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Income Tax (Trading and Other Income) Act 2005

CHAPTER 5

INCOME TAX (TRADING AND OTHER INCOME) ACT 2005

PART 1

OVERVIEW

- 1 Overview of Act
- 2 Overview of priority rules

PART 2

TRADING INCOME

CHAPTER 1

INTRODUCTION

- 3 Overview of Part 2
- 4 Provisions which must be given priority over Part 2

CHAPTER 2

INCOME TAXED AS TRADE PROFITS

Charge to tax on trade profits

- 5 Charge to tax on trade profits
- 6 Territorial scope of charge to tax
- 6A Arrangements for avoiding tax

Status: Point in time view as at 11/07/2023.

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- 6B Trade of dealing in or developing UK land
- 7 Income charged
- 8 Person liable

Trades and trade profits

- 9 Farming and market gardening
- 10 Commercial occupation of land other than woodlands
- 11 Commercial occupation of woodlands
- 12 Profits of mines, quarries and other concerns
- 13 Visiting performers
- 14 Visiting performers: supplementary
- 15 Divers and diving supervisors
- 16 Oil extraction and related activities
- 16A Voluntary office-holders: compensation for lost profits
- 16B Payments to company directors
- 16C Professionals in practice: incidental income from an office or employment

Starting and ceasing to trade

- 17 Effect of becoming or ceasing to be a UK resident
- 18 Effect of company starting or ceasing to be within charge to income tax

Trading income and property income

- 19 Tied premises
- 20 Caravan sites where trade carried on
- 21 Surplus business accommodation
- 22 Payments for wayleaves

Trading allowance

- 22A Trading allowance

Rent-a-room and qualifying care relief

- 23 Rent-a-room and qualifying care relief

Trading income provided through third parties

- 23A Application of section 23E: conditions
- 23B Meaning of “relevant benefit”
- 23C Meaning of “qualifying third party payment”
- 23D Other definitions
- 23E Tax treatment of relevant benefits
- 23F Relevant benefits: persons other than T
- 23G Anti-avoidance
- 23H Double taxation

CHAPTER 3

TRADE PROFITS: BASIC RULES

- 24 Professions and vocations
- 25 Generally accepted accounting practice

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- 25A Cash basis for small businesses
- 26 Losses calculated on same basis as profits
- 27 Receipts and expenses
- 28 Items treated under CAA 2001 as receipts and expenses
- 28A Money's worth
- 29 Interest
- 30 Animals kept for trade purposes
- 31 Relationship between rules prohibiting and allowing deductions

CHAPTER 3A

TRADE PROFITS: CASH BASIS

Eligibility

- 31A Conditions to be met for profits to be calculated on cash basis
- 31B Relevant maximum
- 31C Excluded persons

Elections under section 25A

- 31D Effect of election under section 25A

Calculation of profits on cash basis

- 31E Calculation of profits on cash basis

Overview of rest of Part 2

- 31F Overview of rest of Part 2 as it applies to cash basis

CHAPTER 4

TRADE PROFITS: RULES RESTRICTING DEDUCTIONS

Introduction

- 32 Professions and vocations

Cash basis accounting

- 32A Application of Chapter to the cash basis

Capital expenditure

- 33 Capital expenditure
- 33A Cash basis: capital expenditure

Wholly and exclusively and losses rules

- 34 Expenses not wholly and exclusively for trade and unconnected losses

Bad and doubtful debts

- 35 Bad and doubtful debts

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Unpaid remuneration

- 36 Unpaid remuneration
- 37 Unpaid remuneration: supplementary

Employee benefit contributions

- 38 Restriction of deductions
- 39 Making of “employee benefit contributions”
- 40 Provision of qualifying benefits
- 41 Timing and amount of certain qualifying benefits
- 42 Provision or payment out of employee benefit contributions
- 43 Profits calculated before end of 9 month period
- 44 Interpretation of sections 38 to 44

Business entertainment and gifts

- 45 Business entertainment and gifts: general rule
- 46 Business entertainment: exceptions
- 47 Business gifts: exceptions

Car or motor cycle hire

- 48 Car ... hire
- 49 Car ... hire: supplementary
- 50 Hiring cars (but not motor cycles) with low carbon dioxide emissions
- 50A Short-term hiring in and long-term hiring out
- 50B Connected persons: application of section 48

Patent royalties

- 51 Patent royalties

Interest payments

- 51A Cash basis: interest payments on loans
- 52 Exclusion of double relief for interest

Social security contributions

- 53 Social security contributions

Penalties and interest

- 54 Penalties and interest

Crime-related payments

- 55 Crime-related payments

Integral features

- 55A Expenditure on integral features

Rental rebates

- 55B Rental rebates

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CHAPTER 5

TRADE PROFITS: RULES ALLOWING DEDUCTIONS

Introduction

56 Professions and vocations

Cash basis accounting

56A Application of Chapter to the cash basis

Pre-trading expenses

57 Pre-trading expenses

Subsistence expenses

57A Expenses incurred by traders on food and drink

Cash basis: interest payments

57B Cash basis: interest payments on loans

Incidental costs of obtaining finance

58 Incidental costs of obtaining finance

59 Convertible loans and loan stock etc.

Tenants under taxed leases

60 Tenants under taxed leases: introduction

61 Tenants occupying land for purposes of trade treated as incurring expenses

62 Limit on deductions if tenant entitled to mineral extraction allowance

63 Tenants dealing with land as property employed for purposes of trade

64 Restrictions on section 61 expenses: lease premium receipts

65 Restrictions on section 61 expenses: lease of part of premises

66 Corporation tax receipts under ICTA treated as taxed receipts

67 Restrictions on section 61 expenses: corporation tax receipts under ICTA

Renewals

68 Replacement and alteration of trade tools

Payments for restrictive undertakings

69 Payments for restrictive undertakings

Seconded employees

70 Employees seconded to charities and educational establishments

71 Educational establishments

Contributions to agents' expenses

72 Payroll deduction schemes: contributions to agents' expenses

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Counselling and retraining expenses

- 73 Counselling and other outplacement services
- 74 Retraining courses
- 75 Retraining courses: recovery of tax

Redundancy payments etc.

- 76 Redundancy payments and approved contractual payments
- 77 Payments in respect of employment wholly in employer's trade
- 78 Payments in respect of employment in more than one capacity
- 79 Additional payments
- 79A Additional payments: change in the persons carrying on the trade
- 80 Payments made by the Government

Personal security expenses

- 81 Personal security expenses

Contributions to local enterprise organisations or urban regeneration companies

- 82 Contributions to local enterprise organisations or urban regeneration companies
- 83 Meaning of “local enterprise organisation”
- 84 Approval of local enterprise agencies
- 85 Supplementary provisions with respect to approvals
- 86 Meaning of “urban regeneration company”

Contributions to flood and coastal erosion risk management projects

- 86A Contributions to flood and coastal erosion risk management projects
- 86B Interpretation of section 86A

Scientific research

- 87 Expenses of research and development
- 88 Payments to research associations, universities etc.

Expenses connected with patents, designs and trade marks

- 89 Expenses connected with patents
- 90 Expenses connected with designs or trade marks

Export Credits Guarantee Department

- 91 Payments to Export Credits Guarantee Department

Expenses connected with foreign trades

- 92 Expenses connected with foreign trades
- 93 Allocation of expenses
- 94 Family expenses

SAYE option schemes, CSOP schemes

- 94A Costs of setting up SAYE option scheme or CSOP scheme

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Limited liability partnerships: salaried members

94AA Deductions in relation to salaried members

CHAPTER 5A

TRADE PROFITS: DEDUCTIONS ALLOWABLE AT A FIXED RATE

Introduction

94B Professions and vocations
94C Provisions not applicable to certain firms

Expenditure on vehicles

94D Expenditure on vehicles
94E Excluded vehicles
94F The appropriate mileage amount
94G Definitions of types of vehicle

Use of home for business purposes

94H Use of home for business purposes

Premises used both as home and business premises

94I Premises used both as a home and as business premises

CHAPTER 6

TRADE PROFITS: RECEIPTS

Introduction

95 Professions and vocations

Cash basis accounting

95A Application of Chapter to the cash basis

Capital receipts

96 Capital receipts
96A Capital receipts under, or after leaving, cash basis
96B Section 96A: supplementary provision

Debts released

97 Debts incurred and later released

Cash basis: value of stock and work in progress on cessation

97A Cash basis: value of trading stock on cessation of trade
97B Cash basis: value of work in progress on cessation of profession or vocation

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Amounts received following earlier cessation

98 Acquisition of trade: receipts from transferor's trade

Reverse premiums

99 Reverse premiums

100 Excluded cases

101 Tax treatment of reverse premiums

102 Arrangements not at arm's length

103 Connected persons and property arrangements

Assets of mutual concerns

104 Distribution of assets of mutual concerns

Industrial development grants

105 Industrial development grants

Proceeds of insurance etc.

106 Sums recovered under insurance policies etc.

CHAPTER 6A

TRADE PROFITS: AMOUNTS NOT REFLECTING COMMERCIAL TRANSACTIONS

106A Professions and vocations

106B Application of Chapter

106C Amounts not reflecting commercial transactions

106D Capital receipts

106E Gifts to charities etc

CHAPTER 7

TRADE PROFITS: GIFTS TO CHARITIES ETC.

107 Professions and vocations

108 Gifts of trading stock to charities etc.

109 Receipt by donor or connected person of benefit attributable to certain gifts

110 Meaning of "designated educational establishment"

CHAPTER 8

TRADE PROFITS: HERD BASIS RULES

Introduction

111 Election for application of herd basis rules

111A Herd basis rules not to apply where cash basis used

112 Meaning of "animal", "herd", "production herd" etc.

113 Other interpretative provisions

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The herd basis rules

- 114 Initial cost of herd and value of herd
- 115 Addition of animals to herd
- 116 Replacement of animals in herd
- 117 Amount of receipt if old animal slaughtered under disease control order
- 118 Sale of animals from herd
- 119 Sale of whole or substantial part of herd
- 120 Acquisition of new herd begun within 5 years of sale
- 121 Section 120: sale for reasons outside farmer's control
- 122 Replacement of part sold begun within 5 years of sale
- 123 Section 122: sale for reasons outside farmer's control

Elections

- 124 Herd basis elections
- 125 Five year gap in which no production herd kept
- 126 Slaughter under disease control order

Preventing abuse of the herd basis rules

- 127 Preventing abuse of the herd basis rules

Supplementary

- 128 Information if election made
- 129 Further assessment etc. if herd basis rules apply

CHAPTER 9

TRADE PROFITS: . . . SOUND RECORDINGS

Introduction

- 130 Expenditure to which this Chapter applies
- 130A Chapter not to apply where cash basis used
- 131 Meaning of “film” and related expressions
- 132 Meaning of “original master version” and “certified master version”
- 133 Meaning of “relevant period”

Expenditure treated as revenue in nature

- 134 Expenditure treated as revenue in nature

Rules for allocating expenditure

- 135 Allocation of production or acquisition expenditure to relevant periods

Certified master versions: special rules for allocating expenditure

- 136 Application of provisions about certified master versions
- 137 Certified master versions: preliminary expenditure
- 138 Certified master versions: production expenditure
- 138A Certified master versions: acquisition expenditure

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Certified master versions: limited-budget films

- 139 Certified master versions: production expenditure on limited-budget films
- 140 Certified master versions: acquisition expenditure on limited-budget films

Interpretation of sections 138 to 140

- 140A “Disqualifying deduction”
- 141 “Total production expenditure in respect of the original master version”
- 142 When expenditure is incurred

Deferred income agreements

- 142A Deferred income agreements which exist when deduction made
- 142B Meaning of “deferred income agreement in respect of a film”
- 142C Deferred income agreements entered into after deduction made
- 142D Meaning of the “net excess relief”
- 142E Sections 142A to 142D: time of entry into an agreement

Election for sections 134 to 140 not to apply

- 143 Election for sections 134 to 140 not to apply

Supplementary

- 144 Meaning of “genuinely intended for theatrical release”

CHAPTER 10

TRADE PROFITS: CERTAIN TELECOMMUNICATION RIGHTS

- 144A Chapter not to apply where cash basis used
- 145 Professions and vocations
- 146 Meaning of “relevant telecommunication right”
- 147 Expenditure and receipts treated as revenue in nature
- 148 Credits or debits arising from revaluation

CHAPTER 10A

LEASES OF PLANT OR MACHINERY: SPECIAL RULES FOR LONG FUNDING LEASES

Application of Chapter

- 148ZA Chapter not to apply where cash basis used

Lessors under long funding finance leases

- 148A Lessor under long funding finance lease: rental earnings
- 148B Lessor under long funding finance lease: exceptional items
- 148C Lessor under long funding finance lease making termination payment

Lessors under long funding operating leases

- 148D Lessor under long funding operating lease: periodic deduction
- 148DA “Starting value”: general

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- 148DB “Starting value” where plant or machinery originally unqualifying
- 148E Long funding operating lease: lessor's additional expenditure
- 148EA Determination of remaining residual value resulting from lessor's first additional expenditure
- 148EB Determination of remaining residual value resulting from lessor's further additional expenditure
- 148F Lessor under long funding operating lease: termination of lease

Lessors under long funding finance or operating leases: avoidance etc

- 148FA Cases where ss. 148A to 148F do not apply: plant or machinery held as trading stock
- 148FB Cases where ss. 148A to 148F do not apply: lessor also lessee under non-long funding lease
- 148FC Cases where ss. 148A to 148F do not apply: other avoidance
- 148FD Cases where ss 148A to 148F do not apply: films

Lessees under long funding finance leases

- 148G Lessee under long funding finance lease: limit on deductions
- 148GA Lessee under long funding finance leases: right-of-use leases
- 148H Lessee under long funding finance lease: termination

Lessees under long funding operating leases

- 148I Lessee under long funding operating lease

Interpretation of this Chapter

- 148J Interpretation of Chapter 10A

CHAPTER 11

TRADE PROFITS: OTHER SPECIFIC TRADES

Cash basis accounting

- 148K Application of Chapter to the cash basis

Dealers in securities etc.

