

Director  
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Treasury  
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Thank you for the opportunity to submit a response to the consultation on the proposed legislation

relating to Franked Distributions and Capital Raising.

I object to the proposed legislation changes.

I believe the draft legislation is inequitable to Australian companies and shareholders and it could

inadvertently impact situations of legitimate company operations.

The draft legislation fails to recognise the fundamental principle underlying the franking regime and the

reason for its creation, the avoidance of double taxation on company earnings.

The Franked Distribution and Capital Raising draft legislation, if widely applied, will lead to the demise of

the franking system. It will stop Australian companies who issue new shares under a Dividend

Reinvestment Plan (DRP) from paying franked dividends and significantly increase the cost of capital for

all franked dividend paying Australian companies. It will also risk the stability and integrity of the

Australian banking system by inhibiting effective capital raising during challenging economic periods

such as the start of the coronavirus pandemic.

If passed, its application would also unfairly burden Australian investors with retrospective tax debts, to

be paid at a time of economic uncertainty

Yours sincerely,

Peter N Falconer

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