


# ***CR 2005/39W - Income tax: Promina Group Limited - proposed capital reduction***

 This cover sheet is provided for information only. It does not form part of *CR 2005/39W - Income tax: Promina Group Limited - proposed capital reduction*

 This document has changed over time. This is a consolidated version of the ruling which was published on *1 July 2005*



## Class Ruling

### Income tax: Promina Group Limited – proposed capital reduction

---

#### **Preamble**

The number, subject heading, **What this Class Ruling is about** (including **Tax laws, 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**

---

1. This Ruling is withdrawn and ceases to have effect after 30 June 2005. 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 entered into the specified arrangement during the term of the Ruling, subject to there being no change in the arrangement or in the person's involvement in the arrangement.

---

#### **Commissioner of Taxation**

25 May 2005

<i>Previous draft:</i>	- ITAA 1936 45A(3)(b)
Not previously issued as a draft	- ITAA 1936 45B
	- ITAA 1936 45B(2)
	- ITAA 1936 45B(3)
<i>Related Rulings/Determinations:</i>	- ITAA 1936 45B(5)
CR 2001/1; TR 92/1; TR 92/20;	- ITAA 1936 45B(8)
TR 97/16	- ITAA 1936 45B(8)(a)
	- ITAA 1936 45B(8)(b)
<i>Subject references:</i>	- ITAA 1936 45B(8)(c)
- capital benefit	- ITAA 1936 45B(8)(d)
- dividend	- ITAA 1936 45B(8)(e)
- dividend substitution	- ITAA 1936 45B(8)(f)
- return of capital	- ITAA 1936 45B(8)(g)
	- ITAA 1936 45B(8)(h)
	- ITAA 1936 45B(8)(i)
<i>Legislative references:</i>	- ITAA 1936 45B(8)(j)
- ITAA 1936 6(1)	- ITAA 1936 45B(8)(k)
- ITAA 1936 6(4)	- ITAA 1936 45B(9)
- ITAA 1936 6D	- ITAA 1936 45C
- ITAA 1936 45A	- ITAA 1936 47
- ITAA 1936 45A(2)	- ITAA 1936 177D(b)(i)
- ITAA 1936 45A(3)	- ITAA 1936 177D(b)(ii)

# CR 2005/39

- 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 1936 318
  - ITAA 1997 104-135
  - ITAA 1997 104-135(3)
  - ITAA 1997 104-135(4)
  - ITAA 1997 136-25
  - ITAA 1997 995-1(1)
  - TAA 1953 Pt IVAAA
  - Copyright Act 1968
- 

## ATO references

NO: 2005/7277

ISSN: 1445-2014

ATOlaw topic: Income Tax ~~ Capital Gains Tax ~~ CGT events G1 to G3  
- shares