



# Capital Allowances Act 2001

## 2001 CHAPTER 2

### PART 10

#### ASSURED TENANCY ALLOWANCES

#### CHAPTER 1

#### INTRODUCTION

#### **490 Assured tenancy allowances**

- (1) Allowances are available under this Part if qualifying expenditure has been incurred on a building which consists of or includes a qualifying dwelling-house.
- (2) A dwelling house is not a qualifying dwelling-house unless—
  - (a) it is let on a tenancy which is for the time being an assured tenancy, or
  - (b) it has been let on an assured tenancy and the conditions in subsection (4) are met.
- (3) “Assured tenancy” means—
  - (a) an assured tenancy within the meaning of section 56 of the Housing Act 1980 (c. 51), or
  - (b) an assured tenancy (but not an assured shorthold tenancy) for the purposes of the Housing Act 1988 (c. 50).
- (4) The conditions referred to in subsection (2)(b) are that—
  - (a) the dwelling-house is for the time being subject to a regulated tenancy or a housing association tenancy, and
  - (b) the landlord under the tenancy is an approved body or was an approved body but has ceased to be such for any reason.
- (5) In subsection (4) “regulated tenancy” and “housing association tenancy” have the same meaning as in the Rent Act 1977 (c. 42).

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***Changes to legislation:*** *There are currently no known outstanding effects for the Capital Allowances Act 2001, Section 490. (See end of Document for details)*

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- (6) Further requirements that have to be met for a dwelling-house to be a qualifying dwelling-house are given in sections 504 and 505; and subsection (2) is subject to section 506(2)(b) (temporary disuse of dwelling-house ignored).

**Changes to legislation:**

There are currently no known outstanding effects for the Capital Allowances Act 2001, Section 490.