

# 2009 DUET Annual Tax Statement Guide:



Essential information to help you complete your  
2009 Australian income tax return



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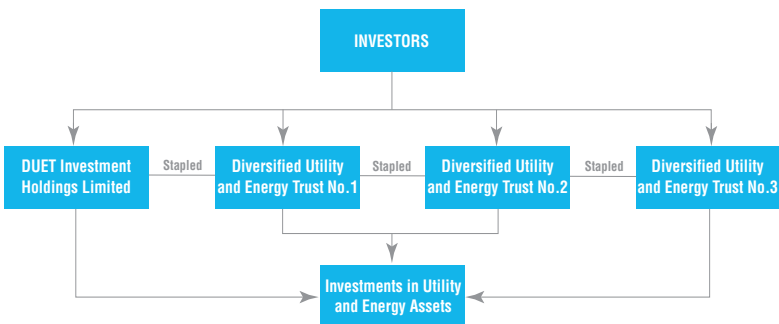
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Dear DUET Investor,

We are pleased to enclose your 2009 DUET Group ("DUET") Annual Tax Statement which should be read in conjunction with this Tax Statement Guide. These contain information that will help you complete your 2009 Australian income tax return.

DUET is comprised of three trusts and a company: Diversified Utility and Energy Trust No.1 ("DUET1"), Diversified Utility and Energy Trust No.2 ("DUET2"), Diversified Utility and Energy Trust No.3 ("DUET3") and DUET Investment Holdings Limited ("DIHL"). Securities in the four entities are "stapled" together. This means that the securities cannot be separated from each other and can only be traded together. A summarised structure of DUET and its investments is illustrated below.



**If you are an individual who was a resident of Australia for income tax purposes during the year ended 30 June 2009, you will need the following to complete your tax return:**

- Your 2009 DUET Annual Tax Statement (you will not need your DUET Distribution Statements);
- This Guide; and
- A copy of TaxPack 2009 and of the TaxPack 2009 supplement, and (possibly) copies of certain other Australian Taxation Office ("ATO") publications (referred to in this Guide).

We have also included a 'Shortcut Guide for Australian Resident Individuals'. If you meet all of the conditions (set out on page 2) for using that Shortcut Guide, it should enable you to complete your 2009 individual tax return relevant to your DUET securities without working through all of the relevant parts of this Guide (Parts A and B).

If you are unable to use the Shortcut Guide or require further information, detailed steps for you to follow in order to correctly report your DUET distributions in your 2009 Australian income tax return are included in Part A of this Guide.

If you disposed of any or all of your DUET securities in the year ended 30 June 2009 (or entered into a contract on or before 30 June 2009 to do so), you should not use the Shortcut Guide and you will need to address the income tax (including capital gains tax ("CGT")) consequences of that disposal. Further, even if you did not dispose of your DUET securities, the tax-deferred distributions you received during the year ended 30 June 2009 may in certain circumstances be relevant to your CGT position for the year ended 30 June 2009. Part B of this Guide will give you information which you will need for this purpose.

**If you are NOT an individual but you were a resident of Australia for income tax purposes during the year ended 30 June 2009, you will need to:**

- Reflect distributions from DUET appropriately in your Australian income tax return. Your 2009 DUET Annual Tax Statement should give you the information you need; and
- Reflect any relevant gain or loss in respect of your DUET securities during the year in your 2009 Australian income tax return – Part B of this Guide will give you information which will assist you in computing any CGT result.

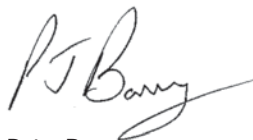
If you were NOT a resident of Australia during the year ended 30 June 2009, you will need to decide whether you should lodge an Australian income tax return. This decision is outside the scope of this Guide and you should consult a tax adviser if you are in any doubt. If you do lodge an Australian income tax return, the information in your 2009 DUET Annual Tax Statement and in this Guide will assist you.

If you need further factual information, please contact Sam Dobson of the DUET Group on (61 2) 8232 4381.

You should consult your tax adviser if you require tax advice on any of the above points.

You should retain your 2009 DUET Annual Tax Statement and this Guide with your tax records.

Yours sincerely,



**Peter Barry**  
Chief Executive Officer  
The DUET Group

# 2009 DUET Annual Tax Statement Guide – Table of Contents

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Contents	Page No.
2009 DUET Shortcut Guide for Australian Resident Individuals	2
Part A: Australian Resident Individuals - How to complete your 2009 Australian Income Tax Return using your 2009 DUET Annual Tax Statement	5
Part B: Capital Gains Tax on disposals of DUET securities and, in some cases, on receipt of tax-deferred distributions from DUET1, DUET2 and DUET3	12
Appendix 1: DUET issue prices	18
Appendix 2: DUET allocation of trade prices (up to 30 June 2009)	19
Appendix 3: Tax-deferred distributions	21
History of DUET distributions to date per DUET security	22

# 2009 DUET Shortcut Guide for Australian Resident Individuals – Conditions for using this DUET Shortcut Guide

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If you satisfy all of the following conditions, you can use this Shortcut Guide to help you complete your 2009 Australian income tax return in relation to your DUET securities:

