001 financial year under the <i>Superannuation Contributions Tax (Assessment and Collection) Act 1997</i> ?	13.06.01
SCD 2001/2	Superannuation contributions: what are the indexable amounts for the 2001-2002 financial year under the <i>Termination Payments Tax Imposition Act 1997</i> ?	13.06.01
SCD 2001/3	Superannuation contributions: what is the surcharge threshold for the 2001-2002 financial year under the <i>Termination Payments Tax (Assessment and Collection) Act 1997</i> ?	13.06.01
SCD 2001/4	Superannuation contributions: what are the surchargeable contributions threshold and the indexable amounts for the 2001-2002 financial year under the <i>Superannuation Contributions Tax Imposition Act 1997</i> ?	13.06.01

## Superannuation Guarantee

9. During the calendar year 2001 the Commissioner of Taxation issued:

### Superannuation Guarantee Determinations

Ruling	Title	Issue date
SGD 2001/1	Superannuation Guarantee: what is the maximum contribution base for each contribution period in 2001-2002?	13.06.01

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**Superannuation Guarantee Determinations – notices of withdrawal**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
SGD 98/2	Superannuation Guarantee: are superannuation contributions, which result from a salary sacrifice arrangement, made by the employer or are they made by the employee?	07.11.01

**Taxation Rulings**

10. During the calendar year 2001 the Commissioner of Taxation issued:

**Draft Taxation Rulings**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
TR 2001/D1	Income tax: deductibility of payments incurred on moneys raised through the issue of perpetual notes	21.02.01
TR 2001/D2	Income tax: the taxation consequences for taxpayers issuing certain stapled securities	21.02.01
TR 2001/D3	Income tax: what is a personal services business	04.04.01
TR 2001/D4	Income tax: the meaning of a personal services income	04.04.01
TR 2001/D5	Income tax, fringe benefits tax and superannuation guarantee: salary sacrifice arrangements	18.04.01
TR 2001/D6	Income tax: Permanent establishment - What is 'a place at or through which [a] person carries on any business' in the definition of permanent establishment in subsection 6(1) of the <i>Income Tax Assessment Act 1936</i> ?	15.08.01
TR 2001/D7	Income tax: Australian films – Division 10B tax concessions	26.09.01
TR 2001/D8	Income tax: meaning of "Arm's Length" for the purpose of subsection 47A(7) of the <i>Income Tax Assessment Act 1936</i> (ITAA 1936) dividend deeming provisions	03.10.01
TR 2001/D9	Income tax: withholding from payments where recipient does not quote ABN	05.10.01
TR 2001/D10	Income tax: deductibility of payments to strike funds	12.10.01
TR 2001/D11	Income tax: assessability of payments received from strike funds	12.10.01
TR 2001/D12	Income tax: whether the holding of pre-emptive rights, call options and put options constitute a contingent entitlement to acquire for controlled foreign company (CFC) and foreign investment fund (FIF) purposes	17.10.01
TR 2001/D13	Income tax: tax implications of the Century Yuasa Batteries decision	17.10.01

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TR 2001/D15	Income tax: licence arrangements for intellectual property – Division 40 tax avoidance schemes	19.12.01
TR 2001/D16	Income tax: Simplified Tax System: eligibility – grouping rules (*STS affiliate, control of non fixed trusts)	19.12.01

**Draft Taxation Rulings – notices of Withdrawal**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
TR 1999/D7	Income tax, fringe benefits tax and superannuation guarantee: salary sacrifice arrangements	16.05.01
TR 94/28	Income tax: list of points in isolated areas for zone rebate purposes	17.10.01

**Draft Taxation Rulings – notices of Addenda**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
TR 2000/18	Income tax: depreciation effective life	19.12.01

