



Capital Allowances Act 2001

2001 CHAPTER 2

[^{F1} PART 4A

FLAT CONVERSION ALLOWANCES

CHAPTER 6

WRITING-DOWN ALLOWANCES

[^{F1}393J Entitlement to writing-down allowances

- (1) A person is entitled to a writing-down allowance for a chargeable period if he has incurred qualifying expenditure in respect of a flat and, at the end of the chargeable period—
 - (a) the person is entitled to the relevant interest in the flat,
 - (b) the person has not granted a long lease of the flat out of the relevant interest in consideration of the payment of a capital sum, and
 - (c) the flat is a qualifying flat.
- (2) In subsection (1)(b) “ long lease ” means a lease the duration of which exceeds 50 years.
- (3) Whether the duration of a lease exceeds 50 years is to be determined—
 - (a) in accordance with [^{F2}sections 243 and 244 of CTA 2009,] and
 - (b) without regard to section 393V(3) (new lease granted as a result of the exercise of an option treated as continuation of old lease).
- (4) A person claiming a writing-down allowance may require the allowance to be reduced to a specified amount.]

Status: Point in time view as at 01/04/2009. This version of this provision has been superseded.

Changes to legislation: There are currently no known outstanding effects for the Capital Allowances Act 2001, Section 393J. (See end of Document for details)

Textual Amendments

- F1** Pt. 4A (ss. 393A-393W) inserted (with effect as mentioned in s. 67 of the amending Act) by [Finance Act 2001 \(c. 9\)](#), s. 67, [Sch. 19 Pt. 1](#)
- F2** Words in s. 393J(3)(a) substituted (with effect in accordance with s. 1329(1) of the amending Act) by [Corporation Tax Act 2009 \(c. 4\)](#), s. 1329(1), [Sch. 1 para. 506](#) (with [Sch. 2 Pts. 1, 2](#))

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