- you are an individual, and you hold your DUET securities for your own benefit (and not as a trustee for anyone else);
- you held your DUET securities on capital account ie not as trading stock or otherwise on revenue account (refer to Part B of this Guide for further information or consult your tax adviser if you are not sure);
- you were a resident of Australia for tax purposes at all times during the year ended 30 June 2009;
- you did not dispose of, or enter into a contract to dispose of, any of your DUET securities during the year ended 30 June 2009;
- you satisfy yourself that the total tax-deferred distributions that you received from DUET1, DUET2 and DUET3 during the year ended 30 June 2009 and in prior years did not exceed your CGT cost bases of your units in DUET1, DUET 2 and DUET3 respectively (DUET believes that it is unlikely that the tax-deferred distributions made by DUET1, DUET2 and DUET3 up to 30 June 2009 would have exceeded the cost bases of units in DUET1, DUET2 and DUET3 held by any DUET investor, but you should satisfy yourself that this is the case in your particular circumstances);
- you are a 'qualified person' for the purpose of claiming your share of franking credits. If you are not sure, please refer to Part E of question 13 of the TaxPack 2009 supplement on pages s5 and s6 to determine if you are a "qualified person". In working through Part E, please note that DUET1 and DUET2 are both "widely held trusts";
- if any Tax File Number (TFN) amount was withheld from your DUET distributions and it has not previously been refunded to you;
- other than the foreign source income included in your DUET Annual Tax Statement, you did not derive any foreign source income during the year ended 30 June 2009; and
- you are not entitled to any tax deductions (eg for interest on borrowings) in relation to your DUET securities for the year ended 30 June 2009.

If you are not sure whether you satisfy any of the above conditions, you should work through this Guide and/or consult a professional tax adviser.

Even if you do not satisfy all of the conditions, this Shortcut Guide may assist you to complete your 2009 Australian income tax return. However, we strongly recommend you work through the relevant parts of this Guide.

**IMPORTANT NOTE:** Please note that if you have an amount of foreign tax withheld shown on your DUET Annual Tax Statement, you may be able to claim a refund for the tax from the US Internal Revenue Service ("IRS"). You should refer to Part A, Section 6 of this Guide.

## DUET Shortcut Guide Table

Provided you satisfy all of the above conditions, the information set out in the following table is a summary of the amounts that you should include in your 2009 Australian income tax return in respect of your DUET securities.

Items as shown in 2009 Tax return for individuals (supplementary section)	2009 Tax return for individuals (supplementary section)/Item on DUET Annual Tax Statement	DUET Tax Statement Guide Reference
13. <b>Partnerships and trusts</b> Non-primary production  Distribution from trusts, less net capital gains and foreign income	13U	Part A, Section 1
<b>Share of credits from income and tax offsets</b>		
Share of franking credit from franked dividends	13Q	Part A, Section 3
Share of credit for tax file number amounts withheld from interest, dividends, and unit trust distributions	13R	Part A, Section 4
20. <b>Foreign source income and foreign assets or property</b>		
Assessable foreign source income	20E	Part A, Section 5
Other net foreign source income	20M	Part A, Section 5



## Part A: Australian Resident Individuals

### — How to complete your 2009 Australian Income Tax Return using your 2009 DUET Annual Tax Statement

The sections you need to follow in this Guide depend on where amounts appear on your 2009 DUET Annual Tax Statement.

If there is an amount next to this item on your 2009 DUET Annual Tax Statement then you need to go to the relevant section of Part A of this Guide.

Nature of Item	Item on DUET Annual Tax Statement	Go to Part A of this Guide, Section...
Australian non-primary production income	13U	1
Tax-deferred amount	See "Tax-deferred Amount" for each of DUET1, DUET2 and DUET3	2
Share of franking credits	13Q	3
TFN amount withheld	13R	4
Foreign source income	20E/20M	5
Foreign tax withheld	See total amount under "Foreign Tax Withheld"	6

This Guide does not address any deductions to which you may be entitled in respect of any expenses or outgoings you may have incurred in relation to your investment in DUET securities. If you are entitled to any such deductions, you should follow the instructions in TaxPack 2009 and the TaxPack 2009 supplement and/or consult your tax adviser in order to claim those deductions.

## Part A, Section 1

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### **Australian non-primary production income (from DUET1, DUET2 and DUET3)**

The total of these amounts is shown adjacent to item 13U, in the "Taxable Income" column on your 2009 DUET Annual Tax Statement.

#### **Step 1**

Go to question 13 on page s2 of the TaxPack 2009 supplement and answer 'YES' to the question on that page.

#### **Step 2**

Work through question 13. When you come to Part B of question 13 on page s3, answer 'YES' and proceed to read that part. For Step 2 on page s4, include the total amount shown adjacent to item 13U, in the "Taxable Income" column on your DUET Annual Tax Statement in the amount to be shown at U, in item 13 on page 9 of your 2009 Australian income tax return for individuals (supplementary section).

#### **Step 3**

Continue with question 13. When you come to Part E of question 13 on page s5, refer to Part A, sections 3 and 4 of this Guide if your DUET Annual Tax Statement shows any amount adjacent to item 13Q (in the "Share of franking credits" column) or item 13R.

## Part A, Section 2

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### **Tax-deferred amounts (from DUET1, DUET2 and DUET3)**

**These amounts are shown on your 2009 DUET Annual Tax Statement.**

During the year ended 30 June 2009, DUET1, DUET2 and DUET3 each made a tax-deferred distribution on 15 August 2008 and 17 February 2009. Please refer to Appendix 3 for details on tax-deferred distributions made by DUET1, DUET2 and DUET3 up to 30 June 2009. Assuming that you held your DUET securities on capital account for income tax purposes (i.e. not as trading stock or otherwise on revenue account – refer to Part B of this Guide for further information or consult your tax adviser if you are not sure), these distributions were tax-deferred and, except as described below, do not form part of your assessable income for tax purposes and do not have to be reported in your 2009 Australian income tax return for individuals.