**Taxation Rulings**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
TR 2000/List	Income tax and other taxes: Determinations, Rulings and notices of withdrawal and addendum issued in 2000.	10.01.01
TR 2001/1	Income tax: assessability of amounts from the sale of wheat and grain to AWB (International) Limited or AWB (Australia) Limited	04.04.01
TR 2001/2	Fringe benefits tax: the operation of the new fringe benefits tax gross-up formula to apply from 1 April 2000	18.05.01
TR 2001/3	Income tax: penalty tax and trusts	16.05.01
TR 2001/4	Income tax: reasonable allowances amounts for the 2001-2002 income year.	27.06.01
TR 2001/5	Income tax: assessability of amounts from the sale of barley, grain or other commodities to ABB Grain Export Limited or ABB Grain Limited	25.07.01
TR 2001/6	Income tax: deductibility of commercial website expenditure	25.07.01
TR 2001/7	Income tax: the meaning of personal services income	31.08.01
TR 2001/8	Income tax: what is a personal services business	31.08.01
TR 2001/9	Income tax: agency development loans	19.09.01
TR 2001/10	Income tax: fringe benefits tax and superannuation guarantee: salary sacrifice arrangements	10.10.01
TR 2001/11	Income tax: international transfer pricing – operation of Australia's permanent establishment attribution rules	31.10.01
TR 2001/12	Income tax and capital gains tax: capital gains in pre-CGT tax treaties	19.12.01
TR 2001/13	Income tax: Interpreting Australia's Double Tax Agreements	19.12.01

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TR 2001/14	Income tax: Division 35 - non-commercial business losses	19.12.01
TR 2001/List	Income tax and other taxes: Determinations, Rulings, notices of withdrawal, addendum and erratum issued in 2001	19.12.01

**Taxation Rulings – notices of Partial Withdrawal**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
TR 2001/2	Fringe benefits tax: the operation of the new fringe benefits tax gross-up formula to apply from 1 April 2000	12.09.01

**Taxation Rulings – notices of Addenda**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
TR 2000/18	Income tax: depreciation effective life	10.01.01
TR 2001/2	Fringe benefits tax: the operation of the new fringe benefits tax gross-up formula to apply from 1 April 2000	23.05.01
TR 2000/18	Income tax: depreciation effective life	29.06.01
TR 2001/2	Fringe benefits tax: the operation of the new fringe benefits tax gross-up formula to apply from 1 April 2000	12.09.01

**Taxation Rulings – notices of Erratum**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
TR 2001/1	Income tax: Assessability of amounts from the sale of wheat and grain to AWB (International) Limited or AWB (Australia) Limited	11.04.01

**Taxation Determinations**

11. During the calendar year 2001 the Commissioner of Taxation issued:

**Draft Taxation Determinations**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
TD 2001/D1	Income tax: which benchmark interest rate does a private company with a substituted accounting period in lieu of the year of income ending on 30 June use for the purposes of Division 7A of Part III of the Income Tax Assessment Act 1936 ('the Act')?	10.01.01

**TR 2001/List**

TD 2001/D2	Income tax: capital gains: how do Parts 3-1 and 3-3 of the <i>Income Tax Assessment Act 1997</i> ('the 1997 Act') treat: (a) a final liquidation distribution; and (b) an interim liquidation distribution? and what are the capital gains consequences if all or part of a final liquidation distribution is deemed by subsection 47(1) of the <i>Income Tax Assessment Act 1936</i> ('the 1936 Act') to be a dividend paid out of profits and therefore assessable income of a shareholder under subsection 44(1) of the 1936 Act?	11.04.01
TD 2001/D3	Income tax: capital gains: how is Division 19B of Part IIIA of the <i>Income Tax Assessment Act 1936</i> applied to a share value shifting arrangement that is 'neutral' for each shareholder in a company?	26.04.01
TD 2001/D4	Income tax: What are the obligations under the <i>Income Tax Assessment Act 1936</i> where a business chooses to keep some of its records as encrypted information?	30.05.01
TD 2001/D5	Income tax: Interest paid by a company on bearer debentures - for the purposes of paragraph 126(1)(e) of the <i>Income Tax Assessment Act 1936</i> does the term 'holder of the debenture' mean the person in possession of the debenture?	27.06.01
TD 2001/D6	Income tax: What characteristics of financial arrangements regarding investment in Australian films will result in the denial of a Division 10B tax concession?	08.08.01
TD 2001/D7	Income tax: capital gains: what are the capital gains tax consequences for a beneficiary of a discretionary trust who renounces their interest in the trust?	29.08.01
TD 2001/D8	Income tax: capital gains: can a shareholder in HIH Insurance Limited choose to make a capital loss on a share in that company under CGT event G3 (about a liquidator declaring shares worthless) in section 104-145 of the <i>Income Tax Assessment Act 1997</i> ?	31.10.01
TD 2001/D9	Income tax: capital gains: what is the first element of the cost base and reduced cost base of a share in a company you acquire in exchange for a share in another company in a takeover or merger?	07.11.01
TD 2001/D10	Income tax: capital gains: what is meant by the phrase 'at least 12 months before' in subsection 115-25(1) of the <i>Income Tax Assessment Act 1997</i> (about the CGT discount) and subsection 114-10(1) (about indexation)?	07.11.01
TD 2001/D11	Income tax: capital gains: if expenditure incurred to increase an asset's value is reflected in that value at the time a CGT event happens to the asset, is this sufficient to satisfy the requirement in the fourth element of cost base and reduced cost base (subsections 110-25(5) and 110-55(2) of the <i>Income Tax Assessment Act 1997</i> ('ITAA 1997')) that the expenditure be reflected in the 'state' or 'nature' of the asset at the time of the CGT event?	07.11.01

