

Friday, 9 July 2010

The Manager Company Announcements Australian Stock Exchange Limited 20 Bridge Street SYDNEY NSW 2000

Dear Sir / Madam

### 2010 DISTRIBUTION AND INCOME TAX GUIDE

Please find attached the 2010 Distribution and Income Tax Guide prepared by Deloitte for Spark Infrastructure.

Yours faithfully,

Alexandra Finley Company Secretary



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The Directors
Spark Infrastructure RE Limited
(in its capacity as trustee of Spark Infrastructure Trust)
Spark Infrastructure Holdings No.1 Limited
Spark Infrastructure Holdings No.2 Limited
Spark Infrastructure Holdings International Limited

9 July 2010

Dear Directors

Spark Infrastructure 2010 Distribution and Interest Tax Guide (The Guide)

We have been asked to prepare this Guide to assist with the completion of Spark Infrastructure's Australian resident investors' Australian income tax returns for the year ended 30 June 2010 (the 2010 year). It has been prepared on the basis that the investors are individuals who are residents in Australia during all of the 2010 year and who have held their investment in Spark Infrastructure throughout the 2010 year.

Investors who purchased or sold their investment in Spark Infrastructure during the 2010 year should seek advice from their own professional taxation advisor.

This Guide is not intended to constitute tax advice and investors should seek independent professional advice that considers the tax implications in respect of their own specific circumstances.

Spark Infrastructure comprises the Spark Infrastructure Trust, Spark Infrastructure Holdings No.1 Limited, Spark Infrastructure Holdings No.2 Limited and Spark Infrastructure Holdings International Limited. Its stapled securities comprise one unit in the Spark Infrastructure Trust, a Loan Note issued by the responsible entity of the Spark Infrastructure Trust, one share in each of Spark Infrastructure Holdings No.1 Limited and Spark Infrastructure Holdings No.2 Limited and one CHESS Depository Interest representing one share in Spark Infrastructure Holdings International Limited.

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#### **SECTION A**

## (i) Spark Infrastructure Trust Distributions

All distributions made by Spark Infrastructure in the 2010 year were made by the Spark Infrastructure Trust. No dividends were paid by the corporate entities in Spark Infrastructure.

Distribution	Date paid	Total Distribution per unit	No of units	Gross distribution	Interest income per loan note	Credit for TFN withheld	Tax deferred amount per unit	Net distribution
		\$		\$	\$	\$	\$	\$
Interim	15 Sep 09	0.0672			0.0672		0.00	
Final	15 Mar 10	0.0684			0.0684		0.00	
Total		0.1356			0.1356		0.00	
Label on 2010 Tax Return (Supplementary Section)					13U	13R		
Notes		1			2	3	4	

#### Notes

#### 1. Conduit foreign income

The total distribution per unit does not include any conduit foreign income.

#### 2. Interest income

This amount represents interest income on the Loan Notes and is taxable to Australian Resident investors. Interest income (\$0.1356 multiplied by the number of loan notes held) is included as non-primary production income and must be disclosed at Label 13U of the 2010 Individual Tax Return (Supplementary Section) an extract of which is shown in Appendix A.

## 3. Credit for Tax File Number (TFN) amounts withheld

This amount represents amounts withheld from Spark Infrastructure Trust's distributions to investors who are residents and have not quoted their TFN or Australian Business Number (ABN), where applicable, or have not advised Spark Infrastructure of their eligibility for an exemption from the TFN or ABN quoting requirements. In such a case, income tax at the highest marginal rate may have been deducted from distributions to investors. Investors may claim a credit or refund by including the amount at Label 13R of the 2010 Individual Tax Return (Supplementary Section) if the amounts withheld have not previously been refunded.

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Please refer to the extract of the 2010 Individual Tax Return (Supplementary Section) at Appendix A.

The amount of tax withheld, if any, should be located on an investor's distribution statement.

#### 4. Tax deferred amount

The total distribution per unit does not include any tax deferred amount.

#### Disclaimer

This letter is general in nature and is not intended to be an authoritative or complete statement of relevant law or taxation consequences that flow from each investment. It is not intended to consider the specific objectives, situation or needs of each investor, which can affect the taxation impact of ownership of their Securities. Investors should not rely on this summary only and should seek appropriate independent professional advice that considers the taxation implications in respect of their own specific circumstances.

Yours sincerely

Chris Leach

Director, Deloitte Touche Tohmatsu Ltd

Chris Leach

Encl.

Appendix A: Tax Return for Individuals 2010 (Supplementary Section), item 13 extract



# Tax return for individuals (supplementary section)

2010

1 July 2009 to 30 June 2010

delays in processing your tax return.

Use  $TaxPack\ 2010\ supplement$  to fill in this tax return. Please print neatly in BLOCK LETTERS with a black or blue ballpoint pen only. Do not use correction fluid or tape. Print one letter or number in each box. Print  $\boxed{\mathbb{X}}$  in appropriate boxes. Complete your details carefully to avoid

Your tax file number (TFN)	See the <b>Privacy</b> note in the <i>Taxpayer's</i> declaration on page 12 of your <i>Tax return</i> for individuals 2010.					
Your name Title – for example Mr, Mrs, Ms, Miss Print your full name.						
Surname of family name						
Given names						
INCOME Pages s2–8 in TaxPack 2010	supplement will help you to fill in t	the following items correctly.				
	ferred non-commercial business losses and insert the relevant code in the <b>TY</b>					
Distribution from partnerships N	.00	If you have a net loss from a partnership business activity, complete items <b>P3</b>				
Distribution from trusts L		and <b>P9</b> in the Business and professional items schedule for individuals 2010 in				
Landcare operations and deduction for decline in value of water facility	90	addition to item 13.				
Other deductions relating to distribution X	,					
Non-primary production	Net primary production distribution					
Distribution from partnerships, less foreign income		Show distributions of:  net capital gains at item 18 and foreign income at item 19 or 20.				
Distribution from trusts, less net capital gains and foreign income						
Landcare operations expenses J						
Other deductions relating to distributions shown at <b>O</b> and <b>U</b>	, OO TYPE					
Share of credits from income and tax offsets	et non-primary production distribution					
Share of credit for tax withheld where P						
Share of franking credit from franked dividends						
Share of credit for tax file number amounts withheld from interest, dividends, and unit trust distributions						
Share of credit for tax paid by trustee S						
Share of credit for amounts withheld from foreign resident withholding						
Share of National rental affordability scheme tax offset	,					
Personal services income (PSI)	To complete this item, you must					
Tax withheld – voluntary agreement G	OO	have read the publication Business and professional items 2010 and completed the Business and professional items schedule for individuals 2010. Attach the schedule to page 3 of your tax return.				
Tax withheld where Australian business number not quoted						
Tax withheld – labour hire or other specified payments	.00					
Net PSI – tran	sferred from A on your Business and al items schedule for individuals 2010	A				