The tax-deferred distributions reduced the cost base and reduced cost base of your units in DUET1, DUET2 and DUET3 for CGT purposes. Some or all of a tax-deferred distribution will itself constitute a capital gain if the cost base is reduced to nil by that tax-deferred distribution or has been reduced to nil by prior tax-deferred distributions. While it is unlikely that the tax-deferred distributions made by DUET1, DUET2 and DUET3 up to 30 June 2009 would have exceeded the cost base of the units held by any DUET investor, you should confirm this for yourself. You should read 'Tax-deferred distributions' on pages 13 and 16 of Part B of this Guide if you think this may have occurred in your circumstances.

The tax-deferred distributions made by DUET1, DUET2 and DUET3 on 14 August 2009 are not relevant for your 2009 tax return but may be relevant for your 2010 tax return.

## Part A, Section 3

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### Share of franking credits

The amount shown adjacent to item 13Q in the "Share of franking credits" column on your 2009 DUET Annual Tax Statement relates to franking (imputation) credits attached to the distribution of franked dividends received by DUET1 and DUET2.

If you are a "qualified person", you may claim a credit or refund for this amount by including it in your 2009 Australian income tax return (supplementary section) as explained below. You will need to work through the franking credits section of Part E of question 13 of the TaxPack 2009 supplement on pages s5 and s6 to determine if you are a "qualified person". In working through Part E, please note that DUET1 and DUET2 are "widely held trusts".

If you are entitled to claim a credit or refund, include the amount shown adjacent to item 13Q in the "Share of franking credits" column on your 2009 DUET Annual Tax Statement at Q, item 13 on page 9 of your 2009 Australian income tax return for individuals (supplementary section).

## Part A, Section 4

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### TFN amount withheld

If there is an amount shown adjacent to item 13R on your 2009 DUET Annual Tax Statement, go to question 13, Part E on page s5 of the TaxPack 2009 supplement and work through that part. If the amount shown adjacent to item 13R on your 2009 DUET Annual Tax Statement has not previously been refunded to you, you should include this amount at R, item 13 on page 9 of your 2009 Australian income tax return for individuals (supplementary section).

This amount represents Tax File Number (TFN) tax deducted from part of your distributions because you did not provide a tax file number or where relevant, an Australian Business Number (ABN) or claim an exemption for your DUET investment.

## Part A, Section 5

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### Foreign Source Income (from DUET3)

The amount shown adjacent to item 20E/20M on your 2009 DUET Annual Tax Statement is foreign source income (all distributed from DUET3).

#### Step 1

Go to question 20 on page s20 of the TaxPack 2009 supplement and answer 'YES' to the question on that page.

#### Step 2

Work through Parts A, B, C and D of question 20.

When you come to question 20, Part E on page s24, you should answer 'YES' and proceed to read that part. For Step 1 of Part E, include the total amount shown adjacent to item 20E/20M on your 2009 DUET Annual Tax Statement in the Assessable amount to be calculated.

Please note that the foreign tax withheld from this amount (if any) has already been added back and included in the foreign source income amount shown adjacent to item 20E/20M on your 2009 DUET Annual Tax Statement, so you should not add it back again. You may be entitled to a refund from the IRS for some or all of that foreign tax (see Section 6 of Part A of this Guide).

Continue to work through Step 2 of Part E.

Part E, Step 3 will require you to include an amount at M, item 20 on page 10 of your 2009 Australian tax return for individuals (supplementary section). Part F will require you to include an amount at E, item 20 on page 10 of your 2009 Australian tax return for individuals (supplementary section).

## Part A, Section 6

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### Foreign Tax Withheld

If there is an amount shown on the "Foreign tax withheld" line on your DUET Annual Tax Statement, tax was withheld for US tax purposes by DQE Holdings LLC from your share of foreign source interest income received by DUET3. This was because you did not supply a W8 or W9 form. A refund for the foreign tax withheld may be available to you from the IRS.

To obtain a refund for the foreign tax withheld, you will need to apply to the IRS for an "identifying number" and lodge the relevant US income tax return form with the IRS. For further information, refer to "Publication 519 (2008) US Tax Guide for Aliens" on the IRS website ([www.irs.gov/publications/p519/index.htm](http://www.irs.gov/publications/p519/index.htm)) or contact your tax advisor.

In order to ensure that no foreign tax is withheld from your share of foreign source interest income amounts included in future DUET distributions, you should submit a W8 or W9 form to DUET as soon as possible.

## Part B: Capital Gains Tax on disposal of DUET securities and, in some cases, on receipt of tax-deferred distributions from DUET1, DUET2 and DUET3

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If you disposed of, or entered into a contract to dispose of, any or all of your DUET securities in the year ended 30 June 2009, you need to address the tax consequences of that disposal. Tax consequences may also have arisen from any tax-deferred distributions you received from DUET in the year ended 30 June 2009.

If you disposed of, or entered into a contract to dispose of, any or all of your DUET securities in the year ended 30 June 2009, or had a capital gain in that year resulting from the receipt of tax-deferred distributions, and you were not a resident of Australia for tax purposes in that year, it is likely that any capital gain or loss you made will be disregarded for Australian CGT purposes – but you should consider this for yourself in light of your own circumstances.