**TR 2001/List**FOI status: **may be released**

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TD 2001/D12	Income tax: is a payment by a taxpayer to a fighting fund deductible to the taxpayer under section 25-5 of the <i>Income Tax Assessment Act 1997</i> ('the Act') where it is set up to fund litigation, negotiate a settlement outcome, or to otherwise manage an income tax dispute arising from an investment or scheme?	07.11.01
TD 2001/D13	Income tax: capital gains: scrip for scrip roll-over: can the exchange of an interest (not being a unit) in a trust for a unit in a unit trust satisfy the requirements in subparagraph 124-781(1)(a)(i) of the <i>Income Tax Assessment Act 1997</i> ?	14.11.01
TD 2001/D14	Income tax: which country is for the purposes of Part X of the <i>Income Tax Assessment Act 1936</i> (the Act) the country of residence of a UK Limited Partnership (LP), a US LP, a UK Limited Liability Partnership (LLP) and a US LLP being a non-resident corporate limited partnership within Part III Division 5A of the Act?	12.12.01
TD 2001/D15	Income tax: does a 'permitted purpose' under subsection 160APAAAA(2) of the <i>Income Tax Assessment Act 1936</i> include the acquisition of equity in a foreign entity (including a subsidiary) by an Australian authorised deposit-taking institution (ADI) through a permanent establishment out of funds raised by the permanent establishment from the issue of non-share equity interests that meet the conditions of subsection 160APAAAA(1)?	19.12.01
TD 2001/D16	Income tax: what is a 'distribution line' in the electricity distribution industry for the purposes of the expression 'depreciating assets' in section 40-100 of the <i>Income Tax Assessment Act 1997</i> ?	19.12.01

**Draft Taxation Determinations - notices of Withdrawal**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
TD 96/D4	Income tax: capital gains: how does Division 19B of Part IIIA of the <i>Income Tax Assessment Act 1936</i> apply to a share value shifting arrangement involving a share value shift from shares held by a person to shares held by an associate which is matched by a corresponding value shift from the associate's shares to that person's shares?	26.04.01
TD 2001/D6	What characteristics of financial arrangements regarding investment in Australian films will result in the denial of a Division 10B tax concession?	08.08.01
TD 93/D269	Income tax: substantiation: are there circumstances in which the Commissioner will accept a copy of the document where the taxpayer needs to retain the original?	15.08.01

**TR 2001/List****Taxation Determinations**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
TD 2001/1	Income tax: what is the benchmark interest rate applicable for the year of income commencing on 1 July 2000 for the purposes of Division 7A of Part III of the Income Tax Assessment Act 1936 ('the Act') and how is it used?	10.01.01
TD 2001/2	Income tax: Can a private company be taken to have paid a dividend to another company pursuant to either section 109C of the Income Tax Assessment Act 1936 (the Act) where the other company is the target entity under an interposed entity arrangement?	06.06.01
TD 2001/3	Income tax: Interest Withholding Tax Exemption - for the purposes of subsection 128F(5) of the <i>Income Tax Assessment Act 1936</i> , when will a company be taken to have the requisite knowledge or suspicion that the debenture or an interest in the debenture was being, or would later be, acquired by an associate?	28.03.01
TD 2001/4	Fringe benefits tax: what is the benchmark interest rate to be used for the fringe benefits tax (FBT) year commencing on 1 April 2001?	26.04.01
TD 2001/5	Fringe benefits tax: for the purposes of Division 7 of the <i>Fringe Benefits Tax Assessment Act 1986</i> (FBTAA), what amount represents a reasonable food component of a living-away-from-home allowance for expatriate employees for the fringe benefits tax year commencing on 1 April 2001?	26.04.01
TD 2001/6	Fringe benefits tax: for the purposes of Section 135C of the <i>Fringe Benefits Tax Assessment Act 1986</i> (FBTAA) what is the exemption threshold for the fringe benefits tax (FBT) year commencing on 1 April 2001?	26.04.01
TD 2001/7	Fringe benefits tax: what are the indexation factors for valuing non-remote housing for the fringe benefits tax (FBT) year commencing on 1 April 2001?	26.04.01
TD 2001/8	Fringe benefits tax: what are the rates to be applied on a cents per kilometre basis for calculating the taxable value of a fringe benefit arising from the private use of a motor vehicle other than a car for the fringe benefits tax (FBT) year commencing on 1 April 2001?	26.04.01
TD 2001/9	Income tax: capital gains: if you receive compensation for a compulsory acquisition of part of a CGT asset which you own, how do you treat that compensation - for cost base purposes - to the extent to which it reflects a reduction in value of the remaining part of your asset?	26.04.01
TD 2001/10	Income tax: is the payer of a payment which is subject to Pay As You Go withholding required to give the recipient of the payment a payment summary and a copy of that payment summary?	09.05.01

