



# ***CR 2005/96W - Income tax: return of capital: New Hope Corporation Limited***

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 This document has changed over time. This is a consolidated version of the ruling which was published on *1 July 2006*



## Class Ruling

### Income tax: return of capital: New Hope Corporation Limited

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#### **Preamble**

The number, subject heading, **What this Class Ruling is about** (including **Tax law(s)**, **Class of persons** and **Qualifications** sections), **Date of effect**, **Withdrawal**, **Arrangement** and **Ruling** parts of this document are a 'public ruling' in terms of Part IVAAA of the **Taxation Administration Act 1953**. CR 2001/1 explains Class Rulings and 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.

## Withdrawal

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1. This Ruling is withdrawn and ceases to have effect after 30 June 2006. However, the Ruling continues to apply after its withdrawal in respect of the tax laws ruled upon, to all persons within the specified class who enter into the specified arrangements during the term of the Ruling, subject to there being no change in the arrangement or in the person's involvement in the arrangement.

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#### **Commissioner of Taxation**

16 November 2005

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#### *Previous draft:*

Not previously issued as a draft

#### *Related Rulings/Determinations:*

CR 2001/1; CR 2003/105;  
CR 2004/153; CR 2005/23;  
TR 92/1; TR 92/20; TR 97/16

#### *Subject references:*

- return of capital on shares  
- share capital

#### *Legislative references:*

- TAA 1953 Pt IVAAA  
- ITAA 1936 6(1)  
- ITAA 1936 6D  
- ITAA 1936 44(1)  
- ITAA 1936 45A

- ITAA 1936 45A(2)  
- ITAA 1936 45A(3)(b)  
- ITAA 1936 45B  
- ITAA 1936 45B(2)  
- ITAA 1936 45B(2)(c)  
- ITAA 1936 45B(3)  
- ITAA 1936 45B(5)  
- ITAA 1936 45B(8)  
- ITAA 1936 45B(8)(a)  
- ITAA 1936 45B(8)(b)  
- ITAA 1936 45B(8)(c)  
- ITAA 1936 45B(8)(d)  
- ITAA 1936 45B(8)(e)  
- ITAA 1936 45B(8)(f)  
- ITAA 1936 45B(8)(g)  
- ITAA 1936 45B(8)(h)  
- ITAA 1936 45B(8)(i)  
- ITAA 1936 45B(8)(k)  
- ITAA 1936 45B(9)  
- ITAA 1936 45C  
- ITAA 1936 47

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- ITAA 1936 177D(b)(i)
  - ITAA 1936 177D(b)(ii)
  - ITAA 1936 177D(b)(iii)
  - ITAA 1936 177D(b)(iv)
  - ITAA 1936 177D(b)(v)
  - ITAA 1936 177D(b)(vi)
  - ITAA 1936 177D(b)(vii)
  - ITAA 1936 177D(b)(viii)
  - ITAA 1997 104-25
  - ITAA 1997 104-135
  - ITAA 1997 104-135(2)
  - ITAA 1997 104-135(3)
  - ITAA 1997 104-135(4)
- ITAA 1997 Subdiv 115-A
  - ITAA 1997 115-25(1)
  - ITAA 1997 Div 136
  - ITAA 1997 136-10
  - ITAA 1997 136-25
  - ITAA 1997 995-1(1)
  - Copyright Act 1968
- Other references:*
- ATO ID 2003/6
  - ATO ID 2003/1137
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ATO references

NO: 2005/16469  
ISSN: 1445-2014  
ATOlaw topic: Income Tax ~~ Return of Capital