- 149 Taxation of amounts taken to reserves
- 150 Conversion etc. of securities held as circulating capital
- 151 Exchanges of gilts for gilt strips
- 152 Consolidation of gilt strips
- 153 Meaning of “gilt-edged security” and “strip”
- 154 Regulations for determining market value of securities or strips
- 154A Certain non-UK residents with interest on 3½% War Loan 1952 Or After

Persons authorised for purposes of FISMA 2000

- 155 Levies and repayments under FISMA 2000

Dealers in land etc.

- 156 Purchase or sale of woodlands

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- 157 Relief in respect of mineral royalties
- 158 Lease premiums etc: reduction of receipts

Ministers of religion

- 159 Ministers of religion

Barristers and advocates

- 160 Alternative basis of calculation in early years of practice

Mineral exploration and access

- 161 Mineral exploration and access

Persons liable to pool betting duty

- 162 Payments by persons liable to pool betting duty

Intermediaries treated as making employment payments

- 163 Deduction for deemed employment payment
- 164 Special rules for partnerships

Managed service companies

- 164A Deduction for deemed employment payments

Worker's services provided to public sector through intermediary

- 164B Intermediaries providing worker's services to public sector

Waste disposal

- 165 Deduction for site preparation expenditure
- 166 Allocation of site preparation expenditure
- 167 Site preparation expenditure: supplementary
- 168 Site restoration payments

Cemeteries and crematoria

- 169 Cemeteries and crematoria: interests in land
- 170 Deduction for capital expenditure
- 171 Allocation of ancillary capital expenditure
- 172 Exclusion of expenditure met by subsidies

Crematoria: niches, memorials and inscriptions

- 172ZA Niches, memorials and inscriptions: introduction
- 172ZB Allowable deductions: niches
- 172ZC Allowable deductions: memorials
- 172ZD Allowable deductions: inscriptions
- 172ZE Costs of the building

CHAPTER 11A

TRADE PROFITS: CHANGES IN TRADING STOCK

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Introduction

- 172A Meaning of “trading stock”
- 172AA Chapter not to apply where cash basis used

Transfers of trading stock between trade and trader

- 172B Trading stock appropriated by trader
- 172C Trading stock supplied by trader

Other disposals not made in the course of trade

- 172D Disposals not made in the course of trade
- 172E Acquisitions not made in the course of trade

Relationship with transfer pricing rules

- 172F Transfer pricing rules to take precedence

CHAPTER 12

TRADE PROFITS: VALUATION OF STOCK AND WORK IN PROGRESS ON CESSATION OF TRADE

Valuation of trading stock

- 173 Valuation of trading stock on cessation
- 174 Meaning of “trading stock”
- 175 Basis of valuation of trading stock
- 176 Sale basis of valuation: sale to unconnected person
- 177 Sale basis of valuation: sale to connected person
- 178 Sale basis of valuation: election by connected persons
- 179 Connected persons
- 180 Cost to buyer of stock valued on sale basis of valuation
- 181 Meaning of “sale” and related expressions

Valuation of work in progress

- 182 Valuation of work in progress on cessation
- 183 Meaning of “work in progress”
- 184 Basis of valuation of work in progress
- 185 Election for valuation at cost

Supplementary

- 186 Determination of questions ...

CHAPTER 13

DEDUCTIONS FROM PROFITS: UNREMITTABLE AMOUNTS

- 187 Professions and vocations
- 188 Application of Chapter
- 188A Chapter not to apply where cash basis used
- 189 Relief for unremittable amounts
- 190 Restrictions on relief
- 191 Withdrawal of relief

Status: Point in time view as at 11/07/2023.

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CHAPTER 14

DISPOSAL AND ACQUISITION OF KNOW-HOW

- 191A Chapter not to apply where cash basis used
- 192 Meaning of “know-how” etc.
- 193 Disposal of know-how if trade continues to be carried on
- 194 Disposal of know-how as part of disposal of all or part of a trade
- 195 Seller controlled by buyer etc.

CHAPTER 15

BASIS PERIODS

Introduction

- 196 Professions and vocations

Accounting date

- 197 Meaning of “accounting date”

The normal rules

- 198 General rule
- 199 First tax year
- 200 Second tax year
- 201 Tax year in which there is no accounting date
- 202 Final tax year

Apportionment of profits

- 203 Apportionment etc. of profits to basis periods

Overlap profits and losses

- 204 Meaning of “overlap period” and “overlap profit”
- 204A Overlap profit and trading allowance under Chapter 1 of Part 6A
- 205 Deduction for overlap profit in final tax year
- 206 Restriction on bringing losses into account twice
- 207 Treatment of business start-up payments received in an overlap period

Rules where first accounting date shortly before end of tax year

- 208 When the late accounting date rules apply
- 209 Rule if there is an accounting date
- 210 Rules if there is no accounting date

Slight variations in accounting date

- 211 Treating middle date as accounting date
- 212 Consequence of treating middle date as accounting date
- 213 Circumstances in which middle date not treated as accounting date

Special rules if accounting date changes

- 214 When a change of accounting date occurs

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- 215 Change of accounting date in third tax year
- 216 Change of accounting date in later tax year
- 217 Conditions for basis period to end with new accounting date
- 218 Commercial reasons for change of accounting date
- 219 The year after an ineffective change of accounting date
- 220 Deduction for overlap profit on change of accounting date

CHAPTER 16

AVERAGING PROFITS OF FARMERS AND CREATIVE ARTISTS

- 221 Claim for averaging of fluctuating profits
- 221A Claim not available where cash basis used
- 222 Circumstances in which claim for two-year averaging may be made
- 222A Circumstances in which claim for five-year averaging may be made
- 223 Adjustment of profits
- 224 Effect of adjustment
- 225 Effect of later adjustment of profits

CHAPTER 16ZA

COMPENSATION FOR COMPULSORY SLAUGHTER OF ANIMALS

- 225ZA Application of Chapter 16ZA
- 225ZAA Chapter not to apply where cash basis used
- 225ZB Right to make claim
- 225ZC Book value
- 225ZD Effect of claim for spreading profits
- 225ZE Adjustment: cessation of trading
- 225ZF Time limits etc for spreading claim
- 225ZG Interpretation

CHAPTER 16A

OIL ACTIVITIES

Application of Chapter

- 225ZH Chapter not to apply where cash basis used

Basic definitions

- 225A Meaning of “oil extraction activities”
- 225B Meaning of “oil rights”
- 225C Meaning of “ring fence income”
- 225D Meaning of “ring fence trade”
- 225E Other definitions

Oil valuation

- 225F Valuation where market value taken into account under section 2 of OTA 1975
- 225G Valuation where disposal not sale at arm's length
- 225H Valuation where excess of nominated proceeds

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Changes to legislation: Income Tax (Trading and Other Income) Act 2005 is up to date with all changes known to be in force on or before 20 August 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)

- 225I Valuation where relevant appropriation but no disposal
- 225J Valuation where appropriation to refining etc

Regional development grants

- 225K Reduction of expenditure by reference to regional development grant
- 225L Adjustment as a result of regional development grant

Tariff receipts etc

- 225M Tariff receipts etc

Abandonment guarantees

- 225N Expenditure on abandonment guarantees
- 225O Relief for reimbursement expenditure under abandonment guarantees
- 225P Payment under abandonment guarantee not immediately applied
- 225Q Amounts excluded from section 225O(1)

Abandonment expenditure

- 225R Introduction to section 225S
- 225S Relief for expenditure incurred by a participator in meeting defaulter's abandonment expenditure
- 225T Reimbursement by defaulter in respect of certain abandonment expenditure

Interest on repayment of APRT

- 225U Interest on repayment of APRT

Receipts arising from decommissioning

- 225V Receipts arising from decommissioning

CHAPTER 17

ADJUSTMENT INCOME

Introduction

- 226 Professions and vocations

Adjustment on change of basis

- 227 Application of Chapter
- 227A Application of Chapter where cash basis used
- 227B Cash basis treatment: full relief under Chapter 1 of Part 6A (trading allowance)
- 227C Application of Chapter where section 227B applies
- 228 Adjustment income and adjustment expense
- 229 Income charged
- 230 Person liable
- 231 Calculation of the adjustment

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Treatment of adjustment income and adjustment expense

- 232 Treatment of adjustment income
- 233 Treatment of adjustment expense

Expenses previously brought into account

- 234 No adjustment for certain expenses previously brought into account

Realising or writing off assets

- 235 Cases where adjustment not required until assets realised or written off

Mark to market

- 236 Change from realisation basis to mark to market
- 237 Election for spreading if section 236 applies

Spreading of adjustment income: barristers and advocates

- 238 Spreading on ending of exemption for barristers and advocates
- 239 Election to accelerate charge under section 238

Spreading of adjustment income on leaving cash basis

- 239A Spreading on leaving cash basis
- 239B Election to accelerate charge under section 239A

Supplementary

- 240 Liability of personal representatives if person liable dies

CHAPTER 17A

CASH BASIS: ADJUSTMENTS FOR CAPITAL ALLOWANCES

Introduction

- 240A Professions and vocations

Adjustments on entering cash basis

- 240B “Entering the cash basis”
- 240C Unrelieved qualifying expenditure: Parts 2, 7 and 8 of CAA 2001
- 240CA Unrelieved qualifying expenditure: Part 5 of CAA 2001
- 240D Assets not fully paid for

Successions where predecessor and successor are connected persons

- 240E Effect of election where predecessor and successor are connected persons

CHAPTER 18

POST-CESSATION RECEIPTS

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Introduction

241 Professions and vocations

Charge to tax on post-cessation receipts

242 Charge to tax on post-cessation receipts

243 Extent of charge to tax

244 Income charged

245 Person liable

Meaning of “post-cessation receipts”

246 Basic meaning of “post-cessation receipt”

247 Other rules about what counts as post-cessation receipts

Sums treated as post-cessation receipts

248 Debts paid after cessation

249 Debts released after cessation

250 Receipts relating to post-cessation expenditure

251 Transfer of rights if transferee does not carry on trade

Sums that are not post-cessation receipts

252 Transfer of trading stock or work in progress

253 Lump sums paid to personal representatives for copyright etc.

Deductions

254 Allowable deductions

255 Further rules about allowable deductions

Reliefs

256 Treatment of post-cessation receipts

257 Election to carry back

CHAPTER 19

SUPPLEMENTARY

258 Changes in trustees and personal representatives

259 Meaning of “statutory insolvency arrangement”

PART 3

PROPERTY INCOME

CHAPTER 1

INTRODUCTION

260 Overview of Part 3

261 Provisions which must be given priority over Part 3

262 Priority between Chapters within Part 3

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CHAPTER 2

PROPERTY BUSINESSES

Introduction

263 Introduction

Basic meaning of UK and overseas property business

264 UK property business

265 Overseas property business

Generating income from land

266 Meaning of “generating income from land”

267 Activities not for generating income from land

CHAPTER 3

PROFITS OF PROPERTY BUSINESSES: BASIC RULES

Charge to tax on profits of a property business

268 Charge to tax on profits of a property business

269 Territorial scope of charge to tax

270 Income charged

271 Person liable

Basis of calculation of profits

271A Basis of calculation of profits: GAAP required

271B Calculation of profits in accordance with GAAP

271C Basis of calculation of profits: cash basis required

271D Calculation of profits on the cash basis

Calculation of profits : application of trading income rules

271E Profits of a property business: application of trading income rules

272 Application of trading income rules: GAAP

272ZA Application of trading income rules: cash basis

Calculation of profits: other general rules

272A Restricting deductions for finance costs related to residential property

272B Meaning of “costs of a dwelling-related loan”

273 Amounts not brought into account as part of a property business

274 Relationship between rules prohibiting and allowing deductions

Tax reductions for non-deductible costs of a dwelling-related loan

274A Reduction for individuals: entitlement

274AA Reduction for individuals: calculation

274B Reduction for accumulated or discretionary trust income: entitlement

274C Reduction for accumulated or discretionary trust income: calculation

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Apportionment of profits

- 275 Apportionment etc. of profits to tax year
- 275A Rule if person starts to carry on business after 31 March
- 275B Rule if there is a late accounting date
- 275C Election to disapply late accounting date rules

CHAPTER 4

PROFITS OF PROPERTY BUSINESSES: LEASE PREMIUMS ETC.

