

SCHEDULES

[^{F1}SCHEDULE 20A

[^{F1}[^{F1}LLOYD'S UNDERWRITERS:] CONVERSION TO UNDERWRITING THROUGH PARTNERSHIP OR COMPANY]

Textual Amendments

- F1** Sch. 20A inserted (22.7.2004) by Finance Act 2004 (c. 12), **Sch. 25 para. 3**
- F1** Sch. 20A heading substituted (19.12.2014) by The Lloyd's Underwriters (Conversion of Partnerships to Underwriting through Successor Companies) (Tax) Regulations 2014 (S.I. 2014/3133), regs. 1, **5(7)**
- F1** Words in Sch. 20A heading inserted (16.6.2016) by The Lloyds Underwriters (Roll-over Relief on Disposal of Assets of Ancillary Trust Fund) (Tax) Regulations 2016 (S.I. 2016/597), regs. 1(1), **9**

[^{F2}PART 1A

CONVERSION OF PARTNERSHIPS TO UNDERWRITING THROUGH SUCCESSOR COMPANIES

Textual Amendments

- F2** Sch. 20A Pt. 1A inserted (19.12.2014) by The Lloyd's Underwriters (Conversion of Partnerships to Underwriting through Successor Companies) (Tax) Regulations 2014 (S.I. 2014/3133), regs. 1, **5(2)**

Introduction

- 5A. (1) This Part of this Schedule applies if the following conditions are satisfied.
- (2) Condition 1 is that—
- a Lloyd's partnership gives notice of its resignation from membership of Lloyd's in accordance with the rules or practice of Lloyd's,
 - in accordance with the rules or practice, the partnership does not undertake any new insurance business at Lloyd's after the end of the partnership's last underwriting year, and
 - the partnership does not withdraw that notice.
- (3) Condition 2 is that all of the partnership's outstanding syndicate capacity is disposed of by the partnership under a conversion arrangement to a successor company (the "syndicate capacity disposal") with effect from the beginning of the underwriting year next following the partnership's last underwriting year.
- (4) Condition 3 is that, immediately before the syndicate capacity disposal,—
- the converting partners together control the successor company, and

Changes to legislation: There are currently no known outstanding effects for the Finance Act 1993, Cross Heading: Introduction. (See end of Document for details)

- (b) the ordinary share capital of the successor company is beneficially owned by the converting partners in the same, or as nearly as may be the same, proportions as those in which pursuant to the partnership agreement the converting partners are at that time treated as having interests in the partnership’s syndicate capacity.
- (5) For the purposes of sub-paragraph (4)(b), ignore any interest of a person other than a converting partner in the partnership’s syndicate capacity.
 - (6) Condition 4 is that the syndicate capacity disposal is made in consideration solely of the issue to the converting partners of shares in the successor company.
 - (7) Condition 5 is that the successor company starts to carry on its underwriting business in the underwriting year ^{F3}... next following the partnership’s last underwriting year.
 - (8) In this paragraph “the partnership’s last underwriting year”, in relation to a partnership which gives notice of its resignation from Lloyd’s, means the underwriting year during which, or at the end of which, the partnership ceases to be an underwriting member and becomes a non-underwriting member in accordance with the rules or practice of Lloyd’s.
 - (9) In this paragraph “outstanding syndicate capacity”, in relation to a partnership, means the syndicate capacity of the partnership other than any which—
 - (a) the partnership disposes of to a person other than a successor member at or before the end of the partnership’s last underwriting year, or
 - (b) ceases to exist with effect from the end of that year.]]

Textual Amendments

F3 Words in Sch. 20A para. 5A(7) omitted (16.6.2016) by virtue of [The Lloyds Underwriters \(Roll-over Relief on Disposal of Assets of Ancillary Trust Fund\) \(Tax\) Regulations 2016 \(S.I. 2016/597\)](#), regs. 1(1), 6

Changes to legislation:

There are currently no known outstanding effects for the Finance Act 1993, Cross Heading:
Introduction.