



Small Charitable Donations Act 2012

2012 CHAPTER 23

Top-up payments

1 Top-up payments in respect of small donations made to eligible charities

- (1) A charity is entitled to a payment from HMRC (a “top-up payment”) if—
- the charity is an eligible charity for a tax year,
 - the charity has made a successful gift aid exemption claim in respect of gifts made to it in the tax year,
 - small donations are made to the charity in the tax year, and
 - the charity makes a claim in respect of small donations made to it in the tax year.
- (2) The amount of the top-up payment is—

$$SD \times \frac{R}{100 - R}$$

where—

SD is the amount of the small donations to which the claim relates, and

R is the percentage rate of the basic rate of income tax for the tax year in question.

- (3) A charity is not entitled to top-up payments in respect of small donations made to it in a tax year in excess of the maximum donations limit for the charity for the tax year.
- (4) The “maximum donations limit” for a charity for a tax year is—
- an amount equal to 10 times the gift aid donations amount for the charity for the tax year, or
 - if less, the specified amount for the charity for the tax year.

Changes to legislation: There are currently no known outstanding effects for the Small Charitable Donations Act 2012, Section 1. (See end of Document for details)

- (5) The “gift aid donations amount” for a charity for a tax year is the amount of the gifts made to the charity in the tax year and in respect of which it has made successful gift aid exemption claims.
- (6) The “specified amount” for a charity for a tax year is [^{F1}£8,000].
- (7) This section is subject to sections 4, 6 and 9 (connected charities and charities running charitable activities in community buildings).

Textual Amendments

- F1** Sum in s. 1(6) substituted (6.4.2016) by [The Small Charitable Donations Act \(Amendment\) Order 2015 \(S.I. 2015/2027\)](#), arts. 1, 3

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