Introduction

- 276 Introduction
- 276A Application of Chapter to property businesses using cash basis

Amounts treated as receipts: leases

- 277 Lease premiums
- 278 Amount treated as lease premium where work required
- 279 Sums payable instead of rent
- 280 Sums payable for surrender of lease
- 281 Sums payable for variation or waiver of terms of lease
- 281A Sums to which sections 277 to 281 do not apply
- 282 Assignments for profit of lease granted at undervalue
- 283 Provisions supplementary to section 282

Other amounts treated as receipts

- 284 Sales with right to reconveyance
- 285 Sale and leaseback transactions
- 286 Provisions supplementary to sections 284 and 285

Additional calculation rule for reducing certain receipts

- 287 Circumstances in which additional calculation rule applies
- 288 The additional calculation rule
- 289 The additional calculation rule: special cases
- 290 Meaning of “unused amount” and “unreduced amount”

Deductions in relation to certain receipts

- 291 Deductions for expenses under section 292
- 292 Tenants under taxed leases treated as incurring expenses
- 293 Restrictions on section 292 expenses: the additional calculation rule
- 294 Restrictions on section 292 expenses: lease of part of premises

Limit on effect of additional calculation rule and deductions

- 295 Limit on reductions and deductions

Relationship with ICTA

- 296 Corporation tax receipts treated as taxed receipts
- 297 Taking account of reductions in corporation tax receipts
- 298 Taking account of deductions for rent as a result of section 37(4) or 87(2) of ICTA

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Certain administrative provisions

- 299 Payment of tax by instalments
- 300 Statement of accuracy for purposes of section 282
- 301 Claim for repayment of tax payable by virtue of section 284
- 302 Claim for repayment of tax payable by virtue of section 285

Determinations affecting liability of more than one person

- 302A Appeals against proposed determinations
- 302B Section 302A: supplementary
- 302C Determination by tribunal

Effective duration of lease

- 303 Rules for determining effective duration of lease
- 304 Applying the rules in section 303
- 305 Information about effective duration of lease

Other interpretative provisions

- 306 Provisions about premiums
- 307 Interpretation

CHAPTER 5

PROFITS OF PROPERTY BUSINESSES: OTHER RULES ABOUT RECEIPTS AND DEDUCTIONS

Cash basis: application of Chapter

- 307A Cash basis: application of Chapter

Property businesses using cash basis

- 307B Cash basis: capital expenditure
- 307C Cash basis: deduction for costs of loans
- 307D Cash basis: modification of deduction for costs of loans

Property businesses that use, or have used, cash basis

- 307E Capital receipts under, or after leaving, cash basis
- 307F Deemed capital receipts under, or after leaving, cash basis

Property allowance

- 307G Property allowance

Furnished accommodation: receipts and deductions

- 308 Furnished lettings

...

Wear and tear allowance election
Meaning of “eligible” in relation to a dwelling-house
Effect of wear and tear allowance election

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Furnished accommodation: rent-a-room relief

309 Rent-a-room relief

Treatment of receipts on acquisition of business

310 Acquisition of business: receipts from transferor's UK property business

Reverse premiums as receipts

311 Reverse premiums

Deduction for replacement of domestic items

311A Replacement domestic items relief

Deductions for expenditure on energy-saving items

312 Deduction for expenditure on energy-saving items

313 Restrictions on relief

314 Regulations

Deductions for expenditure on sea walls

315 Deduction for expenditure on sea walls

316 Transfer of interest in premises

317 Ending of lease of premises

318 Transfer involving company within the charge to corporation tax

Mineral royalties

319 Relief in respect of mineral royalties

Apportionments on sale of land

320 Nature of item apportioned on sale of estate or interest in land

Mutual business

321 Mutual business

CHAPTER 6

COMMERCIAL LETTING OF FURNISHED HOLIDAY ACCOMMODATION

Introduction

322 Introduction

Definition

323 Meaning of “commercial letting of furnished holiday accommodation”

324 Meaning of “relevant period” in sections 325 and 326

325 Meaning of “qualifying holiday accommodation”

326 Under-used holiday accommodation: averaging elections

326A Under-used holiday accommodation: letting condition not met

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Separate profit calculations

- 327 Relief: UK property business
- 328 Relevant UK earnings for pension purposes: UK property business
- 328A Capital allowances and loss relief: overseas property business
- 328B Relevant UK earnings for pension purposes: overseas property business

CHAPTER 7

ADJUSTMENT INCOME

Adjustment on change of basis

- 329 Application of Chapter
- 329A Application of Chapter where cash basis used
- 330 Adjustment income and adjustment expense
- 331 Income charged
- 332 Person liable

Treatment of adjustment income and adjustment expense

- 333 Treatment of adjustment income
- 334 Treatment of adjustment expense

Spreading of adjustment income on leaving cash basis

- 334A Spreading on leaving cash basis and related election

CHAPTER 7A

CASH BASIS: ADJUSTMENTS FOR CAPITAL ALLOWANCES

- 334B “Entering the cash basis”
- 334C Unrelieved qualifying expenditure
- 334D Assets not fully paid for
- 334E Effect of election where predecessor and successor are connected persons

CHAPTER 8

RENT RECEIVABLE IN CONNECTION WITH A UK SECTION 12(4) CONCERN

Charge to tax on rent receivable in connection with a UK section 12(4) concern

- 335 Charge to tax on rent receivable in connection with a UK section 12(4) concern
- 336 Meaning of “rent receivable in connection with a UK section 12(4) concern”
- 337 Income charged
- 338 Person liable

Management expenses of owner of mineral rights

- 339 Deduction for management expenses of owner of mineral rights

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Mineral royalties

- 340 Relief in respect of mineral royalties
- 341 Meaning of “mineral lease or agreement” and “mineral royalties”
- 342 Extended meaning of “mineral royalties” etc. in Northern Ireland
- 343 Power of Commissioners to determine what counts as “mineral royalties”

CHAPTER 9

RENT RECEIVABLE FOR UK ELECTRIC-LINE WAYLEAVES

Charge to tax on rent receivable for UK electric-line wayleaves

- 344 Charge to tax on rent receivable for a UK electric-line wayleave
- 345 Meaning of “rent receivable for a UK electric-line wayleave”
- 346 Extent of charge to tax
- 347 Income charged
- 348 Person liable

CHAPTER 10

POST-CESSATION RECEIPTS

Charge to tax on post-cessation receipts

- 349 Charge to tax on post-cessation receipts
- 350 Extent of charge to tax
- 351 Income charged
- 352 Person liable

Meaning of “post-cessation receipts”

- 353 Basic meaning of “post-cessation receipt”
- 354 Other rules about what counts as a “post-cessation receipt”
- 355 Transfer of rights if transferee does not carry on UK property business

Supplementary

- 356 Application to businesses within the charge to corporation tax

CHAPTER 11

OVERSEAS PROPERTY INCOME

- 357 Charge to tax on overseas property income
- 358 Meaning of “overseas property income”
- 359 Income charged
- 360 Person liable

CHAPTER 12

SUPPLEMENTARY

- 361 Changes in trustees and personal representatives

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- 362 Effect of company starting or ceasing to be within charge to income tax
- 363 Overseas property businesses and overseas land: adaptation of rules
- 364 Meaning of “lease” and “premises”

PART 4

SAVINGS AND INVESTMENT INCOME

CHAPTER 1

INTRODUCTION

- 365 Overview of Part 4
- 366 Provisions which must be given priority over Part 4
- 367 Priority between Chapters within Part 4
- 368 Territorial scope of Part 4 charges
- 368A Interpretation of special rules for temporary non-residents

CHAPTER 2

INTEREST

Charge to tax on interest

- 369 Charge to tax on interest
- 370 Income charged
- 370A Valuation of interest not paid in cash
- 371 Person liable

Other income taxed as interest

- 372 Building society dividends
- 373 Open-ended investment company interest distributions
- 374 Date when interest payments under section 373 made
- 375 Interpretation of sections 373 and 374
- 376 Authorised unit trust interest distributions
- 377 Date when interest payments under section 376 made
- 378 Interpretation of sections 376 and 377
- 378A Offshore fund distributions
- 379 Payments by registered societies or certain co-operatives
- 380 Funding bonds
- 380A FSCS payments representing interest
- 381 Discounts

CHAPTER 2A

DISGUISED INTEREST

- 381A Charge to tax on disguised interest
- 381B Income charged
- 381C Person liable
- 381D Avoidance of double taxation
- 381E Exception for returns from certain shares

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CHAPTER 3

DIVIDENDS ETC. FROM UK RESIDENT COMPANIES AND TAX TREATED AS PAID IN RESPECT OF CERTAIN DISTRIBUTIONS

Introduction

382 Contents of Chapter

Charge to tax on dividends and other distributions

- 383 Charge to tax on dividends and other distributions
- 384 Income charged
- 385 Person liable

Purchase by company of exempt employee shareholder shares

- 385A No charge to tax on purchase by company of exempt employee shareholder shares

Amounts treated as dividends

- 386 Open-ended investment company dividend distributions
- 387 Date when dividends paid under section 386
- 388 Interpretation of sections 386 and 387
- 389 Authorised unit trust dividend distributions
- 390 Date when dividends paid under section 389
- 391 Interpretation of sections 389 and 390

Shares in Schedule 2 share incentive plans (“SIPs”)

- 392 SIP shares: introduction
- 393 Later charge where cash dividends retained in SIPs are paid over
- 394 Distribution when dividend shares cease to be subject to SIP
- 395 Reduction in tax due in cases within section 394
- 396 Interpretation of sections 392 to 395

Other amounts treated as distributions

- 396A Arrangements offering a choice of capital or income return
- 396B Distributions in a winding up

... Payment and deduction of tax

- 397 Tax credits for qualifying distributions of UK resident companies : UK residents and eligible non-UK residents
- 397A Tax credits for distributions of non-UK resident companies: UK residents and eligible non-UK residents
- 397AA Tax credit under section 397A: conditions
- 397B Tax credits under section 397A: manufactured overseas dividends
- 397BA Meaning of “qualifying territory”
- 397C Meaning of “minority shareholder”
- 398 Increase in amount or value of dividends where tax credit available
- 399 Tax treated as paid on distributions received by non-UK resident persons
- 400 Non-qualifying distributions

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- 401 Relief: distribution repaying shares or security issued in earlier distribution
- 401A Recovery of overpaid tax credit etc
- 401B Power to obtain information

Anti-avoidance

- 401C Temporary non-residents

CHAPTER 4

DIVIDENDS FROM NON-UK RESIDENT COMPANIES

Charge to tax on dividends from non-UK resident companies

- 402 Charge to tax on dividends from non-UK resident companies
- 403 Income charged
- 404 Person liable
- 404A Distributions in a winding up

Shares in Schedule 2 share incentive plans (“SIPs”)

- 405 SIP shares: introduction
- 406 Later charge where cash dividends retained in SIPs are paid over
- 407 Dividend payment when dividend shares cease to be subject to SIP
- 408 Reduction in tax due in cases within section 407

Anti-avoidance

- 408A Temporary non-residents

CHAPTER 5

STOCK DIVIDENDS FROM UK RESIDENT COMPANIES

- 409 Charge to tax on stock dividend income
- 410 When stock dividend income arises
- 410A Conversion etc of bonus share capital
- 411 Income charged
- 412 Cash equivalent of share capital
- 413 Person liable
- 413A Temporary non-residents
- 414 Income tax treated as paid
- 414A Interpretation of Chapter

CHAPTER 6

RELEASE OF LOAN TO PARTICIPATOR IN CLOSE COMPANY

- 415 Charge to tax under Chapter 6
- 416 Income charged
- 417 Person liable
- 418 Relief where borrowers liable as settlors
- 419 Loans and advances to persons who die
- 420 Loans and advances to trustees of trusts that have ended

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- 420A Temporary non-residents
- 421 Income tax treated as paid
- 421A Power to obtain information

