

Part B – Ownership and business continuity test – company and listed widely held trust only

Complete item **3** of **Part B** if a loss is being carried forward to later income years and the business continuity test has to be satisfied in relation to that loss.

Do not complete items **1** or **2** of **Part B** if, in the 2022–23 income year, no loss has been claimed as a deduction, applied against a net capital gain or, in the case of companies, losses have not been transferred in or out.

1 Whether continuity of majority ownership test passed

Note: If the entity has deducted, applied, transferred in or transferred out (as applicable) in the 2022–23 income year loss incurred in any of the listed years, print **X** in the **Yes** or **No** box to indicate whether the entity has satisfied the continuity of majority ownership test in respect of that loss.

Year of loss	Yes	No
2022–23	A <input type="checkbox"/>	<input type="checkbox"/>
2021–22	B <input type="checkbox"/>	<input type="checkbox"/>
2020–21	C <input type="checkbox"/>	<input type="checkbox"/>
2019–20	D <input type="checkbox"/>	<input type="checkbox"/>
2018–19	E <input type="checkbox"/>	<input type="checkbox"/>
2017–18 and earlier income years	F <input type="checkbox"/>	<input type="checkbox"/>

2 Amount of losses deducted/applied for which the continuity of majority ownership test is not passed but the business continuity test is satisfied – excludes film losses

Tax losses **G** , , , .~~X~~

Net capital losses **H** , , , .~~X~~

3 Losses carried forward for which the business continuity test must be satisfied before they can be deducted/applied in later years – excludes film losses

Tax losses **I** , , , .~~X~~

Net capital losses **J** , , , .~~X~~

4 Do current year loss provisions apply?

Is the company required to calculate its taxable income or tax loss for the year under Subdivision 165-B or its net capital gain or net capital loss for the year under Subdivision 165-CB of the *Income Tax Assessment Act 1997* (ITAA 1997)?

K Yes No

Part C – Unrealised losses – company only

Note: These questions relate to the operation of Subdivision 165-CC of ITAA 1997.

Has a changeover time occurred in relation to the company after 1.00pm by legal time in the Australian Capital Territory on 11 November 1999?

L Yes No

If you printed **X** in the **No** box at **L**, do not complete **M**, **N** or **O**.

At the changeover time did the company satisfy the maximum net asset value test under section 152-15 of ITAA 1997?

M Yes No

If you printed **X** in the **No** box at **M**, has the company determined it had an unrealised net loss at the changeover time?

N Yes No

If you printed **X** in the **Yes** box at **N**, what was the amount of unrealised net loss calculated under section 165-115E of ITAA 1997?

O , , , .~~X~~

Part D – Life insurance companies

Complying superannuation class tax losses carried forward to later income years **P** , , , .~~X~~

Complying superannuation net capital losses carried forward to later income years **Q** , , , .~~X~~

Part E – Controlled foreign company losses

Current year CFC losses **M** , , , .~~X~~

CFC losses deducted **N** , , , .~~X~~

CFC losses carried forward **O** , , , .~~X~~

Part F – Tax losses reconciliation statement

Balance of tax losses brought forward from the prior income year **A** , , , .~~X~~

ADD Uplift of tax losses of designated infrastructure project entities **B** , , , .~~X~~

SUBTRACT Net forgiven amount of debt **C** , , , .~~X~~

ADD Tax loss incurred (if any) during current year **D** , , , .~~X~~

ADD Tax loss amount from conversion of excess franking offsets **E** , , , .~~X~~

SUBTRACT Net exempt income **F** , , , .~~X~~

SUBTRACT Tax losses forgone **G** , , , .~~X~~

SUBTRACT Tax losses deducted **H** , , , .~~X~~

SUBTRACT Tax losses transferred out under Subdivision 170-A (only for transfers involving a foreign bank branch or a PE of a foreign financial entity) **I** , , , .~~X~~

Total tax losses carried forward to later income years **J** , , , .~~X~~

Transfer the amount at **J** to the **Tax losses carried forward to later income years** label on your tax return.



If the schedule is not lodged with the income tax return you are required to sign and date the schedule.

Important

Before making this declaration check to ensure that all the information required has been provided on this form and any attachments to this form, and that the information provided is true and correct in every detail. If you are in doubt about any aspect of the tax return, place all the facts before the ATO. The income tax law imposes heavy penalties for false or misleading statements.

Privacy

Taxation law authorises the ATO to collect information and disclose it to other government agencies. This includes personal information of the person authorised to sign the declaration. For information about your privacy go to ato.gov.au/privacy

Taxpayer's declaration

I declare that the information on this form is true and correct.

Signature

Date ^{Day} / ^{Month} / ^{Year}

Contact person

Daytime contact number (include area code)

