



# Income and Corporation Taxes Act 1988

## 1988 CHAPTER 1

### PART XIV

PENSION SCHEMES, SOCIAL SECURITY BENEFITS, LIFE ANNUITIES ETC.

### CHAPTER IV

#### PERSONAL PENSION SCHEMES

**Modifications etc. (not altering text)**

**C1** [Pt. 14 Ch. 5](#) excluded (1.5.1995) by [Finance Act 1995 \(c. 4\)](#), [s. 60\(5\)](#)

*Preliminary*

**630 Interpretation.**

**F1** .....

**Textual Amendments**

**F1** [Ss. 630-640A](#) repealed (6.4.2006) by [Finance Act 2004 \(c. 12\)](#), [Sch. 42 Pt. 3](#), Note (with Sch. 36)

**631 Approval of schemes.**

**F2** .....

**Textual Amendments**

**F2** [Ss. 630-640A](#) repealed (6.4.2006) by [Finance Act 2004 \(c. 12\)](#), [Sch. 42 Pt. 3](#), Note (with Sch. 36)

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**[<sup>F3</sup>631A Conversion of certain approved retirement benefits schemes.**

<sup>F4</sup> .....

**Textual Amendments**

- F3** Ss. 631A inserted (28.7.2000) by [Finance Act 2000 \(c. 17\)](#), [Sch. 13 para. 7](#) (with [Sch. 13 Pt. 2](#))  
**F4** Ss. 630-640A repealed (6.4.2006) by [Finance Act 2004 \(c. 12\)](#), [Sch. 42 Pt. 3](#), Note (with [Sch. 36](#))

*Restrictions on approval*

**632 Establishment of schemes.**

<sup>F5</sup> .....

**Textual Amendments**

- F5** Ss. 630-640A repealed (6.4.2006) by [Finance Act 2004 \(c. 12\)](#), [Sch. 42 Pt. 3](#), Note (with [Sch. 36](#))

**[<sup>F6</sup>632A Eligibility to make contributions.**

<sup>F7</sup> .....

**Textual Amendments**

- F6** Ss. 632A, 632B inserted (6.4.2001) by [Finance Act 2000 \(c. 17\)](#), [Sch. 13 para. 8](#) (with [Sch. 13 Pt. 2](#))  
**F7** Ss. 630-640A repealed (6.4.2006) by [Finance Act 2004 \(c. 12\)](#), [Sch. 42 Pt. 3](#), Note (with [Sch. 36](#))

**632B Eligibility to make contributions: concurrent membership.**

<sup>F8</sup> .....

**Textual Amendments**

- F6** Ss. 632A, 632B inserted (6.4.2001) by [Finance Act 2000 \(c. 17\)](#), [Sch. 13 para. 8](#) (with [Sch. 13 Pt. 2](#))  
**F8** Ss. 630-640A repealed (6.4.2006) by [Finance Act 2004 \(c. 12\)](#), [Sch. 42 Pt. 3](#), Note (with [Sch. 36](#))

**633 Scope of benefits.**

<sup>F9</sup> .....

**Textual Amendments**

- F9** Ss. 630-640A repealed (6.4.2006) by [Finance Act 2004 \(c. 12\)](#), [Sch. 42 Pt. 3](#), Note (with [Sch. 36](#))

**634 Annuity to member.**

<sup>F10</sup> .....

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**Textual Amendments**

**F10** Ss. 630-640A repealed (6.4.2006) by Finance Act 2004 (c. 12), Sch. 42 Pt. 3, Note (with Sch. 36)

[<sup>F11</sup> **634A Income withdrawals by member.**

<sup>F12</sup> .....

**Textual Amendments**

**F11** S. 634A inserted (1.5.1995) by Finance Act 1995 (c. 4), Sch. 11 para. 4

**F12** Ss. 630-640A repealed (6.4.2006) by Finance Act 2004 (c. 12), Sch. 42 Pt. 3, Note (with Sch. 36)

**635 Lump sum to member.**

<sup>F13</sup> .....

**Textual Amendments**

**F13** Ss. 630-640A repealed (6.4.2006) by Finance Act 2004 (c. 12), Sch. 42 Pt. 3, Note (with Sch. 36)

**636 Annuity after death of member.**

<sup>F14</sup> .....

**Textual Amendments**

**F14** Ss. 630-640A repealed (6.4.2006) by Finance Act 2004 (c. 12), Sch. 42 Pt. 3, Note (with Sch. 36)

[<sup>F15</sup> **636A Income withdrawals after death of member.**

<sup>F16</sup> .....