CHAPTER 7

PURCHASED LIFE ANNUITY PAYMENTS

- 422 Charge to tax on purchased life annuity payments
- 423 Meaning of “purchased life annuity”
- 424 Income charged
- 425 Person liable
- 426 Annuity payments received after deduction of tax

CHAPTER 8

PROFITS FROM DEEPLY DISCOUNTED SECURITIES

Charge to tax under Chapter 8

- 427 Charge to tax on profits from deeply discounted securities
- 428 Income charged
- 429 Person liable

Deeply discounted securities

- 430 Meaning of “deeply discounted security”
- 431 Excluded occasions of redemption
- 432 Securities which are not deeply discounted securities
- 433 Meaning of “excluded indexed security”
- 434 Securities issued in separate tranches: preliminary
- 435 Securities issued in separate tranches: basic rule
- 436 Deeply discounted securities issued in separate tranches: nominal value rule

Disposals

- 437 Transactions which are disposals
- 438 Timing of transfers and acquisitions

Calculating profits

- 439 Calculating the profit from disposals
- 440 Market value disposals
- 441 Market value acquisitions
- 442 Securities issued in accordance with qualifying earn-out right

Special rules for strips of government securities

- 443 Application of this Chapter to strips of government securities
- 444 Meaning of “strip” in Chapter 8
- 445 Strips of government securities: acquisitions and disposals
- 446 Strips of government securities: relief for losses
- 447 Restriction of profits on strips by reference to original acquisition cost
- 448 Restriction of losses on strips by reference to original acquisition cost

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- 449 Strips of government securities: manipulation of acquisition, transfer or redemption payments
- 450 Market value of strips etc.
- 451 Market value of strips etc. quoted in foreign stock exchange lists
- 452 Power to modify this Chapter for strips

Special rules for corporate strips

- 452A Application of this Chapter to corporate strips
- 452B Meaning of “interest-bearing corporate security” in Chapter 8
- 452C Conversion of interest-bearing corporate securities into corporate strips
- 452D Conversion into corporate strips: lower level conversions
- 452E Meaning of “corporate strip” in Chapter 8
- 452F Corporate strips: acquisitions and disposals
- 452G Corporate strips: manipulation of acquisition, transfer or redemption payments

Special rules for listed securities held since 26th March 2003

- 453 Application of sections 454 to 456
- 454 Listed securities held since 26th March 2003: relief for losses
- 455 Listed securities held since 26th March 2003: calculating the profit or loss on disposals
- 456 Securities issued to connected persons etc. at excessive price: subsequent transfers to connected persons

Trustees

- 457 Trustees
- 458 Non-UK resident trustees

Miscellaneous and supplementary

- 459 Transfer of assets abroad
- 460 Minor definitions

CHAPTER 9

GAINS FROM CONTRACTS FOR LIFE INSURANCE ETC.

Charge to tax under Chapter 9

- 461 Charge to tax under Chapter 9
- 462 When gains arise from policies and contracts
- 463 Income charged
- 463A Restricted relief qualifying policies: disapplication of section 485 etc
- 463B Restricted relief qualifying policies: allowable premiums
- 463C Restricted relief qualifying policies: personal representatives and trustees with deceased settlors
- 463D Restricted relief qualifying policies: assignments and events following assignments etc
- 463E Transitional protection for policies issued in respect of insurances made on or after 21 March 2012 but before 6 April 2013

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Person liable etc.

- 464 Person liable for tax: introduction
- 465 Person liable: individuals
- 465A Amounts for which individuals liable to be treated as highest part of total income
- 465B Temporary non-residents
- 466 Person liable: personal representatives
- 467 Person liable: UK resident trustees
- 468 Non-UK resident trustees and foreign institutions
- 469 Two or more persons interested in policy or contract
- 470 Interests in rights under a policy or contract for section 469
- 471 Determination of shares etc.
- 472 Trusts created by two or more persons

Policies and contracts to which Chapter 9 applies

- 473 Policies and contracts to which Chapter 9 applies: general
- 473A Connected policies or contracts treated as single policy or contract
- 474 Special rules: qualifying policies
- 475 Special rules: personal portfolio bonds
- 476 Special rules: foreign policies
- 477 Special rules: certain older policies and contracts
- 478 Exclusion of mortgage repayment policies
- 479 Exclusion of pension policies
- 480 Exclusion of excepted group life policies
- 481 Excepted group life policies: conditions about benefits
- 482 Excepted group life policies: conditions about persons intended to benefit
- 483 Exclusion of credit union group life policies

When chargeable events occur: general

- 484 When chargeable events occur
- 485 Disregard of certain events in relation to qualifying policies
- 486 Exclusion of maturity of capital redemption policies in certain circumstances
- 487 Disregard of certain assignments
- 488 Disregard of some events after alterations of life insurance policy terms
- 489 Conditions applicable to alterations of life insurance policy terms
- 490 Last payment under guaranteed income bonds etc. treated as total surrender

Calculating gains: general

- 491 Calculating gains: general rules
- 492 The total benefit value of a policy or contract
- 493 The value of a policy or contract
- 494 The total allowable deductions for a policy or contract
- 495 Disregard of certain amounts in calculating gains under section 491
- 496 Modification of section 494: qualifying endowment policies held as security for company debts
- 497 Disregard of trivial inducement benefits

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Part surrenders and assignments: periodic calculations and excess events

- 498 Requirement for periodic calculations in part surrender or assignment cases
- 499 Meaning of “insurance year” and “final insurance year”
- 500 Events treated as part surrenders
- 501 Part surrenders: loans
- 502 Exception from section 501 for loans to buy life annuities
- 503 Exception from section 501 for certain loans under qualifying policies
- 504 Part surrenders: payments under guaranteed income bonds etc.
- 505 Assignments etc. involving co-ownership
- 506 Assignments occurring when there is a co-ownership transaction
- 507 Method for making periodic calculations under section 498
- 507A Recalculating gains under section 507
- 508 The value of rights partially surrendered or assigned
- 509 Chargeable events in certain cases where periodic calculations show gains

Transaction-related calculations and part surrender or assignment events

- 510 Requirement for transaction-related calculations in certain part surrender and assignment cases
- 511 Method for making transaction-related calculations under section 510
- 512 Available premium left for relevant transaction
- 512A Recalculating gains under section 511
- 513 Special rules for part surrenders and assignments in final insurance year
- 514 Chargeable events where transaction-related calculations show gains

Personal portfolio bonds

- 515 Requirement for annual calculations in relation to personal portfolio bonds 9
- 516 Meaning of “personal portfolio bond”
- 517 Policies and contracts which are not personal portfolio bonds
- 518 The index categories
- 519 The index selection conditions
- 520 The property categories
- 521 The property selection conditions
- 522 Method for making annual calculations under section 515
- 523 The total amount of personal portfolio bond excesses
- 524 The total amount of part surrender gains
- 525 Chargeable events where annual calculations show gains
- 526 Power to make regulations about personal portfolio bonds

Reductions from gains

- 527 Reduction for sums taken into account otherwise than under Chapter 9
- 528 Reduction in amount charged on basis of non-UK residence where individual liable for tax
- 528A Reduction in amount charged on basis of non-UK residence of deceased person
- 529 Exceptions to section 528

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Income tax treated as paid and reliefs

- 530 Income tax treated as paid etc.
- 531 Exceptions to section 530
- 532 Relief for policies and contracts with European Economic Area insurers
- 533 Meaning of “comparable EEA tax charge”
- 534 Regulations providing for relief in other cases where foreign tax chargeable
- 535 Top slicing relief
- 536 Top slicing relieved liability: one chargeable event
- 537 Top slicing relieved liability: two or more chargeable events
- 538 Recovery of tax from trustees

Deficiencies

- 539 Relief for deficiencies
- 540 When deficiencies arise: events following calculation events
- 541 Calculation of deficiencies

Rebated or reinvested commission

- 541A Effect of rebated or reinvested commission in certain cases
- 541B Section 541A: further definitions

Supplementary

- 542 Replacement of qualifying policies
- 543 Issue time of qualifying policy replacing foreign policy
- 544 Application of Chapter to policies and contracts in which companies interested
- 545 Minor definitions
- 546 Table of provisions subject to special rules for older policies and contracts

CHAPTER 10

...

CHAPTER 11

TRANSACTIONS IN DEPOSITS

- 551 Charge to tax on profits from disposal of deposit rights
- 552 Meaning of “deposit rights”
- 553 Income charged
- 554 Person liable

CHAPTER 12

DISPOSALS OF FUTURES AND OPTIONS INVOLVING GUARANTEED RETURNS

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Charge to tax under Chapter 12

- 555 Charge to tax under Chapter 12
- 556 Income charged
- 557 Person liable
- 558 Meaning of “future”, “option” etc.

When disposals involve guaranteed returns

- 559 When disposals involve guaranteed returns
- 560 Production of guaranteed returns
- 561 The return from one or more disposals

When disposals of futures and options occur

- 562 When disposals of futures and options occur: general
- 563 Timing of certain grants of options where related disposals occur later
- 564 Deemed disposal where futures run to delivery or options are exercised
- 565 Interpretation of section 564
- 566 When transactions are related

Losses

- 567 Losses

Trustees

- 568 Special rule for certain income of trustees

Transfer of assets abroad

- 569 Anti-avoidance: transfer of assets abroad

CHAPTER 13

SALES OF FOREIGN DIVIDEND COUPONS

- 570 Charge to tax under Chapter 13
- 571 Meaning of “foreign holdings” etc.
- 572 Income charged
- 573 Person liable

PART 5

MISCELLANEOUS INCOME

CHAPTER 1

INTRODUCTION

- 574 Overview of Part 5
- 575 Provisions which must be given priority over Part 5
- 576 Priority between Chapters within Part 5
- 577 Territorial scope of Part 5 charges
- 577A Territorial scope of Part 5 charges: receipts from intellectual property

Status: Point in time view as at 11/07/2023.

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CHAPTER 2

RECEIPTS FROM INTELLECTUAL PROPERTY

Introduction

578 Contents of Chapter

Charge to tax on non-trading income from intellectual property

579 Charge to tax on royalties and other income from intellectual property

580 Income charged under section 579

581 Person liable for tax under section 579

582 Deductions in calculating certain income charged under section 579

Disposals of know-how

583 Charge to tax on income from disposals of know-how

584 Exceptions to charge under section 583

585 Income charged under section 583

586 Person liable for tax under section 583

Sales of patent rights

587 Charge to tax on income from sales of patent rights

588 Income charged under section 587

589 Person liable for tax under section 587

590 UK resident sellers: spreading rules

591 Non-UK resident sellers: election for spreading

592 Further provision about elections for spreading: instalments

593 Death of seller

594 Winding up of a body corporate

595 Deduction of tax from payments to non-UK residents

596 Adjustments where tax has been deducted

597 Licences connected with patents

598 Rights to acquire future patent rights

599 Sums paid for Crown use etc. treated as paid under licence

Relief from income tax on patent income

600 Relief for expenses: patent income

601 How relief is given under section 600

Payments received after deduction of tax

602 Payments received after deduction of tax

Supplementary

603 Contributions to expenditure

604 Contributions not made by public bodies nor eligible for tax relief

605 Exchanges

606 Apportionment where property sold together

607 Questions about apportionments affecting two or more persons

608 Meaning of “capital sums” etc.

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CHAPTER 2A

OFFSHORE RECEIPTS IN RESPECT OF INTANGIBLE PROPERTY

Charge to tax on offshore receipts in respect of intangible property

- 608A Charge to tax on UK-derived amounts
- 608B Income charged under section 608A
- 608C Person liable for tax under section 608A
- 608D Meaning of residence
- 608E Meaning of “full treaty territory”
- 608F Meaning of “UK-derived amount” and “UK sales”
- 608G Section 608F: apportionment of amounts
- 608GA Section 608F: disregard for third party sales where intangible property makes insignificant contribution
- 608H Meaning of “intangible property”
- 608I Application of Chapter to certain partnerships

Exemptions

- 608J Exemption where limited UK sales
- 608JA Exemption where company resident in specified territory
- 608K Exemption where business undertaken within territory of residence
- 608L Exemption where foreign tax at least half of UK tax
- 608M Section 608L: the local tax amount
- 608MA Exemption where income of opaque partnership taxable in full treaty territory
- 608MB Exemption for certain bodies corporate that are transparent in full treaty territory
- 608MC Exemption for double taxation on amounts within same control group
- 608N Exemptions: further provision

Recovery of tax from person in same control group

- 608O Notice requiring payment from person in same control group as taxpayer
- 608P Payment notice: effect
- 608Q Payment notice: appeals
- 608R Payment notice: effect of making payment etc

Meaning of “control group” and “related person”

- 608S Control groups
- 608T Related persons
- 608U Meaning of “51% investment” and “25% investment”
- 608V Meaning of direct or indirect participation in management, control or capital

General

- 608W Anti-avoidance
- 608X Interaction with other general provisions
- 608Y Appeals against assessments

Status: Point in time view as at 11/07/2023.

