TR 94/6W - Income tax: tax shortfall penalties: voluntary disclosures

This cover sheet is provided for information only. It does not form part of TR 94/6W - Income tax: tax shortfall penalties: voluntary disclosures

This document has changed over time. This is a consolidated version of the ruling which was published on 14 May 2008

Page 1 of 2

Notice of Withdrawal

Taxation Ruling

Income tax: tax shortfall penalties: voluntary disclosures

Taxation Ruling TR 94/6 is withdrawn with effect from today.

- 1. TR 94/6 outlines the Tax Office policy on voluntary disclosures for the purpose of administering:
 - former sections 226Y, 226Z and 226ZA (relating to penalties in respect of tax shortfalls) in former Part VII of the *Income Tax Assessment Act 1936* (ITAA 1936);
 - former sections 226D, 226E and 226F (relating to penalties in respect of tax avoidance schemes) in former Part VII of the ITAA 1936; and
 - former sections 160ARZJ, 160ARZK and 160ARZL (relating to penalties in respect of franking tax shortfalls) in former Division 11 of Part IIIAA of the ITAA 1936.
- 2. Part VII of the ITAA 1936 does not apply to statements made in relation the 2000-2001 and later income years and was replaced by Division 284 of Part 4-25 of Schedule 1 to the *Taxation Administration Act 1953* (TAA).
- 3. Division 11 of Part IIIAA of the ITAA 1936 does not apply to a return or information relating to the 2000-2001 and later franking years and was replaced in part by Division 284 of Part 4-25 of Schedule 1 to the TAA.
- 4. The administrative penalty regime within Part 4-25 of Schedule 1 to the TAA applies from 1 July 2000, in relation to:
 - income tax matters for the 2000-01 and later income years;
 - fringe benefits tax matters for the year commencing
 1 April 2001 and later years; and
 - matters relating to other taxes for the year commencing 1 July 2000 and later years.
- 5. The issues covered by TR 94/6 are now covered by Draft Miscellaneous Taxation Ruling MT 2008/D3, which issued today.

Taxation Ruling

TR 94/6

Page 2 of 2

Commissioner of Taxation

14 May 2008

ATO references

NO: 2006/20258 ISSN: 1039-0731

ATOlaw topic: Income Tax ~~ Tax shortfall penalties