**From:** Darren Wynen [mailto:darren@insyt.com.au]
**Sent:** Sunday, 1 February 2015 4:04 PM
**To:** Instalment Warrants
**Subject:** Submission - LOOK-THROUGH TREATMENT FOR INSTALMENT WARRANTS AND INSTALMENT RECEIPTS

Dear Sir/Madam,

I refer to the recent draft legislation and explanatory material published in relation to instalment warrants.

I refer to ATO ID 2014/39 and 40, which essentially provide that trust distributions made by a trust housing an asset subject to S.67A is treated as non-arm’s length income under S.295-550 ITAA 1997.

I suggest that consideration be given to clarifying whether or not this provision has operation through either the explanatory material to the bill or, alternatively by way of note inserted into the legislation highlighting how the law applies in this instance.

If you have any questions, please call or email me.

Regards,

Darren

**Darren Wynen  CA**

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