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Interpretation: general

608Z Interpretation of Chapter: general

CHAPTER 3

FILMS AND SOUND RECORDINGS: NON-TRADE BUSINESSES

- 609 Charge to tax on films and sound recordings businesses
- 610 Income charged
- 611 Person liable
- 612 Calculation of income
- 613 Application of trading income rules to non-trade businesses

CHAPTER 4

CERTAIN TELECOMMUNICATION RIGHTS: NON-TRADING INCOME

- 614 Charge to tax on certain telecommunication rights of a non-trader
- 615 Income charged
- 616 Person liable
- 617 Deductions in calculating certain income charged
- 618 Payments received after deduction of tax

CHAPTER 5

SETTLEMENTS: AMOUNTS TREATED AS INCOME OF SETTLOR OR FAMILY

Charge to tax under Chapter 5

- 619 Charge to tax under Chapter 5
- 619A Income treated as highest part of settlor's total income
- 620 Meaning of "settlement" and "settlor"

Income charged and person liable

- 621 Income charged
- 622 Person liable

Rules for calculating income

- 623 Calculation of income

Income treated as income of settlor: retained interests

- 624 Income where settlor retains an interest
- 625 Settlor's retained interest
- 626 Exception for outright gifts between spouses or civil partners
- 627 Exceptions for certain types of income
- 628 Exception for gifts to charities
- 628A Exception for protected foreign-source income
- 628B Section 628A: tainting
- 628C Foreign income arising before, but remitted on or after, 6 April 2017

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Income treated as income of settlor: relevant children

- 629 Income paid to relevant children of settlor
- 630 Exception for gifts to charities
- 630A Exception for protected foreign-source income
- 631 Retained and accumulated income
- 632 Offshore income gains

Capital sums treated as income of settlor: trustees' payments

- 633 Capital sums paid to settlor by trustees of settlement
- 634 Meaning of “capital sum” and “sums paid to settlor”
- 635 Amount of available income
- 636 Calculation of undistributed income
- 637 Qualifications to section 636

Trustees' payments: further provisions

- 638 Capital sums paid by way of loan or repayment of loan
- 639 Loans to participators in close companies
- 640 Grossing-up of deemed income

Capital sums treated as income of settlor: connected bodies

- 641 Capital sums paid to settlor by body connected with settlement
- 642 Exception for certain loans or repayments of loans
- 643 Interpretation of sections 641 and 642

Benefits matched with protected foreign-source income

- 643A Deemed income because of benefits for settlor or close family member
- 643B Meaning of “untaxed benefits total” in section 643A
- 643C Meaning of “available protected income” in section 643A
- 643D Reduction in section 643A income: previous capital gains tax charge
- 643E Reimbursement of tax paid by settlor because of section 643A
- 643F Income attributed by section 643A to user of remittance basis
- 643G Section 643F(4): benefits and income “relating” to deemed income
- 643H Meaning of close member of settlor's family in sections 643B to 643M
- 643I Recipients of onward gifts
- 643J Cases where income treated as arising to recipient of onward gift
- 643K Cases where deemed income attributed to recipient of onward gift
- 643L Cases where settlor liable following onward gift
- 643M Onward gift to settlor or close family member by other recipient
- 643N Person liable under section 643J or 643L and remittance basis applies

Settlements by two or more settlors

- 644 Application to settlements by two or more settlors
- 645 Property or income originating from settlor

Other supplementary provisions

- 646 Adjustments between settlor and trustees etc.
- 646A Trustees' expenses to be rateably apportioned
- 647 Power to obtain information
- 648 Income arising under a settlement

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CHAPTER 6

BENEFICIARIES' INCOME FROM ESTATES IN ADMINISTRATION

Charge to tax on estate income

- 649 Charge to tax on estate income
- 650 Absolute, limited and discretionary interests
- 651 Meaning of “UK estate” and “foreign estate”

Types of estate income

- 652 Estate income: absolute interests in residue
- 653 Meaning of “the administration period” and “the final tax year”
- 654 Estate income: limited interests in residue
- 655 Estate income: discretionary interests in residue

Income charged and person liable

- 656 Income charged: UK estates
- 657 Income charged: foreign estates
- 658 Special rules for foreign income
- 659 Person liable

Basic amount of estate income: general calculation rules

- 660 Basic amount of estate income: absolute interests
- 661 Basic amount of estate income: limited interests
- 662 Basic amount of estate income: discretionary interests
- 663 The applicable rate for grossing up basic amounts of estate income
- 664 The aggregate income of the estate

Further provisions for calculating estate income relating to absolute interests

- 665 Assumed income entitlement
- 666 The residuary income of the estate
- 667 Shares of residuary income of estate
- 668 Reduction in share of residuary income of estate
- 669 Reduction in residuary income: inheritance tax on accrued income
- 670 Applicable rate for determining assumed income entitlement (UK estates)

Special rules for successive interests

- 671 Successive absolute interests
- 672 Successive interests: assumed income entitlement of holder of absolute interest following limited interest
- 673 Successive interests: payments in respect of limited interests followed by absolute interests
- 674 Successive interests: holders of limited interests
- 675 Basic amount of estate income: successive limited interests
- 676 Apportionments

Relief where foreign estates have borne UK income tax

- 677 Relief where UK income tax borne by foreign estate: absolute interests

Status: Point in time view as at 11/07/2023.

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678 Relief where UK income tax borne by foreign estate: limited and discretionary interests

General

679 Income from which basic amounts are treated as paid
679A Income from which sums within section 668(1)(b) are treated as paid
680 Income treated as bearing income tax
680A Income treated as dividend income
680B Income treated as savings income
681 Transfers of assets etc. treated as payments
682 Assessments, adjustments and claims after the administration period
682A Statements relating to estate income

CHAPTER 7

ANNUAL PAYMENTS NOT OTHERWISE CHARGED

683 Charge to tax on annual payments not otherwise charged
684 Income charged
685 Person liable
685A Settlor-interested settlements
686 Payments received after deduction of tax

CHAPTER 8

INCOME NOT OTHERWISE CHARGED

687 Charge to tax on income not otherwise charged
688 Income charged
689 Person liable
689A Temporary non-residents

PART 6

EXEMPT INCOME

CHAPTER 1

INTRODUCTION

690 Overview of Part 6

CHAPTER 2

NATIONAL SAVINGS INCOME

691 National Savings Bank ordinary account interest
692 Income from savings certificates
693 Income from Ulster Savings Certificates

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CHAPTER 3

INCOME FROM INDIVIDUAL INVESTMENT PLANS

- 694 Income from individual investment plans
- 694A Deceased investors
- 695 Investment plans
- 695A Investment plans for children
- 696 Plan managers
- 697 Special requirements for certain foreign managers
- 698 Requirements for discharge of foreign institution's duties
- 699 Non-entitlement to exemption
- 700 Information
- 701 General and supplementary powers

CHAPTER 4

SAYE INTEREST

- 702 Interest under certified SAYE savings arrangements
- 703 Meaning of “certified SAYE savings arrangement”
- 704 Types of arrangements and providers
- 705 Certification of arrangements
- 706 Withdrawal and variation of certifications and connected requirements
- 707 Authorisation of providers
- 708 Withdrawal and variation of authorisations

CHAPTER 5

VENTURE CAPITAL TRUST DIVIDENDS

- 709 Venture capital trust dividends
- 710 Treatment of shares where annual acquisition limit exceeded
- 711 Identification of shares after disposals
- 712 Identification of shares after reorganisations etc.

CHAPTER 6

INCOME FROM FOTRA SECURITIES

- 713 Introduction: securities free of tax to residents abroad (“FOTRA securities”)
- 714 Exemption of profits from FOTRA securities
- 715 Interest from FOTRA securities held on trust
- 716 Restriction on deductions etc. relating to FOTRA securities

CHAPTER 7

PURCHASED LIFE ANNUITY PAYMENTS

Partial exemption for purchased life annuity payments

- 717 Exemption for part of purchased life annuity payments

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- 718 Excluded annuities
- 719 Extent of exemption under section 717
- 720 Exempt proportion: term dependent solely on duration of life
- 721 Exempt sum: term dependent solely on duration of life
- 722 Consideration for the grant of annuities
- 723 Determinations
- 724 Regulations

Immediate needs annuities

- 725 Annual payments under immediate needs annuities
- 726 Meaning of “care provider”

CHAPTER 8

OTHER ANNUAL PAYMENTS

Certain annual payments by individuals

- 727 Certain annual payments by individuals
- 728 Commercial payments
- 729 Payments for non-taxable consideration
- 730 Foreign maintenance payments

Periodical payments of personal injury damages etc.

- 731 Periodical payments of personal injury damages
- 732 Compensation awards
- 733 Persons entitled to exemptions for personal injury payments etc.
- 734 Payments from trusts for injured persons

Health and employment insurance payments

- 735 Health and employment insurance payments
- 736 Health and employment risks and benefits
- 737 Period for which payments may be made
- 738 Risk of significant loss
- 739 Conditions to be met by policies also providing other benefits
- 740 Conditions to be met where policies are linked
- 741 Aggregation of policies where employment ends for health reasons
- 742 Meaning of “the insured”
- 743 Policies for the benefit of others who contribute to premiums

Payments to adopters

- 744 Payments to adopters, etc: England and Wales
- 745 Payments to adopters, etc: Scotland
- 746 Payments to adopters, etc: Northern Ireland
- 747 Power to amend sections 744 to 746

Payments by persons liable to pool betting duty

- 748 Payments by persons liable to pool betting duty

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CHAPTER 9

OTHER INCOME

Interest only income

- 749 Repayment interest, and interest paid under repayment supplements
- 749A Interest on tax overpaid
- 750 Interest from tax reserve certificates
- 751 Interest on damages for personal injury
- 752 Interest under employees' share schemes
- 753 Interest on repayment of student loan
- 753A Interest on unpaid relevant contributions
- 754 Redemption of funding bonds
- 755 Interest on foreign currency securities etc. owned by non-UK residents
- 756 Which securities and loans are foreign currency ones for section 755
- 756A Interest on certain deposits of victims of National-Socialist persecution

...

- 757 Interest and royalty payments: introduction
- 758 Exemption for certain interest and royalty payments
- 759 The person making the payment
- 760 The person beneficially entitled to the payment
- 761 Meaning of "25% associates"
- 762 Interest payments: exemption notices
- 763 Special relationships
- 764 Application of ICTA provisions about special relationships
- 765 Anti-avoidance
- 766 Interest and royalty payments: interpretation
- 767 Power to amend references to the Directive by order

Income from commercial occupation of woodlands

- 768 Commercial occupation of woodlands

Housing grants

- 769 Housing grants

Schedule 2 share incentive plan distributions

- 770 Amounts applied by SIP trustees acquiring dividend shares or retained for reinvestment

Foreign income of consular officers and employees

- 771 Relevant foreign income of consular officers and employees
- 772 Further provisions about Orders under section 771

Income of non-UK residents from certain securities

- 773 Income from Inter-American Development Bank securities
- 774 Income from securities issued by designated international organisations

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Other

- 775 Income towards reducing the national debt
- 775A Government bonus for savings account or other investment plan
- 776 Scholarship income
- 776A Payments under Jobs Growth Wales Plus
- 777 VAT repayment supplements
- 778 Incentives to use electronic communications
- 779 Gains on commodity and financial futures
- 780 Disabled person's vehicle maintenance grant
- 781 Payments under New Deal 50plus
- 782 Payments under employment zone programme
- 782A Domestic microgeneration
- 782B Renewables obligation certificates for domestic microgeneration
- 782C Volunteers etc: compensation for lost employment income

CHAPTER 10

GENERAL

- 783 General disregard of exempt income for income tax purposes

PART 6A

INCOME CHARGED UNDER THIS ACT: TRADING AND PROPERTY ALLOWANCES

CHAPTER 1

TRADING ALLOWANCE

Introduction

- 783A Relief under this Chapter

Basic definitions

- 783AA “Relevant trade” of an individual
- 783AB “Miscellaneous income”
- 783AC The individual's “relevant income”
- 783AD The individual's trading allowance

Full relief

- 783AE Full relief: introduction
- 783AF Full relief: trade profits
- 783AG Full relief: miscellaneous income

Partial relief

- 783AH Partial relief: alternative calculation of profits: introduction
- 783AI Partial relief: alternative calculation of trade profits
- 783AJ Partial relief: alternative calculation of chargeable miscellaneous income
- 783AK Deductible amount: splitting of trading allowance

