



# Corporation Tax Act 2009

## 2009 CHAPTER 4

### PART 3

#### TRADING INCOME

### CHAPTER 2

#### INCOME TAXED AS TRADE PROFITS

#### *Trades and trade profits*

### 36 Farming and market gardening

- (1) Farming or market gardening in the United Kingdom is treated for corporation tax purposes as the carrying on of a trade or part of a trade (whether or not the land is managed on a commercial basis and with a view to the realisation of profits).
- (2) All farming in the United Kingdom carried on by a company, other than farming carried on as part of another trade, is treated for corporation tax purposes as one trade.
- (3) This section does not apply to farming or market gardening by an insurance company on land which is an asset <sup>F1</sup>held by the company for the purposes of its long-term business].
- (4) In the case of farming carried on by a company as a member of a firm, this rule is explained by section 1270(1).

#### Textual Amendments

**F1** Words in s. 36(3) substituted (17.7.2012) by [Finance Act 2012 \(c. 14\)](#), [Sch. 16 para. 139](#)

**Status:**

Point in time view as at 17/07/2013.

**Changes to legislation:**

Corporation Tax Act 2009, Section 36 is up to date with all changes known to be in force on or before 26 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.