



***TD 92/161W - Income tax: property development: if land originally acquired (before 20 September 1985) and used as a farm, is later ventured into a business of subdivision, development and sale, how are the proceeds on the sale of a block returned as assessable income?***

 This cover sheet is provided for information only. It does not form part of *TD 92/161W - Income tax: property development: if land originally acquired (before 20 September 1985) and used as a farm, is later ventured into a business of subdivision, development and sale, how are the proceeds on the sale of a block returned as assessable income?*

 This document has changed over time. This is a consolidated version of the ruling which was published on *7 April 2004*



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# Notice of Withdrawal

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## Taxation Determination

**Income tax: property development: if land originally acquired (before 20 September 1985) and used as a farm, is later ventured into a business of subdivision, development and sale, how are proceeds on the sale of a block returned as assessable income?**

Taxation Determination TD 92/161 is withdrawn with effect from today.

1. Taxation Determination TD 92/161 provides that where land originally acquired and used as a farm, is later subdivided, developed and sold, the net profit on the sale of land is assessable as ordinary income.
2. Taxation Determination TD 92/161 is withdrawn with effect from 1 July 1997 because of the introduction of section 70-30 into the *Income Tax Assessment Act 1997*. Section 70-30 provides for valuing items of property owned by a taxpayer, but not held as trading stock, to be valued at either cost or market value once the property starts being held as trading stock.

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**Commissioner of Taxation**

7 April 2004

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ATO references

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