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Elections

- 783AL Election for full relief not to be given
783AM Election for partial relief

Exclusions from relief

- 783AN Exclusion from relief: expenses deducted against rent-a-room receipts
783AO Exclusion from relief: payments by employer
783AP Exclusion from relief: payments by firm
783AQ Exclusion from relief: payments by close company

Interpretation

- 783AR Interpretation of this Chapter

CHAPTER 2

PROPERTY ALLOWANCE

Introduction

- 783B Relief under this Chapter

Basic definitions

- 783BA “Relevant property business” of an individual
783BB “Relievable receipts” of a property business
783BC The individual's “relevant property income”
783BD The individual's property allowance

Relief if relevant property income does not exceed property allowance

- 783BE Full relief: introduction
783BF Full relief: property profits

Relief if relevant property income exceeds property allowance

- 783BG Partial relief: alternative calculation of property profits: introduction
783BH Partial relief: alternative calculation of property profits
783BI Deductible amount: splitting of property allowance

Elections

- 783BJ Election for full relief not to be given
783BK Election for partial relief

Exclusions from relief

- 783BL Exclusion from relief: tax reduction under section 274A
783BM Exclusion from relief: expenses deducted against rent-a-room receipts
783BN Exclusion from relief: payments by employer
783BO Exclusion from relief: payments by firm
783BP Exclusion from relief: payments by close company

Interpretation

- 783BQ Interpretation of this Chapter

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PART 7

INCOME CHARGED UNDER THIS ACT: RENT-A-ROOM AND QUALIFYING CARE RELIEF

CHAPTER 1

RENT-A-ROOM RELIEF

Introduction

- 784 Overview of Chapter 1
- 785 Person who qualifies for relief

Basic definitions

- 786 Meaning of “rent-a-room receipts”
- 787 Meaning of “residence”
- 788 Meaning of “total rent-a-room amount”

Individual's limit

- 789 The individual's limit
- 790 Exclusive receipts condition

Relief if amount does not exceed limit

- 791 Full rent-a-room relief: introduction
- 792 Full rent-a-room relief: trading income
- 793 Full rent-a-room relief: property income
- 794 Full rent-a-room relief: income chargeable under Chapter 8 of Part 5

Alternative calculation of profits if amount exceeds limit

- 795 Alternative calculation of profits: introduction
- 796 Alternative calculation of profits: trading income
- 797 Alternative calculation of profits: property income
- 798 Alternative calculation of profits: income chargeable under Chapter 8 of Part 5

Elections

- 799 Election not to apply full relief
- 800 Election for alternative method of calculating profits
- 801 Time limit on adjustment of assessment

Interpretation

- 802 Minor definitions

CHAPTER 2

QUALIFYING CARE RELIEF

Introduction

- 803 Overview of Chapter 2
- 804 Person who qualifies for relief

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804A Shared lives care: further condition for relief

Basic definitions

- 805 Meaning of “qualifying care receipts”
- 805A Meaning of providing qualifying care
- 806 Meaning of providing foster care
- 806A Meaning of providing shared lives care
- 806B Meaning of “residence”
- 807 Calculation of “total qualifying care receipts”

Individual's limit

- 808 The individual's limit
- 809 Share of fixed amount: residence used by more than one carer
- 810 Share of fixed amount: income period not a year
- 811 The amount per adult or child

Relief if amount does not exceed limit

- 812 Full qualifying care relief: introduction
- 813 Full qualifying care relief: trading income
- 814 Full qualifying care relief: income chargeable under Chapter 8 of Part 5

Alternative calculation of profits if amount exceeds limit

- 815 Alternative calculation of profits: introduction
- 816 Alternative calculation of profits: trading income
- 817 Alternative calculation of profits: income chargeable under Chapter 8 of Part 5
- 818 Election for alternative method of calculating profits
- 819 Adjustment of assessment

Periods of account not ending on 5th April

- 820 Periods of account not ending on 5th April
- 821 Meaning of “relevant limit”
- 822 Full relief
- 823 Alternative method of calculating profits

Capital allowances for foster carers carrying on trade

- 824 Capital allowances: introduction
- 825 Unallocated capital expenditure
- 825A Deemed disposal event
- 825B Plant or machinery used for care business
- 825C Plant or machinery used for other qualifying activities
- 825D Subsequent disposal events
- 826 Excluded capital expenditure
- 827 Excluded capital expenditure: subsequent treatment of asset

Overlap profit

- 828 Overlap profit
- 828A Indexation of the fixed amount and the amount per adult and child

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PART 8

FOREIGN INCOME: SPECIAL RULES

CHAPTER 1

INTRODUCTION

- 829 Overview of Part 8
- 830 Meaning of “relevant foreign income”

CHAPTER 2

RELEVANT FOREIGN INCOME CHARGED ON REMITTANCE BASIS

Remittance basis

- 831 Claims for relevant foreign income to be charged on the remittance basis
- 832 Relevant foreign income charged on remittance basis
- 832A Section 832: temporary non-residents
- 832B Section 832: deductions from remitted income
- 833 Income treated as remitted: repayment of UK-linked debts
- 834 Arrangements treated as repayment of UK-linked debts

Relief for delayed remittances

- 835 Relief for delayed remittances
- 836 Relief for delayed remittances: backdated pensions
- 837 Claims for relief on delayed remittances

CHAPTER 3

RELEVANT FOREIGN INCOME CHARGED ON ARISING BASIS: DEDUCTIONS AND RELIEFS

- 838 Expenses attributable to collection or payment of relevant foreign income
- 839 Annual payments payable out of relevant foreign income
- 840 Relief for backdated pensions charged on the arising basis
- 840A Claims under section 840

CHAPTER 4

UNREMITTABLE INCOME

- 841 Unremittable income: introduction
- 842 Claim for relief for unremittable income
- 843 Withdrawal of relief
- 844 Income charged on withdrawal of relief after source ceases
- 845 Valuing unremittable income

PART 9

PARTNERSHIPS

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Introduction

- 846 Overview of Part 9
- 847 General provisions
- 848 Assessment of partnerships
- 848A Bare trusts

Calculation of partners' shares

- 849 Calculation of firm's profits or losses
- 850 Allocation of firm's profits or losses between partners
- 850A Profit-making period in which some partners have losses
- 850B Loss-making period in which some partners have profits
- 850C Excess profit allocation to non-individual partners
- 850D Excess profit allocation: cases involving individuals who are not partners
- 850E Payments by B out of the excess part of B's profit share
- 851 Calculations etc. where firm has other income or losses

Firms with trading income

- 852 Carrying on by partner of notional trade
- 852A Notional trades: indirect partners
- 853 Basis periods for partners' notional trades

Firms with trading and other source income

- 854 Carrying on by partner of notional business
- 855 Basis periods for partners' notional businesses
- 855A Notional business: indirect partners
- 856 Overlap profits from partners' notional businesses

Firms with a foreign element

- 857 Partners to whom the remittance basis applies
- 858 Resident partners and double taxation agreements

Miscellaneous

- 859 Special provisions about farming and property income
- 860 Adjustment income
- 861 Sale of patent rights: effect of partnership changes
- 862 Sale of patent rights: effect of later cessation of trade
- 863 Limited liability partnerships
- 863A Limited liability partnerships: salaried members
- 863B Condition A
- 863C Condition B
- 863D Condition C
- 863E M's contribution to the limited liability partnership: the basic calculation
- 863F M's contribution to the limited liability partnership: deemed contributions
- 863G Anti-avoidance

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Alternative investment fund managers

- 863H Election for special provision for alternative investment fund managers to apply
- 863I Allocation of profit to the AIFM firm
- 863J Vesting of remuneration represented by the allocated profit
- 863K Vesting statements
- 863L The AIFMD remuneration guidelines

PART 10

GENERAL PROVISIONS

CHAPTER 1

INTRODUCTION

- 864 Overview of Part 10

CHAPTER 2

GENERAL CALCULATION RULES ETC.

Unpaid remuneration

- 865 Unpaid remuneration: non-trades and non-property businesses

Employee benefit contributions

- 866 Employee benefit contributions: non-trades and non-property businesses

Business entertainment and gifts

- 867 Business entertainment and gifts: non-trades and non-property businesses

Social security contributions

- 868 Social security contributions: non-trades etc.

Penalties and interest

- 869 Penalties and interest : non-trades etc.

Crime-related payments

- 870 Crime-related payments: non-trades and non-property businesses

Apportionment of profits

- 871 Apportionment etc. of miscellaneous profits to tax year

Calculation of losses

- 872 Losses calculated on same basis as miscellaneous income

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CHAPTER 3

SUPPLEMENTARY AND GENERAL PROVISIONS

Orders and regulations

873 Orders and regulations made by Treasury or Commissioners

Interpretation

874 Activities in UK sector of continental shelf
875 Meaning of “caravan”
876 Meaning of “farming” and related expressions
877 Meaning of grossing up
878 Other definitions
879 Interpretation: Scotland
880 Interpretation: Northern Ireland

General and final

881 Disapplication of corporation tax: section 9 of ICTA
882 Consequential amendments
883 Commencement and transitional provisions etc.
884 Repeals and revocations
885 Abbreviations and general index in Schedule 4
886 Short title

SCHEDULES

SCHEDULE 1 — Consequential amendments

Part 1 — INCOME AND CORPORATION TAXES ACT 1988

1 The Income and Corporation Taxes Act 1988 (c. 1) is...
2
3
4
5 In section 4 (construction of references in Income Tax Acts...
6
7
8 (1) Amend section 15 (Schedule A) as follows.
9 (1) Amend section 18 (Schedule D) as follows.
10 Omit section 20 (Schedule F).
11 Omit section 21 (persons chargeable and basis of assessment under...
12 (1) Amend section 21A (computation of amount chargeable under
Schedule...
13 In section 21B (application of other rules applicable to Case...
14 In section 21C (the Schedule A charge and mutual business)—...
15 (1) Amend section 30 (expenditure on making sea walls) as...
16 Omit sections 31A and 31B (deductions for expenditure by landlords...
17
18
19
20
21

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32	(1) Amend section 53 (farming and other commercial occupation of...
33	In section 55(1) (mines, quarries and other concerns) after “charged...
34	(1) Amend section 56 (transactions in deposits with and without...
35	(1) Amend section 59 (persons chargeable: Schedule D) as follows....
36	Omit sections 60 to 63A (basis of assessment for income...
37	Omit section 64 (Case III assessments).
38	Omit section 65 (Cases IV and V assessments: general).
39	Omit section 65A (Case V income from land outside UK:...
40	Omit section 68 (special rules where property etc. situated in...
41	Omit sections 68A to 68C (share incentive plans).
42	Omit section 69 (Case VI assessments).
43	Omit section 71 (computation of income tax where no profits...
44	.....
45	In section 74(1) (general rules as to deductions not allowable)—...
46	.....
47	Omit section 77 (incidental costs of obtaining loan finance).
48	.....
49	.....
50	.....
51	Omit section 80 (expenses connected with foreign trades etc).
52	Omit section 81 (travel between trades etc).
53	Omit section 82 (interest paid to non-residents).
54	In section 82A(1) (expenditure on research and development)—
55	In section 82B(1) (payments to research associations, universities etc.)
	—
56	In section 83 (patent fees etc. and expenses) after “the...
57	(1) Amend section 83A (gifts in kind to charities etc.)...
58	(1) Amend section 84 (gifts to educational establishments) as follows....
59	.....
60	.....
61	In section 86A (charitable donations: contributions to agent's
	expenses) —...
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Status: Point in time view as at 11/07/2023.

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73
 74
 75 Omit section 95A (creative artists: relief for fluctuating profits).
 76 Omit section 96 (farming and market gardening: relief for fluctuating...
 77
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 86 Omit section 107 (treatment of receipts as earned income).
 87 Omit section 108 (election for carry-back).
 88 Omit section 109 (charge under section 104: relief for individuals...
 89 (1) Amend section 109A (relief for post-cessation expenditure) as follows....
 90
 91 Omit section 110A (change of residence) and the italic cross-heading...
 92
 93 Omit section 112 (partnerships controlled abroad).
 94 Omit section 113 (effect for income tax of change in...
 95
 96
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 99
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 102
 103 In section 119(1) (rent etc. payable in connection with mines,...
 104 In section 120 (rent etc. payable in respect of electric...
 105 In section 121 (management expenses of owner or mineral rights)...
 106 (1) Amend section 122 (relief in respect of mineral royalties)...
 107
 108 Omit section 127 (enterprise allowance).
 109 Omit section 127A (futures and options: transactions with guaranteed returns)....
 110 In section 128 (commodity and financial futures etc: losses and...
 111
 112
 113
 114
 115
 116 In section 231B(4)(b) (consequences of certain arrangements to pass on...
 117 Omit section 232 (tax credits for non-UK residents).
 118 Omit section 233 (taxation of certain recipients of distributions and...
 119
 120 (1) Amend section 250 (returns) as follows.
 121 In section 251 (interpretation of sections 249 and 250), omit...
 122 Omit sections 251A to 251D (approved share incentive plans).