### Revenue v capital account

While many investors hold investments such as DUET securities on capital account, in certain circumstances, including where your DUET securities were held as part of the assets of a business, the investment may have been held on revenue account.

If you held your DUET securities on revenue account, you may have a revenue gain or loss which you will need to compute.

If you believe that you held your DUET securities on revenue account, or you are in any doubt, you may wish to consult your tax adviser.

Whether or not you held your DUET securities on revenue account, you will need to do a CGT calculation. The remainder of this Part B is concerned with CGT and your DUET securities.

#### Recognition of capital gain or loss

You will need to reflect in your 2009 Australian income tax return the CGT result of any disposal of part or all of your DUET securities.

The time of disposal for CGT purposes is the time of the contract to make the disposal (or if no contract exists, the time of the disposal). If you disposed of any or all of your DUET securities in the year ended 30 June 2009 and you are an individual, and/or a taxpayer with a 30 June tax year end, who was a resident of Australia for income tax purposes during the year ended 30 June 2009, you need to reflect the result in your 2009 Australian income tax return.

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## Tax-deferred distributions

During the year ended 30 June 2009, DUET1, DUET2 and DUET3 each made a tax-deferred distribution on 15 August 2008 and 17 February 2009. Please refer to Appendix 3 for details on the tax-deferred distributions made by DUET1, DUET2 and DUET 3 up to 30 June 2009.

In addition, DUET1, DUET2 and DUET3 each made a tax-deferred distribution on 14 August 2009, which is not relevant for your 2009 tax return but which may be relevant for your 2010 tax return.

Tax-deferred distributions reduce each of the cost bases and reduced cost bases of your units in DUET1, DUET2 and DUET3. In the event that the cost base of a unit is reduced to nil by such distributions (either in the year ended 30 June 2009 or earlier years), any further tax-deferred distributions on the unit will constitute capital gains. This means that such tax-deferred distributions (after your cost base has been reduced to nil) have to be included in your capital gains for the purposes of working out your overall CGT result to be included in your 2009 Australian income tax return. This is the case even though you might not have disposed of your DUET securities.

Please note that you will need to separately consider each tax-deferred distribution made by each of DUET1, DUET2 and DUET3 in relation to the reduction of your cost bases and reduced cost bases of units in DUET1, DUET2 and DUET3 (ie please refer to the amounts included on your DUET Annual Tax Statement under 'DUET1 Distributions', 'DUET2 Distributions' and 'DUET3 Distributions' rather than 'Total DUET Distributions').

DUET considers it unlikely that the tax-deferred distributions made by DUET1, DUET 2 or DUET3 up to 30 June 2009 would have eliminated any of the cost bases of the units in DUET1, DUET2 and DUET3 held by any DUET investors, but investors are encouraged to check for themselves on this point.

Technically, the receipt of a tax-deferred distribution is a 'CGT event' known as 'CGT Event E4'. If you are an Australian resident individual, you only need to answer 'YES' to having a capital gains tax event at G, item 18 on page 10 of your 2009 Australian tax return for individuals (supplementary section) if you had a capital gain or loss in respect of a CGT event (refer to the instructions for this question which are on page s15 of the TaxPack 2009 supplement). This means that if you are an individual taxpayer and you did not have any other CGT events during the year ended 30 June 2009 (other than the receipt of the DUET1, DUET2 and DUET3 tax-deferred distribution amounts), you will only need to answer 'YES' to having a capital gains tax event if your tax-deferred distribution amounts exceeded the remaining cost base of any of your units in DUET1, DUET2 and/or DUET3.

Eligible investors should be entitled to the CGT discount concession for any capital gains which arose in this way (assuming the relevant requirements are met).

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## Calculation of capital gain or loss

The remaining generalised statements, while not a complete description of CGT, may assist you in computing the CGT result of any disposal of your DUET securities.

### One DUET security constitutes a number of separate CGT assets

For CGT purposes, stapled securities comprise separate assets even though they cannot be traded separately.

A DUET security comprises one unit in DUET1, stapled to one unit in DUET2, stapled to one unit in DUET3 and stapled to one share in DIHL (i.e. four separate CGT assets).

If you disposed of, or entered into a contract to dispose of, your DUET securities in the year ended 30 June 2009, you will need to do separate CGT calculations for each of your investments in DUET1, DUET2, DUET3 and DIHL. This means that for the purposes of calculating your CGT result in relation to the disposal of your DUET securities, you will need to split your acquisition cost and your sales proceeds between your units in DUET1, DUET2 and DUET3 and your shares in DIHL.

### Establishing your cost base and sales proceeds

#### a) Splitting your acquisition cost

Appendices 1 and 2 will help you to split your DUET security acquisition cost between a unit in DUET1, a unit in DUET2, a unit in DUET3 and a share in DIHL. Appendix 1 sets out all the relevant dates and prices at which DUET securities have been issued up to 30 June 2009 and shows the proportion of the issue price of each DUET security that related to a unit in DUET1, a unit in DUET2, a unit in DUET3 and a share in DIHL.

If you acquired your DUET securities through the Australian Securities Exchange, you will need to decide how much of your purchase price for each DUET security related to a unit in DUET1, a unit in DUET2, a unit in DUET3 and a share in DIHL. The Responsible Entities of each of DUET1, DUET2 and DUET3 and the Manager of DIHL are of the view that the allocation of value among the entities up to 30 June 2009, implied by the traded prices on the Australian Securities Exchange, was as detailed in Appendix 2. To determine the split of the acquisition cost of your DUET securities among DUET1, DUET2, DUET3 and DIHL, you may wish to refer to the relevant percentage split for the month in which you acquired your DUET securities.

