

EXTENSION OF PUBLIC RULING: BR PUB 08/03 – PROJECTS TO REDUCE EMISSIONS PROGRAMME – INCOME TAX TREATMENT

The following notice to extend Public Ruling BR Pub 08/03 was published in the *Gazette* of 23 October 2014:

Notice of Extension of Public Ruling

1. This is a notice of extension of a public ruling made under section 91DD of the Tax Administration Act 1994.
2. Public Ruling BR Pub 08/03 “Projects to reduce emissions programme – Income tax treatment” was signed on 7 November 2008 and was published in *Tax Information Bulletin* Vol 20, No 10 (December 2008).
3. Public Ruling BR Pub 08/03 originally applied for the period from 1 April 2008 to 31 December 2013. The ruling now applies for the period from 1 January 2014 until 31 December 2018.

SUSAN PRICE

Director, Public Rulings

Explanation

BR Pub 08/03 considered the income tax consequences of agreements entered into between the Crown and participants for the provision of emission units in exchange for the implementation of projects which would reduce carbon emissions. Those agreements expired on 31 December 2013.

BR Pub 08/03 considers the income tax consequences of the provision of emissions units to the participants, and the sale of those emissions units to third parties. As the agreements have now expired, the Crown will no longer be providing emissions units to participants. However, some of the participants still hold emissions units which they may sell to third parties.

Given the limited nature of the arrangement considered by BR Pub 08/03, and the limited number of people potentially affected, the Commissioner has decided not to re-issue this ruling. Instead, the Commissioner has decided to extend Public Ruling BR Pub 08/03 under section 91DD of the Tax Administration Act 1994.