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123	In section 271(1)(a) (deemed surrender in cases of certain loans)...
124
125
126
127	.....
128	Omit section 314 (divers and diving supervisors).
129	Omit section 322 (consular officers and employees).
130	Omit section 324 (designated international organisations).
131	Omit section 325 (interest on deposits with National Savings Bank)....
132	Omit section 326 (interest etc. under contractual savings schemes).
133	Omit sections 326A to 326D (tax-exempt special savings accounts).
134	Omit section 327 (disabled person's vehicle maintenance grant).
135	Omit section 327A (payments to adopters).
136	Omit sections 329 to 329AB (exemption of interest on damages...
137	Omit section 331 (scholarship income).
138	Omit section 331A (student loans: certain interest to be disregarded)....
139	Omit section 332(3) (expenditure and houses of ministers of religion)....
140	In section 332A (venture capital trusts: reliefs) omit “and distributions...
141	For section 333 substitute— Investment plan regulations Regulations under Chapter 3 of Part 6 of ITTOIA 2005...
142	Omit section 333A (personal equity plans: tax representatives).
143	.....
144	.....
145	(1) Amend section 337 (company beginning or ceasing to carry...
146	(1) Amend section 347A (general rule: annual payments) as follows....
147	.....
148	.....
149	.....
150	.....
151	.....
152	In section 353(1) (relief for payments of interest) after “sections...
153	.....
154	.....
155	In section 370(2)(b) (relevant loan interest) for the words from...
156	.....
157	.....
158	In section 382(3) (provisions supplementary to sections 380 and 381)...
159	.....
160	.....
161	In section 385(4) (carry-forward against subsequent profits) omit “under Case...
162	In section 386(1) (carry-forward where business transferred to a company)...
163
164
165
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169
170	In section 398 (loss relief for transactions in deposits with...
171
172

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175
176	In section 431D(3)(b) (meaning of “overseas life assurance business”) after...
177	In section 434 (franked investment income etc.) omit subsection (1A)....
178	(1) Amend section 437 (general annuity business) as follows.
179	(1) Section 468J (dividend distributions of authorised unit trusts) is...
180	(1) Section 468L (interest distributions of authorised unit trusts) is...
181	.....
182	.....
183	.....
184	(1) Amend section 477A (building societies: regulations for deduction of...
185	Omit section 480C (relevant deposits: computation of tax on interest)....
186	.....
187	.....
188	(1) Section 486 (industrial and provident societies and co-operative associations)...
189
190
191
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195
196	(1) Amend section 504 (meaning of the “commercial letting of...
197
198
199
200	Omit section 514 (funds for reducing the national debt).
201	.....
202	.....
203	.....
204	In section 527(4) (spreading of royalties over several years) at...
205
206	Omit section 529 (patent income to be earned income in...
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222	(1) Amend section 552 (information: duty of insurers) as follows....

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- 223 In section 552ZA(3) (information: supplementary provisions) after
“section 546C(7)(a)” insert...
- 224 (1) Amend section 552A (tax representatives) as follows.
- 225 In section 552B (duties of overseas insurers' tax representatives) after...
- 226
- 227
- 228
- 229 Omit section 554 (borrowings on life policies to be treated...
- 230
- 231 Omit section 557 (charge on profits).
- 232 In section 568(1) (deductions from profits of contributions paid under...
- 233 In section 570(4) (payments under certified schemes which are not...
- 234
- 235
- 236
- 237 In section 578(1) (housing grants) for “any tax purpose” substitute...
- 238
- 239
- 240 Omit sections 580A to 580C (relief from tax on annual...
- 241 Omit section 581 (borrowing in foreign currency by local authorities...
- 242
- 243
- 244 Omit section 583 (Inter-American Development Bank).
- 245
- 246 Omit section 585 (relief from tax on delayed remittances).
- 247
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- 252 (1) Amend section 591C (cessation of approval: tax on certain...
- 253 (1) Amend section 592 (exempt approved schemes) as follows.
- 254 (1) Amend section 598 (charge to tax: repayment of employee's...
- 255 (1) Amend section 599 (charge to tax: commutation of entire...
- 256 In section 599A (charge to tax: payments out of surplus...
- 257 In section 601(5)(b) (charge to tax: payments to employers) for...
- 258 In section 602(1)(a) (regulations relating to pension fund surpluses)
omit...
- 259 (1) Amend section 607 (pilots' benefit fund) as follows.
- 260 In section 608(2) (superannuation funds approved before 6th April
1980)—...
- 261 In section 614(2A) (exemptions and reliefs in respect of income...
- 262
- 263 (1) Amend section 623 (relevant earnings) as follows.
- 264 In section 644(2) (meaning of “relevant earnings”)—
- 265 In section 646(2) (meaning of “relevant net earnings”)—
- 266 (1) Amend section 648B (return of contributions after pension date)...
- 267 (1) Amend section 650A (charge on withdrawal of approval from...
- 268 (1)
- 269
- 270
- 271 Omit sections 660A and 660B (income arising under settlement where...
- 272 (1) Amend section 660C (nature of charge on settlor) as...

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273	Omit sections 660D to 660G (settlements: supplementary provisions etc.).
274	Omit section 677 (sums paid to settlor otherwise than as...
275	Omit section 678 (capital sums paid by body connected with...
276	Omit sections 682 and 682A (ascertainment of undistributed income and...
277	.....
278
279	Omit section 688 (schemes for employees and directors to acquire...
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281
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289	Omit section 699 (relief from higher rate tax for inheritance...
290
291
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301	Omit section 730C (exchanges of gilts: traders etc.).
302
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310	In section 774(1) (transactions between dealing company and associated company)—...
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- 323
- 324 In section 806K(2) (application of foreign dividend provisions to branches...)
- 325
- 326 In section 812(1) (withdrawal of right to tax credit of...)
- 327
- 328
- 329
- 330 In section 821(1) (under-deductions from payments made before passing of...)
- 331 (1) Section 824 (repayment supplements: individuals and others) is amended...
- 332
- 333
- 334 (1) Amend section 828 (orders and regulations made by the...)
- 335
- 336 In section 831(3) (interpretation of ICTA) after the entry relating...
- 337
- 338
- 339
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- 341
- 342 Omit Schedule 4A (creative artists: relief for fluctuating profits).
- 343 (1) Amend Schedule 5 (treatment of farm animals etc for...)
- 344 Omit Schedule 5AA (guaranteed returns on transactions in futures and...)
- 345 Omit Schedule 15A (contractual savings schemes).
- 346 (1) Amend Schedule 15B (venture capital trusts: relief from income...)
- 347
- 348 (1) Amend Schedule 22 (reduction of pension fund surpluses) as...
- 349 In paragraph 11A(4) of Schedule 24 (assumptions for calculating chargeable...)
- 350
- 351
- 352 (1) Amend Schedule 30 (transitional provisions and savings) as follows....

Part 2 — OTHER ENACTMENTS

Finance Act 1950 (c. 15)

- 353 The Finance Act 1950 is amended as follows.
- 354 In section 40(3) (modification of section 39 in case of...)

Chevening Estate Act 1959 (c. 49)

- 355 The Chevening Estate Act 1959 is amended as follows.
- 356 (1) Amend section 2 (provisions as to income tax, estate...)

Taxes Management Act 1970 (c. 9)

- 357 The Taxes Management Act 1970 is amended as follows.
- 358 (1) Amend section 7 (notice of liability to income tax...)
- 359 In section 8(1AA)(b) (personal returns) for “section 231 of the..."
- 360 In section 8A(1AA)(b) (trustee's returns) for “section 231 of the..."
- 361 In section 9(1) (returns to include self-assessment)—

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- 362 Omit section 9D (choice between different Cases of Schedule D)...
- 363 In section 12AA(1A)(b) (partnership returns) for “section 231 of the...
- 364 In section 12AB(5) (partnership return to include partnership statement)
in...
- 365 In section 12AE(2) (choice between different Cases of Schedule D)...
- 366 (1) Amend section 18 (interest paid without deduction of income...
- 367 (1) Amend section 19 (information for purposes of Schedule A)...
- 368 In section 27(2) (settled property) for “section 660G(1) and (2)...
- 369 In section 30 (recovery of overpayment of tax, etc.) omit...
- 370 In section 30A(2) (assessing procedure) for “Schedule” substitute “
Part...
- 371 In section 31(3) (appeals: right of appeal) omit “9D or”....
- 372 In section 42(7) (procedure for making claims etc.) omit the...
- 373 (1) Amend section 46B (questions to be determined by Special...
- 374 In section 46C (jurisdiction of Special Commissioners over certain
claims...
- 375 In section 58(3)(b) (proceedings in tax cases in Northern Ireland)...
- 376 In section 59A(8)(b) (payments on account of income tax) for...
- 377 (1) Amend section 59B (payment of income tax and capital...
- 378 In section 90(1)(b) (disallowance of relief for interest on tax)...
- 379 (1) Amend section 98 (special returns, etc) as follows.
- 380 In section 118(1) (interpretation) after the definition of “ITEPA 2003”...
- 381 In Schedule 1A (claims etc. not included in returns), in...
- 382 (1) Amend Schedule 1B (claims for relief involving two or...
- 383 In paragraph 10 of Schedule 3 (rules for assigning proceedings...
- 384 In paragraph 2(4) of Schedule 3A (electronic lodgement of tax...

Finance Act 1971 (c. 68)

- 385 The Finance Act 1971 is amended as follows.
- 386 In paragraph 8(2)(b) of Schedule 3 (taxation of refunds of...

Finance Act 1973 (c. 51)

- 387
- 388

Biological Standards Act 1975 (c. 4)

- 389 The Biological Standards Act 1975 is amended as follows.
- 390 (1) Amend section 2 (exemption of the National Biological Standards...

Oil Taxation Act 1975 (c. 22)

- 391 The Oil Taxation Act 1975 is amended as follows.
- 392 In section 3(2) (allowance of expenditure (other than expenditure on...

Inheritance Tax Act 1984 (c. 51)

- 393 The Inheritance Tax Act 1984 is amended as follows.
- 394 In section 6(3) (excluded property), in paragraph (e)—
- 395 In section 21(3) (normal expenditure out of income)—
- 396 In section 174(1) (liabilities for which allowance is to be...

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Films Act 1985 (c. 21)

- 397 The Films Act 1985 is amended as follows.
- 398 In section 6(1) (certification of master negatives, tapes and discs)...
- 399 (1) Amend Schedule 1 (certification in case of British films)...

Finance Act 1988 (c. 39)

- 400 The Finance Act 1988 is amended as follows.
- 401 (1) Amend section 38 (maintenance payments under existing obligations: 1989-90...
- 402 In section 73(2) (consideration for certain restrictive undertakings)—
- 403 In Schedule 6 (commercial woodlands) in paragraph 3(2) for “person”...
- 404 In Schedule 12 (building societies: change of status) for paragraph...

Water Act 1989 (c. 15)

- 405 In section 95(11) of the Water Act 1989 (vesting in...

Finance Act 1989 (c. 26)

- 406 The Finance Act 1989 is amended as follows.
- 407 In section 68(2) (principal charges to tax: employee share ownership...
- 408 In section 71(4) (further charges to tax: borrowing)—
- 409 (1) Amend section 76 (non-approved retirement benefits schemes) as follows....
- 410 Omit sections 112 and 113 (security: trades etc.).
- 411 In section 151(2) (assessment of trustees etc) in each of...
- 412 In paragraph 1 of Schedule 12 (close companies: administrative provisions)—...

Electricity Act 1989 (c. 29)

- 413 In paragraph 10 of Schedule 11 to the Electricity Act...

Finance Act 1990 (c. 29)

- 414 The Finance Act 1990 is amended as follows.
- 415 (1) Amend section 25 (donations to charity by individuals) as...
- 416 (1) Amend section 126 (pools payments for football ground improvements)...

Finance Act 1991 (c. 31)

- 417 The Finance Act 1991 is amended as follows.
- 418 (1) Amend section 121 (pools payments to support games etc....

Social Security Contributions and Benefits Act 1992 (c. 4)

- 419 The Social Security Contributions and Benefits Act 1992 is amended...
- 420 (1) Amend section 15 (Class 4 contributions recoverable under the...
- 421 In section 16(1) (application of Income Tax Acts and destination...
- 422 (1) Amend Schedule 2 (levy of Class 4 contributions with...