#### b) Calculating the cost base of your DIHL shares for the DUET restructure on 30 August 2006

If you acquired some or all of your DUET securities on or before 30 August 2006, you will need the following details in relation to your shares in DIHL as a result of the DUET restructure that happened on that day.

Your shares in DIHL were acquired on 30 August 2006 (being the time that DUET1 and DUET2 made an in-specie distribution of the shares to you). Your CGT cost base of those DIHL shares is equal to the market value of those shares on that day. The Responsible Entities of each of DUET1 and DUET2 are of the view that the market value was 22.2627 cents per share in DIHL. Please also note that the cost base and reduced cost base of each unit that you held in DUET1 and DUET2 at the start of that day was reduced by 11.1313 cents and 11.1314 cents respectively.

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Work out the number of shares in DIHL that you acquired on 30 August 2006 as part of the DUET restructure on that date – this is the same as the number of DUET securities that you held at the start of that day.

If you require further information in relation to the DUET restructure and its impact on the disposals of DUET stapled securities, please refer to the 2007 DUET Tax Statement Guide (a copy is included on the DUET website ([www.duet.net.au/duet/investorcentre/guides.htm](http://www.duet.net.au/duet/investorcentre/guides.htm))).

**c) Calculating the cost base of your DUET3 units for the DUET restructure on 22 June 2007**

If you acquired some or all of your DUET securities on or before 22 June 2007, you will need the following details in relation to your units in DUET3 as a result of the restructure that happened on that day.

- i) Your units in DUET3 were acquired on 22 June 2007 (being the time that DUET1 made the in-specie distribution of the units to you). Your CGT cost base of those units is equal to the market value of those units on that day. The Responsible Entity of DUET1 is of the view that the market value was 39.2218 cents per unit in DUET3. Please note that the cost base and reduced cost base of each unit that you held in DUET1 at the start of that day was reduced by 39.2218 cents.
- ii) Work out the number of units in DUET3 that you acquired on 22 June 2007 as part of the DUET restructure on that date – this is the same as the number of DUET securities that you held at the start of that day.

If you require further information in relation to the DUET restructure and its impact on the disposals of DUET stapled securities, please refer to the 2007 DUET Tax Statement Guide (a copy is included on the DUET website ([www.duet.new.au/duet/investorcentre/guides.htm](http://www.duet.new.au/duet/investorcentre/guides.htm))).

**d) Splitting your sales proceeds**

Regardless of how you acquired your DUET securities, you will also need to split the sales proceeds into the part referable to the units in DUET1, the part referable to the units in DUET2, the part referable to the units in DUET3, and the part referable to the shares in DIHL. The Responsible Entities of each of DUET1, DUET2 and DUET3 and the Manager of DIHL are of the view that the allocation of value among the entities implied by the traded prices on the Australian Securities Exchange was as detailed in Appendix 2. To determine the split of the sales proceeds of your DUET securities among DUET1, DUET2, DUET3 and DIHL you may wish to refer to the relevant percentage split for the month in which you disposed of your DUET securities.

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### **Tax-deferred distributions**

As noted above, DUET1, DUET2 and DUET3 made tax-deferred distributions during the year ended 30 June 2009. This means there was a 'CGT event' in respect of each tax-deferred distribution that reduced the cost bases and the reduced cost bases for CGT purposes of your units in DUET1, DUET2 and DUET3.

Please refer to Appendix 3 which sets out the tax-deferred amounts distributed by DUET1, DUET2 and DUET3 up to 30 June 2009. DIHL has never made any tax-deferred distributions.

Calculations of reductions in the cost bases and the reduced cost bases of units arising from the payment of tax-deferred distributions can be complex. You may wish to read the ATO's publications referred to in question 18 of the TaxPack 2009 supplement and/or obtain professional assistance.

### **Inclusions in cost base**

Don't forget that incidental costs of acquisition and disposal (such as broker fees and stamp duty) should be included in the cost bases and reduced cost bases of your units and shares.

## Other general comments

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### If you are an individual...

If you are an individual and in the year ended 30 June 2009 you sold, or entered into a contract to sell, your DUET securities, then your CGT result in respect of that sale should generally be as follows in respect of your units in DUET1, DUET2 and DUET3 and your shares in DIHL:

- If you held your units or shares for less than 12 months<sup>1</sup>, your CGT gain or loss is the difference between your sales proceeds and your cost base or reduced cost base (as reduced by the receipt of any tax-deferred amounts); or
- If you held your units or shares for 12 months<sup>1</sup> or more, and your sales proceeds were less than your reduced cost base (as reduced by the receipt of any tax-deferred amounts), your CGT loss is the difference between the two amounts; or
- If you held your units or shares for 12 months<sup>1</sup> or more, and your sales proceeds exceeded your cost base (as reduced by the receipt of any tax-deferred amounts), your CGT gain is computed using the discount method.

### The discount method

Under the discount method, your CGT gain is called a "discount capital gain". Provided you have no CGT losses, the CGT gain will be equal to half of the excess of your sales proceeds over your cost base (as reduced by the receipt of any tax-deferred amounts).

### Completing your 2009 Australian income tax return

If you are an individual, you will need the TaxPack 2009 supplement. Question 18 commencing on page s15 assists you to complete your 2009 Australian income tax return for individuals in relation to CGT, and suggests you might need to refer to further ATO publications, which are available on its website.