**TR 2001/List**FOI status: **may be released**

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TD 2001/11	Fringe benefits tax: for the purposes of section 39A of the <i>Fringe Benefits Tax Assessment Act 1986</i> (FBTAA) what is the car parking threshold for the fringe benefits tax (FBT) year commencing 1 April 2001?	06.06.01
TD 2001/12	Income tax: capital gains: what is the improvement threshold for the 2001-2002 income year under section 108-85 of the <i>Income Tax Assessment Act 1997</i> ?	13.06.01
TD 2001/13	Income tax: capital gains: for the purpose of the expression 'acquired the share' in paragraph 110-55(7)(b) of the <i>Income Tax Assessment Act 1997</i> ('the 1997 Act') does <i>acquired</i> include a case where you are <i>taken</i> to have <i>acquired</i> the share for an acquisition cost equal to its market value?	13.06.01
TD 2001/14	Income tax: capital gains: how is a distribution of the 'exempt' 50% component of a capital gain attributable to goodwill (as worked out in accordance with paragraph 47(1A)(b) of the <i>Income Tax Assessment Act 1936</i> ('the 1936 Act')) treated for the purposes of: (a) sections 47 and 44 of the 1936 Act; and (b) the capital gains provisions in the <i>Income Tax Assessment Act 1997</i> ('the 1997 Act'); when a company's business ends and the capital gain is distributed to shareholders by a liquidator in the course of winding up the company?	13.06.01
TD 2001/15	Income tax: what are the thresholds and limits for superannuation amounts in 2001-2001?	20.06.01
TD 2001/16	Income tax: capital gains: if a gain company pays a loss company an amount (a subvention payment) equal to the tax benefit of a net capital loss transferred under Subdivision 170-B of the <i>Income Tax Assessment Act 1997</i> , does this ensure that no cost base and reduced cost base reductions are required to direct and indirect interests in the loss company under section 170-175?	04.07.01
TD 2001/17	Income tax: capital gains: if a company transferred a net capital loss under Subdivision 170-B of the <i>Income Tax Assessment Act 1997</i> : (a) when do the adjustments required by section 170-175 or 170-180 to the cost base and reduced cost base of a group company's interest in the loss company or the gain company <i>take effect</i> ; and (b) what happens if a subvention payment (loss company) or a tax benefit (gain company) that would otherwise be taken into account in determining the amount of any adjustment, is no longer reflected in the market value of an interest at the time a CGT event happens to it because the subvention payment or tax benefit has been distributed as a dividend?	04.07.01
TD 2001/18	Income tax: which benchmark interest rate does a private company with a substituted accounting period in lieu of the year of income ending on 30 June use for the purposes of Division 7A of Part III of the <i>Income Tax Assessment Act 1936</i> ('the Act')?	08.08.01

