

SOUTH AFRICAN REVENUE SERVICES

No.

October 2011

CIRCUMSTANCE WHEN SECTION 23K(2) OF THE INCOME TAX ACT, 1962, DOES NOT APPLY

Under section 23K(4) of the Income Tax Act, 1962 (Act No. 58 of 1962) I, Pravin Jamnadas Gordhan, Minister of Finance, hereby determine the circumstances as set out in the Schedule hereto under which section 23K(2) does not apply.

P J GORDHAM

Minister of Finance

SCHEDULE

Reorganisation transactions as defined in section 23K entered into by a taxpayer if the transaction was financed directly or indirectly only by a company forming part of the same group of companies, as defined in section 41, in relation to the taxpayer.