



TR 2004/3W - Income tax: taxation of foreign life assurance

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 This document has changed over time. This is a consolidated version of the ruling which was published on *4 July 2012*



Notice of Withdrawal

Taxation Ruling

Income tax: taxation of foreign life assurance policies

Taxation Ruling TR 2004/3 is withdrawn with effect from today.

1. Taxation Ruling TR 2004/3 provided guidance on the meaning of a foreign life assurance policy (or FLP) for the purposes of the foreign investment fund (FIF) measures in Part XI of the *Income Tax Assessment Act 1936* (ITAA 1936), and on the application of the FIF measures to certain types of FLPs. Taxation Ruling TR 2004/3 also provided guidance on the operation of sections 26AH and 23AK of the ITAA 1936 in relation to certain amounts received from a FLP.
2. The FIF measures were repealed by the *Tax Laws Amendment (Foreign Source Income Deferral) Act (No. 1) 2010* in relation to the 2010-11 year of income for a taxpayer and later income years. Sections 26AH and 23AK of the ITAA 1936 have also been subject to amendment.
3. Accordingly, TR 2004/3 is no longer current and is therefore withdrawn.

Commissioner of Taxation

4 July 2012

ATO references

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