**TR 2001/List**

TD 2001/19	Interest paid by a company on bearer debentures: for the purposes of paragraph 126(1)(e) of the <i>Income Tax Assessment Act 1936</i> does the term 'holder of the debenture' mean the person in possession of the debenture?	08.08.01
TD 2001/20	what is the benchmark interest rate applicable for the year of income that commenced on 1 July 2001 for the purposes of Division 7A of Part III of the <i>Income Tax Assessment Act 1936</i> and how is it used?	08.08.01
TD 2001/21	Income tax: Is salary paid to a French resident employed as an assistant teacher in an Australian school exempt income?	03.10.01
TD 2001/22	Income tax: Is salary paid to a German resident employed as an assistant teacher in an Australian school exempt income?	03.10.01
TD 2001/23	Income tax: Is salary paid to an Italian resident employed as an assistant teacher in an Australian school exempt income?	03.10.01
TD 2001/24	Income tax: Is salary paid to a Japanese resident employed as an assistant teacher in an Australian school exempt income?	03.10.01
TD 2001/25	Income tax: value of good taken from stock for private use	17.10.01
TD 2001/26	Income tax: capital gains: what are the capital gains tax consequences for a beneficiary of a discretionary trust who renounces their interest in the trust?	31.10.01
TD 2001/27	Income tax: capital gains: how do Parts 3-1 and 3-3 of the <i>Income Tax Assessment Act 1997</i> ('ITAA 1997') treat: (a) a final liquidation distribution, including where all or part of it is deemed by subsection 47(1) of the <i>Income Tax Assessment Act 1936</i> ('ITAA 1936') to be a dividend; and an interim liquidation distribution to the extent it is not deemed to be a dividend by subsection 47(1)?	07.11.01

**Taxation Determinations - Notices of Withdrawal**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
TD 92/9	Income tax: income from sale of wheat	05.04.01
TD 97/7	Income tax: in what circumstances will the Commissioner register a transitional RBL of a taxpayer under regulation 53E of the Income Tax Regulations after the general extension date of 4 April 1997?	09.05.01
TD 94/20	Income tax: is a lease acceptable if it is based on a \$1 residual value or if the lease is for the useful life of the asset?	29.06.01
TD 94/90	Income tax: capital gains: when should an increase be made under subsection 160ZP(14) of the <i>Income Tax Assessment Act 1936</i> to the cost base, indexed cost base or reduced cost base of shares or debt held in a group company into which a net capital loss is transferred?	04.07.01

**TR 2001/List**FOI status: **may be released**

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TD 95/12	Income tax: capital gains: how should interim and final liquidation distributions received by shareholders be treated for CGT purposes?	07.11.01
TD 95/13	Income tax: capital gains: how does Part IIIA of the <i>Income Tax Assessment Act 1936</i> operate if all or part of a liquidator's final distribution is deemed by subsection 47(1) to be a dividend out of profits and therefore assessable income of a shareholder under subsection 44(1)?	07.11.01

**Taxation Determinations - Notices of Partial Withdrawal**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
TD 95/27	Income tax: does the interest paid by a taxpayer on a loan to purchase a motor vehicle used for income-producing purposes (but not in carrying on a business) continue to be an allowable deduction under subsection 51(1) of the <i>Income Tax Assessment Act 1936</i> after disposal of the vehicle?	29.06.01

**Taxation Determinations - Notices of Addenda**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
TD 2000/54	Income tax: can a taxpayer calculate their Pay As You Go (PAYG) instalment amount for an instalment quarter having regard to their commercial accounting periods if they have changed the day on which their tax period ends under section 27-35 of A New Tax System (Goods and Services Tax) Act 1999?	10.01.01
TD 98/22	Income tax: under Division 7A of Part III of the <i>Income Tax Assessment Act 1936</i> ('the Act'), how is the benchmark interest rate used for private company loans to shareholders or associates?	31.01.01

**Taxation Determinations - Notices of Erratum**

<b>Ruling</b>	<b>Title</b>	<b>Issue date</b>
TD 2000/23	Income tax: what are the thresholds and limits for superannuation amounts in 2000-2001?	20.06.01
TD 1996/24	Income tax: what are the new thresholds and limits for superannuation amounts?	20.06.01
TD 1998/12	Income tax: what are the thresholds and limits for superannuation amounts in 1998-99?	20.06.01
TD 1997/11	Income tax: what are the thresholds and limits for superannuation amounts in 1997-98?	20.06.01
TD 1999/27	Income tax: what are the thresholds and limits for superannuation amounts in 1999-2000?	20.06.01
TD 2001/19	Income tax: Interest paid by a company on bearer debentures: for the purposes of paragraph 126(1)(e) of the <i>Income Tax Assessment Act 1936</i> does the term 'holder of the debenture' mean the person in possession of the debenture?	15.08.01

# TR 2001/List

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## Commissioner of Taxation

19 December 2001

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*Previous draft:*

Not previously issued in draft form

*Subject references:*

- public rulings
- rulings issued in 2001

*Related Rulings/Determinations:*

TR 96/List, TR 97/List, TR 98/List,  
TR 99/List, TR 2000/List

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