

# ***CR 2004/58W - Income tax: Approved Early Retirement Scheme - Nissan Motor Co (Australia) Pty Ltd and Vehicle Distributors Australia Pty Ltd***



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This document has changed over time. This is a consolidated version of the ruling which was published on *1 September 2004*



## Class Ruling

### Income tax: Approved Early Retirement Scheme – Nissan Motor Co (Australia) Pty Ltd and Vehicle Distributors Australia Pty Ltd

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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 This Ruling is withdrawn and ceases to have effect after 31 August 2004. The Ruling continues to apply, in respect of the tax law(s) ruled upon, to all persons within the specified class who enter into the specified arrangement during the term of the Ruling. Thus, the Ruling continues to apply to those persons, even following its withdrawal, for arrangements entered into prior to withdrawal of the Ruling. This is subject to there being no change in the arrangement or in the persons' involvement in the arrangement.

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#### **Commissioner of Taxation**

9 June 2004

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#### *Previous draft:*

Not previously issued as a draft

#### *Related Rulings/Determinations:*

CR 2001/1; TR 92/1; TR 92/20;  
TR 94/12; TR 97/16; TD 2003/21

#### *Subject references:*

- approved early retirement scheme payments
- eligible termination payments
- eligible termination payments components

#### *Legislative references:*

- ITAA 1936 27A(1)
- ITAA 1936 27A(19)
- ITAA 1936 27CB
- ITAA 1936 27E
- ITAA 1936 27E(1)(a)
- ITAA 1936 27E(1)(a)(i)
- ITAA 1936 27E(1)(a)(ii)
- ITAA 1936 27E(1)(a)(iii)
- ITAA 1936 27E(1)(a)(iv)
- ITAA 1936 27E(1)(a)(v)
- ITAA 1936 27E(1)(b)

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|----------------------------|-----------------------|
| - ITAA 1936 27E(1)(b)(i)   | - ITAA 1936 27E(1)(c) |
| - ITAA 1936 27E(1)(b)(ii)  | - ITAA 1936 27E(4)    |
| - ITAA 1936 27E(1)(b)(iii) | - ITAA 1936 27E(5)    |
| - ITAA 1936 27E(1)(b)(iv)  | - TAA 1953 Pt IVAAA   |
| - ITAA 1936 27E(1)(b)(v)   | - Copyright Act 1968  |
| - ITAA 1936 27E(1)(b)(vi)  |                       |
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## ATO references

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