**Textual Amendments**

**F15** S. 636A inserted (1.5.1995) by Finance Act 1995 (c. 4), Sch. 11 para. 7

**F16** Ss. 630-640A repealed (6.4.2006) by Finance Act 2004 (c. 12), Sch. 42 Pt. 3, Note (with Sch. 36)

**637 Death benefit.**

<sup>F17</sup> .....

**Textual Amendments**

**F17** Ss. 630-640A repealed (6.4.2006) by Finance Act 2004 (c. 12), Sch. 42 Pt. 3, Note (with Sch. 36)

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**[<sup>F18</sup>637A Return of contributions on or after death of member.**

<sup>F19</sup> .....

**Textual Amendments**

**F18** Ss. 637, 637A substituted for s. 637 (1.5.1995) by Finance Act 1995 (c. 4), **Sch. 11 para. 8**

**F19** Ss. 630-640A repealed (6.4.2006) by Finance Act 2004 (c. 12), **Sch. 42 Pt. 3**, Note (with Sch. 36)

**638 Other restrictions on approval.**

<sup>F20</sup> .....

**Textual Amendments**

**F20** Ss. 630-640A repealed (6.4.2006) by Finance Act 2004 (c. 12), **Sch. 42 Pt. 3**, Note (with Sch. 36)

**[<sup>F21</sup>638Z Personal pension arrangements with more than one pension date etc.**

<sup>F22</sup> .....

**Textual Amendments**

**F21** S. 638ZA inserted (6.4.2001) by Finance Act 2000 (c. 17), **Sch. 13 para. 14** (with Sch 13 Pt. 2)

**F22** Ss. 630-640A repealed (6.4.2006) by Finance Act 2004 (c. 12), **Sch. 42 Pt. 3**, Note (with Sch. 36)

**[<sup>F23</sup>638A Power to prescribe restrictions on approval.**

<sup>F24</sup> .....

**Textual Amendments**

**F23** S. 638A inserted (31.7.1998) by Finance Act 1998 (c. 36), **s. 94(1)**

**F24** Ss. 630-640A repealed (6.4.2006) by Finance Act 2004 (c. 12), **Sch. 42 Pt. 3**, Note (with Sch. 36)

*Tax reliefs*

**639 Member's contributions.**

<sup>F25</sup> .....

**Textual Amendments**

**F25** Ss. 630-640A repealed (6.4.2006) by Finance Act 2004 (c. 12), **Sch. 42 Pt. 3**, Note (with Sch. 36)

**640 Maximum amount of deductions.**

<sup>F26</sup> .....

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**Textual Amendments**

**F26** Ss. 630-640A repealed (6.4.2006) by [Finance Act 2004 \(c. 12\)](#), **Sch. 42 Pt. 3**, Note (with Sch. 36)

[<sup>F27</sup> **640A Earnings cap.**

<sup>F28</sup> .....

**Textual Amendments**

**F27** S. 640A inserted (with effect in accordance with [Sch. 7 para. 4\(2\)](#) of the amending Act) by [Finance Act 1989 \(c. 26\)](#), **Sch. 7 para. 4(1)**

**F28** Ss. 630-640A repealed (6.4.2006) by [Finance Act 2004 \(c. 12\)](#), **Sch. 42 Pt. 3**, Note (with Sch. 36)

**641 Carry-back of contributions.**

<sup>F29</sup> .....

**Textual Amendments**

**F29** S. 641 repealed (with effect in accordance with [Sch. 13 para. 17](#) of the repealing Act) by [Finance Act 2000 \(c. 17\)](#), **Sch. 40 Pt. 2(4)**, Note 3 (with [Sch. 13 Pt. 2](#))

[<sup>F30</sup> **641A Election for contributions to be treated as paid in previous year.**

<sup>F31</sup> .....

**Textual Amendments**

**F30** S. 641A inserted (with effect in accordance with [Sch. 13 para. 18\(2\)](#) of the amending Act) by [Finance Act 2000 \(c. 17\)](#), **Sch. 13 para. 18(1)** (with [Sch. 13 Pt. 2](#))

**F31** S. 641A repealed (6.4.2006) by [Finance Act 2004 \(c. 12\)](#), **Sch. 42 Pt. 3**, Note (with Sch. 36)

**642 Carry-forward of relief.**

<sup>F32</sup> .....