### If you are not an individual...

If you are not an individual and if you disposed, or entered into a contract to dispose, of your investment in DUET securities in the year ended 30 June 2009, the ATO publications mentioned above may assist you. Alternatively, you may choose to have your tax agent complete your return. The ATO website can assist you in finding a tax agent. Please bear in mind that, while unlikely, it is possible that some investors had capital gains in the year ended 30 June 2009 from the receipt of tax-deferred distributions from DUET1, DUET2 and DUET3, even though they may not have disposed of their DUET securities. This is explained under "Tax-deferred distributions" on pages 12-16 of this Guide.

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<sup>1</sup> The ATO measures the period of 12 months for this purpose exclusive of both the acquisition date and the disposal date.

## Appendix 1: DUET issue prices to 30 June 2009

Split of DUET Issue Prices (to 30 June 2009) between DUET1, DUET2, DUET3 and DIHL.

Date of Issue	Type of Issue	Issue Price per stapled security	Issue Price of unit in DUET1	Issue Price of unit in DUET2	Issue Price of unit in DUET3 <sup>2</sup>	Issue Price of share in DIHL <sup>1</sup>
		\$	\$	\$	\$	\$
13 August 2004	Initial Allotment	2.290000	1.145000	1.145000	N/A	N/A
9 December 2004	Entitlement Offer	2.420000	1.210000	1.210000	N/A	N/A
20 December 2004	Entitlement Offer	2.420000	1.210000	1.210000	N/A	N/A
2 March 2005	DRP	2.399315	1.199657	1.199658	N/A	N/A
2 September 2005	DRP	2.407167	1.203583	1.203584	N/A	N/A
16 February 2006	DRP	2.420221	1.210111	1.210110	N/A	N/A
13 July 2006	Placement	2.600000	1.300000	1.300000	N/A	N/A
17 August 2006	DRP	2.504970	1.252485	1.252485	N/A	N/A
17 February 2007	DRP	3.108520	1.416863	1.416863	N/A	0.274794
28 June 2007	Entitlement Offer	3.500000	1.124900	1.578150	0.460250	0.336700
17 August 2007	DRP	3.224182	1.013407	1.265187	0.437256	0.508332
16 February 2008	DRP	2.866700	0.789110	1.164810	0.373100	0.539680
15 August 2008	DRP	2.868797	0.915462	1.251060	0.308666	0.393609
17 February 2009	DRP	2.068188	0.603850	0.900285	0.330748	0.233305
21 April 2009	Placement & Entitlement Offer	1.300000	0.372191	0.563620	0.180993	0.183196
1 May 2009	Entitlement Offer	1.300000	0.372191	0.563620	0.180993	0.183196

- 1) From 7.00pm (Australian Eastern Standard Time) on 30 August 2006, DUET became a triple stapled security – i.e. a unit in DUET1 was stapled to a unit in DUET2 and to a share in DIHL. Prior to this date, DUET was a double stapled security – i.e. a unit in DUET1 was stapled to a unit in DUET2.
- 2) From 7.00pm (Australian Eastern Standard Time) on 22 June 2007, DUET became a quadruple stapled security – i.e. a unit in DUET1 is stapled to a unit in DUET2, to a unit in DUET3 and to a share in DIHL. Prior to this date, DUET was a triple stapled security (refer note 1) above).

## Appendix 2: DUET allocation of trade prices to 30 June 2009

Allocation of trade prices between DUET1, DUET2, DUET3 and DIHL (as estimated by the Responsible Entities of each of DUET1, DUET2 and DUET3 and the Manager of DIHL)

Percentage of the value of a DUET security which related to	A unit in DUET1	A unit in DUET2	A unit in DUET3	A share in DIHL
1 July 2003 to 7:00pm (Australian Eastern Standard Time) on 30 August 2006	50.00%	50.00%	N/A	N/A
From 7:00pm (Australian Eastern Standard Time) on 30 August 2006 (First DUET Restructure) to 31 August 2006 <sup>1</sup>	45.88%	45.88%	N/A	8.24%
September 2006	45.79%	45.81%	N/A	8.40%
October 2006	45.82%	45.85%	N/A	8.33%
November 2006	45.78%	45.78%	N/A	8.44%
December 2006	45.58%	45.58%	N/A	8.84%
January 2007	45.53%	45.53%	N/A	8.94%
February 2007	45.58%	45.63%	N/A	8.79%
March 2007	45.75%	45.75%	N/A	8.50%
April 2007	45.77%	45.77%	N/A	8.46%
May 2007	45.18%	45.18%	N/A	9.64%
From 1 June 2007 to 7:00pm (Australian Eastern Standard Time) on 22 June 2007	45.18%	45.18%	N/A	9.64%
From 7:00pm (Australian Eastern Standard Time) on 22 June 2007 (Second DUET Restructure) to 30 June 2007 <sup>2</sup>	32.14%	45.09%	13.15%	9.62%
July 2007	31.43%	39.24%	13.56%	15.77%
August 2007	31.23%	39.30%	13.71%	15.76%
September 2007	31.78%	39.41%	13.47%	15.34%
October 2007	31.15%	39.27%	13.36%	16.22%
November 2007	36.10%	34.74%	13.44%	15.72%
December 2007	27.67%	40.68%	12.85%	18.80%
January 2008	27.54%	40.62%	13.02%	18.82%
February 2008	27.54%	40.62%	13.02%	18.82%
March 2008	27.46%	40.50%	13.16%	18.88%
April 2008	27.46%	40.50%	13.16%	18.88%
May 2008	29.77%	41.39%	12.05%	16.79%

