



Australian Government

The Treasury

27 November, 2007

Chief Tax Counsel
Australian Taxation Office

Dear

ATO MINUTE 696/2007

I refer to your Minute of 23 November 2007 concerning issues regarding the operation and administration of the 'same trust' capital gains tax exception, which is contained in paragraphs 104-55(5)(b) and 104-60(5)(b) of the *Income Tax Assessment Act 1997*.

I agree with your suggestion that relevant staff from Treasury and ATO should meet to discuss the issues raised in your Minute. A meeting may be arranged through the Treasury contact officer for this issue, (☎ 02 6263 ; @treasury.gov.au).

Yours sincerely

General Manager
Business Tax Division