**Textual Amendments**

**F32** S. 642 repealed (with effect in accordance with [Sch. 13 para. 19](#) of the repealing Act) by [Finance Act 2000 \(c. 17\)](#), **Sch. 40 Pt. 2(4)**, Note 4 (with [Sch. 13 Pt. 2](#))

**643 Employer's contributions and personal pension income etc.**

<sup>F33</sup> .....

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**Textual Amendments**

**F33** Ss. 643-646D repealed (6.4.2006) by Finance Act 2004 (c. 12), Sch. 42 Pt. 3, Note (with Sch. 36)

**644 Meaning of “relevant earnings”.**

**F34** .....

**Textual Amendments**

**F34** Ss. 643-646D repealed (6.4.2006) by Finance Act 2004 (c. 12), Sch. 42 Pt. 3, Note (with Sch. 36)

**645 Earnings from pensionable employment.**

**F35** .....

**Textual Amendments**

**F35** Ss. 643-646D repealed (6.4.2006) by Finance Act 2004 (c. 12), Sch. 42 Pt. 3, Note (with Sch. 36)

**646 Meaning of “net relevant earnings”.**

**F36** .....

**Textual Amendments**

**F36** Ss. 643-646D repealed (6.4.2006) by Finance Act 2004 (c. 12), Sch. 42 Pt. 3, Note (with Sch. 36)

[<sup>F37</sup> **646A Earnings from associated employments.**

**F38** .....]

**Textual Amendments**

**F37** S. 646A inserted (with effect in accordance with Sch. 7 para. 8(2) of the amending Act) by Finance Act 1989 (c. 26), Sch. 7 para. 8(1)

**F38** Ss. 643-646D repealed (6.4.2006) by Finance Act 2004 (c. 12), Sch. 42 Pt. 3, Note (with Sch. 36)

[<sup>F39</sup> **646B Presumption of same level of relevant earnings etc for 5 years.**

**F40** .....

**Textual Amendments**

**F39** Ss. 646B, 646C inserted (with effect in accordance with Sch. 13 para. 22(2) of the amending Act) by Finance Act 2000 (c. 17), Sch. 13 para. 22(1) (with Sch. 13 Pt. 2)

**F40** Ss. 643-646D repealed (6.4.2006) by Finance Act 2004 (c. 12), Sch. 42 Pt. 3, Note (with Sch. 36)

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## 646C Provisions supplementary to section 646B.

F41 .....

### Textual Amendments

- F39** Ss. 646B, 646C inserted (with effect in accordance with Sch. 13 para. 22(2) of the amending Act) by Finance Act 2000 (c. 17), **Sch. 13 para. 22(1)** (with Sch. 13 Pt. 2)
- F41** Ss. 643-646D repealed (6.4.2006) by Finance Act 2004 (c. 12), **Sch. 42 Pt. 3**, Note (with Sch. 36)

## [<sup>F42</sup>646D] Higher level contributions after cessation of actual relevant earnings: modification of section 646B.

F43 .....

### Textual Amendments

- F42** S. 646D inserted (with effect in accordance with Sch. 13 para. 23(2) of the amending Act) by Finance Act 2000 (c. 17), **Sch. 13 para. 23(1)** (with Sch. 13 Pt. 2)
- F43** Ss. 643-646D repealed (6.4.2006) by Finance Act 2004 (c. 12), **Sch. 42 Pt. 3**, Note (with Sch. 36)

## *Charge to tax*

## 647 Unauthorised payments.

F44 .....

### Textual Amendments

- F44** Ss. 647-648A repealed (6.4.2003 with effect in accordance with s. 723(1) of the repealing Act) by Income Tax (Earnings and Pensions) Act 2003 (c. 1), Sch. 6 para. 96, **Sch. 8 Pt. 1** (with Sch. 7)

## 648 Contributions under unapproved arrangements.

F45 .....

### Textual Amendments

- F45** Ss. 647-648A repealed (6.4.2003 with effect in accordance with s. 723(1) of the repealing Act) by Income Tax (Earnings and Pensions) Act 2003 (c. 1), Sch. 6 para. 96, **Sch. 8 Pt. 1** (with Sch. 7)

[<sup>F46</sup><sup>F47</sup> .....