Percentage of the value of a DUET security which related to	A unit in DUET1	A unit in DUET2	A unit in DUET3	A share in DIHL
June 2008	31.79%	43.52%	10.83%	13.86%
July 2008	31.73%	43.51%	10.92%	13.84%
August 2008	32.29%	43.98%	10.38%	13.35%
September 2008	32.80%	44.75%	9.48%	12.96%
October 2008	34.07%	46.52%	7.16%	12.25%
November 2008	34.33%	46.76%	6.92%	11.99%
December 2008	29.20%	43.53%	15.99%	11.28%
January 2009	29.92%	44.96%	14.51%	10.61%
February 2009	29.16%	43.85%	15.88%	11.11%
March 2009	28.63%	43.36%	13.92%	14.09%
April 2009	28.43%	42.91%	14.55%	14.11%
May 2009	27.73%	41.99%	15.85%	14.43%
June 2009	31.66%	45.55%	13.57%	9.22%

- 1) From 7.00pm (Australian Eastern Standard Time) on 30 August 2006, DUET became a triple stapled security – i.e. a unit in DUET1 was stapled to a unit in DUET2 and to a share in DIHL. Prior to this date, DUET was a double stapled security – i.e. a unit in DUET1 was stapled to a unit in DUET2.
- 2) From 7.00pm (Australian Eastern Standard Time) on 22 June 2007, DUET became a quadruple stapled security – i.e. a unit in DUET1 is stapled to a unit in DUET2, to a unit in DUET3 and to a share in DIHL. Prior to this date, DUET was a triple stapled security (refer note 1) above).

## Appendix 3: Tax-deferred distributions to 30 June 2009

### Tax-deferred distributions made by DUET1, DUET2 and DUET3 to 30 June 2009

Distribution Payment Date	Tax-deferred amount of distribution		
	DUET1	DUET2	DUET3
2 March 2005	1.4393 cents	1.4404 cents	N/A
2 September 2005	0.0000 cents	0.0000 cents	N/A
16 February 2006	0.3233 cents	0.3228 cents	N/A
17 August 2006	0.3233 cents	0.3228 cents	N/A
30 August 2006*	11.1313 cents	11.1314 cents	N/A
16 February 2007	3.2190 cents	3.2555 cents	N/A
22 June 2007*	39.2218 cents	0.0000 cents	N/A
17 August 2007	3.2848 cents	3.3221 cents	N/A
16 February 2008	1.2851 cents	1.9759 cents	0.7510 cents
15 August 2008	1.4215 cents	1.8699 cents	0.7221 cents
17 February 2009	0.7586 cents	1.4476 cents	0.3871 cents

\* In-specie distribution

### Tax-deferred distributions made by DIHL to 30 June 2009

DIHL has not made any tax-deferred distributions up to 30 June 2009.

## History of DUET distributions to date per DUET security

		per DUET security
<b>2 March 2005</b>	<b>13.5000 cents</b>	
Comprised of:	<i>6.7500 cents from DUET1</i>	
	Tax-deferred distribution	1.4393 cents
	Australian non-primary production income	5.3107 cents
		6.7500 cents
	Franking credits attached to Australian non-primary production income	0.3847 cents
Comprised of:	<i>6.7500 cents from DUET2</i>	
	Tax-deferred distribution	1.4404 cents
	Australian non-primary production income	5.3096 cents
		6.7500 cents
	Franking credits attached to Australian non-primary production income	0.3847 cents
<b>2 September 2005</b>	<b>8.5000 cents</b>	per DUET security
Comprised of:	<i>4.2500 cents from DUET1</i>	
	Australian non-primary production income	4.2500 cents
		4.2500 cents
	Franking credits attached to Australian non-primary production income	0.0263 cents
Comprised of:	<i>4.2500 cents from DUET2</i>	
	Australian non-primary production income	4.2500 cents
		4.2500 cents
	Franking credits attached to Australian non-primary production income	0.0263 cents
<b>16 February 2006</b>	<b>11.7500 cents</b>	per DUET security
Comprised of:	<i>5.8750 cents from DUET1</i>	
	Tax-deferred distribution	0.3233 cents
	CGT concession amount	0.0115 cents
	Discounted capital gain	0.0094 cents
	Australian non-primary production income	5.5308 cents
		5.8750 cents
	Franking credits attached to Australian non-primary production income	0.3441 cents
Comprised of:	<i>5.8750 cents from DUET2</i>	
	Tax-deferred distribution	0.3228 cents
	CGT concession amount	0.0115 cents
	Discounted capital gain	0.0094 cents
	Australian non-primary production income	5.5313 cents
		5.8750 cents
	Franking credits attached to Australian non-primary production income	0.3441 cents

