



Taxation of Chargeable Gains Act 1992

1992 CHAPTER 12

PART VI

COMPANIES, OIL, INSURANCE ETC.

CHAPTER I

COMPANIES

Transactions within groups

174 Disposal or acquisition outside a group.

- (1) Where there is a disposal of an asset acquired in relevant circumstances, section 41 shall apply in relation to capital allowances made to the person from which it was acquired (so far as not taken into account in relation to a disposal of the asset by that person), and so on as respects previous transfers of the asset in relevant circumstances.
- (2) In subsection (1) above “relevant circumstances” means circumstances in which section [F1140A,]171 or 172 applied or in which section 171 would have applied but for subsection (2) of that section.
- (3) Subsection (1) above shall not be taken as affecting the consideration for which an asset is deemed under section [F1140A,] 171 or 172 to be acquired.
- (4) Schedule 2 shall apply in relation to a disposal of an asset by a company which is or has been a member of a group of companies, and which acquired the asset from another member of the group at a time when both were members of the group, as if all members of the group for the time being were the same person, and as if the acquisition or provision of the asset by the group, so taken as a single person, had been the acquisition or provision of it by the member disposing of it.
- (5) Subsection (4) above does not apply where the asset was acquired on a disposal within section 171(2)(c).

Status: Point in time view as at 12/01/2000. This version of this provision has been superseded.

Changes to legislation: Taxation of Chargeable Gains Act 1992, Section 174 is up to date with all changes known to be in force on or before 04 September 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. (See end of Document for details)

Textual Amendments

F1 Words in s. 174(2)(3) inserted (*retrosp.*) by 1992 c. 48, **s. 46(1)(5)(a)(b)**

Modifications etc. (not altering text)

- C1** S. 174 modified (19.9.1994) by [Coal industry Act 1994 \(c. 21\)](#), s. 68(4), **Sch. 4 para. 21(2)** (with [Sch. 4 para. 14](#)); [S.I. 1994/2189](#), art. 2, Sch.
- C2** Ss. 170-192 restricted (27.7.1999) by [Commonwealth Development Corporation Act 1999 \(c. 20\)](#), [Sch. 3 paras. 1, 4\(1\)](#)
- C3** Ss. 170-181 restricted (12.1.2000) by [Greater London Authority Act 1999 \(c. 29\)](#), **ss. 419(3)**, 425(2); [S.I. 1999/3434](#), art. 2
- C4** S. 174(1) modified (16.7.1992) by 1992 c. 48, s. 77, [Sch. 17 paras. 6\(3\)\(6\), 7](#)
- C5** S. 174(1) modified (retrospective to 11.1.1994) by [Finance Act 1994 \(c. 9\)](#), s. 252(3), **Sch. 24 para. 5**
- C6** S. 174(1) modified (19.9.1994) by [Coal industry Act 1994 \(c. 21\)](#), s. 68(4), **Sch. 4 para. 5** (with [Sch. 4 para. 14](#)); [S.I. 1994/2189](#), art. 2, Sch.
- C7** S. 174(1) modified (24.7.1996) by [Broadcasting Act 1996 \(c. 55\)](#), s. 149(1), **Sch. 7 para. 4** (with [Sch. 7 para. 9\(1\)](#))

Status:

Point in time view as at 12/01/2000. This version of this provision has been superseded.

Changes to legislation:

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