### Textual Amendments

- F46** S. 648A and preceding cross-heading inserted (with application in accordance with s. 109(2) of the amending Act) by Finance Act 1994 (c. 9), **s. 109(1)**

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**F47** Cross-heading preceding s. 648A omitted (1.5.1995) by virtue of [Finance Act 1995 \(c. 4\)](#), [Sch. 11 para. 12](#)

**648A Annuities: charge under Schedule E.**

**F48** .....

**Textual Amendments**  
**F46** S. 648A and preceding cross-heading inserted (with application in accordance with s. 109(2) of the amending Act) by [Finance Act 1994 \(c. 9\)](#), [s. 109\(1\)](#)  
**F48** Ss. 647-648A repealed (6.4.2003 with effect in accordance with s. 723(1) of the repealing Act) by [Income Tax \(Earnings and Pensions\) Act 2003 \(c. 1\)](#), [Sch. 6 para. 96](#), [Sch. 8 Pt. 1](#) (with [Sch. 7](#))

**[** **F49** **648B** **Return of contributions after pension date.**

**F50** .....**]]**

**Textual Amendments**  
**F46** S. 648A and preceding cross-heading inserted (with application in accordance with s. 109(2) of the amending Act) by [Finance Act 1994 \(c. 9\)](#), [s. 109\(1\)](#)  
**F49** S. 648B inserted (1.5.1995) by [Finance Act 1995 \(c. 4\)](#), [Sch. 11 para. 12](#)  
**F50** Ss. 648B-651A repealed (6.4.2006) by [Finance Act 2004 \(c. 12\)](#), [Sch. 42 Pt. 3](#), Note (with [Sch. 36](#))

*Miscellaneous*

**649 Minimum contributions under Social Security Act 1986.**

**F51** .....

**Textual Amendments**  
**F51** Ss. 648B-651A repealed (6.4.2006) by [Finance Act 2004 \(c. 12\)](#), [Sch. 42 Pt. 3](#), Note (with [Sch. 36](#))

**650 Withdrawal of approval.**

**F52** .....

**Textual Amendments**  
**F52** Ss. 648B-651A repealed (6.4.2006) by [Finance Act 2004 \(c. 12\)](#), [Sch. 42 Pt. 3](#), Note (with [Sch. 36](#))

**[** **F53** **650A** **Charge on withdrawal of approval from arrangements.**

**F54** .....**]**



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**Textual Amendments**

- F53** S. 650A inserted (with effect in accordance with s. 95(4) of the amending Act) by [Finance Act 1998 \(c. 36\), s. 95\(1\)](#)
- F54** Ss. 648B-651A repealed (6.4.2006) by [Finance Act 2004 \(c. 12\), Sch. 42 Pt. 3](#), Note (with Sch. 36)

**651 Appeals.**

**F55** .....

**Textual Amendments**

- F55** Ss. 648B-651A repealed (6.4.2006) by [Finance Act 2004 \(c. 12\), Sch. 42 Pt. 3](#), Note (with Sch. 36)

[<sup>F56</sup> **651A Information powers.**

**F57** .....]

**Textual Amendments**

- F56** S. 651A inserted (31.7.1998) by [Finance Act 1998 \(c. 36\), s. 96\(1\)](#)
- F57** Ss. 648B-651A repealed (6.4.2006) by [Finance Act 2004 \(c. 12\), Sch. 42 Pt. 3](#), Note (with Sch. 36)

**652 Information about payments.**

**F58** .....

**Textual Amendments**

- F58** S. 652 repealed (1.10.2000) by [Finance Act 1998 \(c. 36\), s. 96\(4\), Sch. 27 Pt. 3\(21\)](#), Note; S.I. 2000/2319, [art. 2](#)

**653 Information: penalties.**

**F59** .....

**Textual Amendments**

- F59** Ss. 653-655 repealed (6.4.2006) by [Finance Act 2004 \(c. 12\), Sch. 42 Pt. 3](#), Note (with Sch. 36)

[<sup>F60</sup> **653A Notices to be given to scheme administrator.**

**F61** .....]

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**Textual Amendments**

- F60** S. 653A inserted (with effect in accordance with s. 97(2) of the amending Act) by [Finance Act 1998 \(c. 36\), s. 97\(1\)](#)
- F61** Ss. 653-655 repealed (6.4.2006) by [Finance Act 2004 \(c. 12\), Sch. 42 Pt. 3](#), Note (with Sch. 36)

**654 Remuneration of Ministers and other officers.**

F62  
.....

**Textual Amendments**

- F62** Ss. 653-655 repealed (6.4.2006) by [Finance Act 2004 \(c. 12\), Sch. 42 Pt. 3](#), Note (with Sch. 36)

**655 Transitional provisions.**

F63  
.....

**Textual Amendments**

- F63** Ss. 653-655 repealed (6.4.2006) by [Finance Act 2004 \(c. 12\), Sch. 42 Pt. 3](#), Note (with Sch. 36)

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