<b>17 August 2006</b>	<b>11.7500 cents</b>	<b>per DUET security</b>
Comprised of:	<i>5.8750 cents from DUET1</i>	
	Tax-deferred distribution	0.3233 cents
	CGT concession amount	0.0115 cents
	Discounted capital gain	0.0094 cents
	Australian non-primary production income	5.5308 cents
		5.8750 cents
	Franking credits attached to Australian non-primary production income	0.3441 cents
Comprised of:	<i>5.8750 cents from DUET2</i>	
	Tax-deferred distribution	0.3228 cents
	CGT concession amount	0.0115 cents
	Discounted capital gain	0.0094 cents
	Australian non-primary production income	5.5313 cents
		5.8750 cents
	Franking credits attached to Australian non-primary production income	0.3441 cents
<b>30 August 2006</b>	<b>22.2627 cents</b>	<b>per DUET security</b>
Comprised of:	<i>11.1313 cents from DUET1</i>	
	Tax-deferred (in-specie) distribution of DIHL Shares	11.1313 cents
		11.1313 cents
Comprised of:	<i>11.1314 cents from DUET2</i>	
	Tax-deferred (in-specie) distribution of DIHL Shares	11.1314 cents
		11.1314 cents
<b>16 February 2007</b>	<b>12.2500 cents</b>	<b>per DUET security</b>
Comprised of:	<i>6.1250 cents from DUET1</i>	
	Tax-deferred distribution	3.2190 cents
	Australian non-primary production income	2.9060 cents
		6.1250 cents
	Franking credits attached to Australian non-primary production income	0.0046 cents
Comprised of:	<i>6.1250 cents from DUET2</i>	
	Tax-deferred distribution	3.2555 cents
	Australian non-primary production income	2.8695 cents
		6.1250 cents
	Franking credits attached to Australian non-primary production income	0.0046 cents

<b>22 June 2007</b>	<b>39.2218 cents</b>	<b>per DUET security</b>
Comprised of:	<i>39.2218 cents from DUET1</i>	
	Tax-deferred (in-specie) distribution of DUET3 units	39.2218 cents
		39.2218 cents
<b>17 August 2007</b>	<b>12.5000 cents</b>	<b>per DUET security</b>
Comprised of:	<i>6.2500 cents from DUET1</i>	
	Tax-deferred distribution	3.2848 cents
	Australian non-primary production income	2.9652 cents
		6.2500 cents
	Franking credits attached to Australian non-primary production income	0.0046 cents
Comprised of:	<i>6.2500 cents from DUET2</i>	
	Tax-deferred distribution	3.3221 cents
	Australian non-primary production income	2.9279 cents
		6.2500 cents
	Franking credits attached to Australian non-primary production income	0.0046 cents
<b>16 February 2008</b>	<b>13.5000 cents</b>	<b>per DUET security</b>
Comprised of:	<i>4.5500 cents from DUET1</i>	
	Tax-deferred distribution	1.2851 cents
	Australian non-primary production income	3.2649 cents
		4.5500 cents
	Franking credits attached to Australian non-primary production income	0.4369 cents
Comprised of:	<i>6.3500 cents from DUET2</i>	
	Tax-deferred distribution	1.9759 cents
	Australian non-primary production income	4.3741 cents
		6.3500 cents
	Franking credits attached to Australian non-primary production income	0.4724 cents
Comprised of:	<i>2.6000 cents from DUET3</i>	
	Tax-deferred distribution	0.7510 cents
	Foreign sourced income (in the 'other' class, after gross up for foreign tax suffered)*	1.8490 cents
		2.6000 cents

<b>15 August 2008</b>	<b>13.5000 cents</b>	<b>per DUET security</b>
Comprised of:	<i>5.0100 cents from DUET1</i>	
	Tax-deferred distribution	1.4215 cents
	Australian non-primary production income	3.5885 cents
		5.0100 cents
Comprised of:	<i>5.9900 cents from DUET2</i>	
	Tax-deferred distribution	1.8699 cents
	Australian non-primary production income	4.1201 cents
		5.9900 cents
Comprised of:	<i>2.5000 cents from DUET3</i>	
	Tax-deferred distribution	0.7221 cents
	Foreign sourced income (in the 'other' class, after gross up for foreign tax suffered)*	1.7779 cents
		2.5000 cents
<b>17 February 2009</b>	<b>14.1250 cents</b>	<b>per DUET security</b>
Comprised of:	<i>4.8880 cents from DUET1</i>	
	Tax-deferred distribution	0.7586 cents
	Australian non-primary production income	4.1294 cents
		4.8880 cents
Comprised of:	<i>6.5110 cents from DUET2</i>	
	Tax-deferred distribution	1.4476 cents
	Australian non-primary production income	5.0634 cents
		6.5110 cents
Comprised of:	<i>2.7260 cents from DUET3</i>	
	Tax-deferred distribution	0.3871 cents
	Foreign sourced income (after gross up for foreign tax suffered)*	2.3389 cents
		2.7260 cents

<b>14 August 2009</b>	<b>10.0000 cents</b>	<b>per DUET security</b>
Comprised of:	<i>3.1570 cents from DUET1</i>	
	Tax-deferred distribution	0.4899 cents
	Australian non-primary production income	2.6671 cents
		<hr/> 3.1570 cents
	Franking credits attached to Australian non-primary production income	0.0513 cents
Comprised of:	<i>4.9070 cents from DUET2</i>	
	Tax-deferred distribution	1.0911 cents
	Australian non-primary production income	3.8159 cents
		<hr/> 4.9070 cents
	Franking credits attached to Australian non-primary production income	0.0562 cents
Comprised of:	<i>1.9360 cents from DUET3</i>	
	Tax-deferred distribution	0.2749 cents
	Foreign sourced income (after gross up for foreign tax suffered)*	1.6611 cents
		<hr/> 1.9360 cents

\* There may be a refund available for any foreign tax withheld from this part of the distribution. Refer to Part A, Section 6 of this Guide for further details.



# Corporate directory

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