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Social Security Contributions and Benefits (Northern Ireland) Act 1992 (c. 7)

- 423 The Social Security Contributions and Benefits (Northern Ireland) Act 1992...
- 424 (1) Amend section 15 (Class 4 contributions recoverable under the...
- 425 (1) Amend Schedule 2 (Schedule 2 to the Social Security...

Taxation of Chargeable Gains Act 1992 (c. 12)

- 426 The Taxation of Chargeable Gains Act 1992 is amended as...
- 427 In section 4(2) and (3) (rates of capital gains tax)...
- 428 (1) Amend section 6 (rates of capital gains tax: special...
- 429 In section 12(2) (foreign assets of person with foreign domicile)...
- 430 In section 41(4) (restriction of losses by reference to capital...
- 431 (1) Amend section 59 (partnerships) as follows.
- 432 In section 97(7) (supplementary provisions) for “section 660G(1) and (2)...
- 433 (1) Amend section 117 (meaning of qualifying corporate bond) as...
- 434 (1) Amend section 142 (capital gains on stock dividends) as...
- 435
- 436 In section 151 (personal equity plans) for subsections (2) and...
- 437 In section 151A(6) (venture capital trusts: reliefs) for the words...
- 438 After section 151B insert— Strips: manipulation of price: associated payment...
- 439 In section 156(4) (assets of Class 1) after “Taxes Act”...
- 440 In section 198(5)(b) (replacement of business assets used in connection...
- 441 (1) Amend section 241 (furnished holiday lettings) as follows.
- 442 In section 251(8)(b) (general provisions concerning debts) for “relevant discounted...
- 443 In section 254(1)(c) (definition of “a qualifying loan” for relief...
- 444 After section 261 insert— Know-how Disposal of know-how as part...
- 445 (1) Amend section 271 (miscellaneous exemptions) as follows.
- 446 In section 286(3) (connected persons: interpretation) for “Chapter 1A of...
- 447 (1) Amend section 288 (interpretation) as follows.
- 448 In Schedule A1 (application of taper relief), in paragraph 17(6),...
- 449 In Schedule 1 (application of exempt amount and reporting limits...
- 450 In paragraph 13(7)(h) of Schedule 5B (enterprise investment scheme: re-investment)—...
- 451 (1) Amend Schedule 8 (leases) as follows.

Finance (No. 2) Act 1992 (c. 48)

- 452 The Finance (No. 2) Act 1992 is amended as follows....
- 453 (1) Amend section 40A (revenue nature of expenditure on master...
- 454 (1) Amend section 40B (allocation of expenditure to periods) as...
- 455 In section 40C(1) (cases where section 40B does not apply)...
- 456 (1) Amend section 40D (election for sections 40A and 40B...
- 457 (1) Amend section 41 (relief for preliminary expenditure) as follows....
- 458 (1) Amend section 42 (relief for production or acquisition expenditure)...
- 459 In section 43(1) after the definition of “expenditure of a...
- 460 Omit section 59 (furnished accommodation).

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461 Omit Schedule 10 (furnished accommodation).

Finance Act 1993 (c. 34)

462 The Finance Act 1993 is amended as follows.

463 In section 112(7) (employers' pension contributions) in the definition of...

464 (1) Amend section 171 (Lloyd's underwriters etc: taxation of income...

465 In paragraph 13(4) of Schedule 19 (Lloyd's underwriters etc: repayment...

466 (1) Amend Schedule 20A (Lloyd's underwriters: conversion to limited liability...

Pension Schemes Act 1993 (c. 48)

467 The Pension Schemes Act 1993 is amended as follows.

468 In section 158(4) (disclosure of information between government departments etc.)—...

Pension Schemes (Northern Ireland) Act 1993 (c. 49)

469 The Pension Schemes (Northern Ireland) Act 1993 is amended as...

470 In section 154(4) (disclosure of information between government departments etc.)—...

Finance Act 1994 (c. 9)

471 The Finance Act 1994 is amended as follows.

472 (1) Amend Schedule 20 (changes for facilitating self-assessment: transitional provisions...

473 In paragraph 26 of Schedule 24 (vesting in successor company...

Coal Industry Act 1994 (c. 21)

474 In paragraph 17(1) of Schedule 4 to the Coal Industry...

Finance Act 1995 (c. 4)

475 The Finance Act 1995 is amended as follows.

476 Omit section 56 (foreign life policies etc).

477 In section 73(1)(a) (venture capital trusts: regulations) after “1992” insert...

478 In section 123 (prevention of exploitation of transitional provisions) for...

479 (1) Amend section 126 (UK representatives of non-residents) as...

480 In section 128(3) (limit on income chargeable on non-residents: income...

481 (1) Amend section 154 (short rotation coppice) as follows.

482 In section 157(7) (certificates of tax deposit) for “Case III...

483 In paragraph 3(4) of Schedule 18 (deceased persons' estates) after...

484 (1) Amend Schedule 22 (prevention of exploitation of transitional provisions...

Finance Act 1996 (c. 8)

485 The Finance Act 1996 is amended as follows.

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- 486 In section 92(1) (convertible securities etc : creditor relationships) for...
- 487 Omit section 102 (discounted securities: income tax provisions).
- 488 (1) Amend section 154 (FOTRA securities) as follows.
- 489 (1) Amend Schedule 9 (loan provisions: special computational provisions) as...
- 490 Omit Schedule 13 (discounted securities: income tax provisions).
- 491 (1) Amend Schedule 15 (loan relationships: savings and transitional provisions)...

Finance Act 1997 (c. 16)

- 492 The Finance Act 1997 is amended as follows.
- 493 In section 79 (payments under certain life insurance policies)—
- 494

Finance Act (No.2) 1997 (c. 58)

- 495 The Finance (No.2) Act 1997 is amended as follows.
- 496 In section 30 (tax credits)— (a) in subsection (9) after...
- 497 In section 37(7) (interest to be paid gross) for “sections...
- 498 In section 48(1) (relief for expenditure on production or acquisition...

Finance Act 1998 (c. 39)

- 499 The Finance Act 1998 is amended as follows.
- 500 In section 42 (computation of profits of trade, profession or...
- 501 Omit section 43 (barristers and advocates in early years of...
- 502 (1) Amend section 46 (minor and consequential provisions about computations)...
- 503 In section 76(3) (power to make regulations for non-UK residents...
- 504 In section 123(7)— (a) for “both” substitute “ more ”,...

Finance Act 1999 (c. 16)

- 505 The Finance Act 1999 is amended as follows.
- 506 In section 63(1) (treatment of transfer fees under existing contracts)...
- 507 (1) Amend section 65 (relevant discounted securities) as follows.
- 508 In section 85(7)(b) (advance pricing agreements etc.) after “Taxes...
- 509 (1) Amend Schedule 6 (tax treatment of receipts by way...

Commonwealth Development Corporation Act 1999 (c. 20)

- 510 (1) Amend paragraph 6 of Schedule 3 to the Commonwealth...

Finance Act 2000 (c. 17)

- 511 The Finance Act 2000 is amended as follows.
- 512 (1) Amend section 44 (gifts to charity from certain trusts)...
- 513 Omit section 45 (loans to charities).
- 514 (1) Amend section 46 (exemption for small trades etc.)...
- 515 Omit section 84 (exemption of payments under New Deal 50plus)...
- 516 Omit section 85 (exemption of payments under Employment Zones programmes)....
- 517 Omit section 87 (treatment of certain telecommunication rights).
- 518 In section 143(2) (power to provide incentives to use electronic...
- 519 In section 155 (interpretation) at the end insert “ and...

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- 520 In Schedule 12 (provision of services through an intermediary), in...
- 521 In Schedule 15 (the corporate venturing scheme), in paragraph 99(3),...
- 522 In Schedule 22 (tonnage tax), in paragraph 144(3), for “Chapter...
- 523 Omit Schedule 23 (treatment of certain telecommunication rights).

Capital Allowances Act 2001 (c. 2)

- 524 The Capital Allowances Act 2001 is amended as follows.
- 525 In section 4 (capital expenditure) for subsection (5) substitute—
- 526 (1) Amend section 15 (qualifying activities) as follows.
- 527 (1) Amend section 16 (ordinary Schedule A businesses) as follows....
- 528 (1) Amend section 17 (furnished holiday lettings businesses) as follows....
- 529 In section 20(1) (employments and offices) for “section 314 of...
- 530 In section 23(2) (expenditure unaffected by sections 21 and 22)...
- 531 In section 28(2) (thermal insulation of industrial buildings) for “Schedule...
- 532 In section 33(8)(b) (personal security) for “Schedule A” substitute “...
- 533 In section 35(1)(a) (expenditure on plant or machinery for use...
- 534 In section 38(a) (production of animals etc)—
- 535 (1) Amend section 63 (cases in which disposal value is...
- 536 (1) Amend section 106 (the designated period) as follows.
- 537 (1) Amend section 108 (effect of disposal to connected person...
- 538 (1) Amend section 112 (excess allowances: connected persons) as follows....
- 539 (1) Amend section 115 (prohibited allowances: connected persons) as follows....
- 540 (1) Amend section 122 (short-term leasing by buyer, lessee etc)...
- 541 (1) Amend section 125 (other qualifying purposes) as follows.
- 542 In section 154(3) (further registration requirement) for paragraph (b) substitute—...
- 543 In section 155(1) (changes in the persons carrying on qualifying...
- 544 In section 156 (connected persons) for subsection (2) substitute—
- 545 In section 162(2) (ring fence trade a separate qualifying activity)—...
- 546 In section 248 (ordinary Schedule A businesses)—
- 547 In section 252 (mines, transport undertakings etc)—
- 548 In section 258(4) (special leasing: income tax) for “taxed under...
- 549 (1) Amend section 263 (qualifying activities carried on in partnership)...
- 550 (1) Amend section 265 (successions: general) as follows.
- 551 In 268(1) (successions by beneficiaries) for paragraph (b) and the...
- 552 In section 282 (buildings outside the United Kingdom) for “applicable...
- 553 In section 326(1) (interpretation of section 325) in the definition...
- 554 In section 331(1)(b) (capital value provisions: interpretation)—
- 555 (1) Amend section 353 (lessors and licensors) as follows.
- 556 (1) Amend section 354 (buildings temporarily out of use) as...
- 557 In section 390(1) (interpretation of section 389) in the definition...
- 558 (1) Amend section 392 (Schedule A businesses) as follows.
- 559 In section 393B(4) (meaning of “qualifying expenditure”) after “the profits...
- 560 (1) Amend section 393T (giving effect to allowances and charges)...
- 561 (1) Amend section 406 (reduction where premium relief previously allowed)...

Status: Point in time view as at 11/07/2023.

Changes to legislation: Income Tax (Trading and Other Income) Act 2005 is up to date with all changes known to be in force on or before 20 August 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)

- 562 In section 454(1)(c) (qualifying expenditure) after “an election under” insert...
- 563 In section 455(4) (excluded expenditure) after “goodwill under” insert “... ”
- 564 In section 462(3) (disposal values) after “goodwill under” insert “... ”
- 565 In section 479(4) (persons having qualifying non-trade expenditure: income tax)...
- 566 In section 481(5)(b) (anti-avoidance: limit on qualifying expenditure) after “in...”
- 567 In section 483(c) (meaning of “income from patents”) after “payable...”
- 568 In section 488(3)(a) (balancing allowances) for “section 113(1)” to “to...”
- 569 (1) Amend section 529 (giving effect to allowances and charges)...
- 570 In section 536(5)(a) (contributions not made by public bodies and...)...
- 571 In section 558(1)(c) (effect of partnership changes) for the words...
- 572 (1) Amend section 559 (effect of successions) as follows.
- 573 In section 577(1) (definitions) in the definition of “property business”...
- 574 (1) Amend Schedule 1 (abbreviations and defined expressions) as follows....

Finance Act 2002 (c. 23)

- 575 The Finance Act 2002 is amended as follows.
- 576 In section 64(1) (adjustment on change of basis) after “to...”
- 577 (1) Amend Schedule 16 (community investment tax relief) as follows....
- 578 (1) Amend Schedule 22 (computation of profits: adjustment of change...)...
- 579 (1) Amend paragraph 64 of Schedule 25 (transitional provisions concerning...)...
- 580 In Schedule 29 (gains and losses of a company from...)...

Proceeds of Crime Act 2002 (c. 29)

- 581 The Proceeds of Crime Act 2002 is amended as follows....
- 582 In section 319(2) (source of income) for “Case 6 of...”
- 583 (1) Amend Schedule 10 (tax) as follows.

Income Tax (Earnings and Pensions) Act 2003 (c. 1)

- 584 The Income Tax (Earnings and Pensions) Act 2003 is amended...
- 585 In section 6(5) (exception to charge to tax on employment...)...
- 586 In section 61(1) (application of provisions to workers under arrangements...)...
- 587 In section 178 (exception for loans where interest qualifies for...)...
- 588 In section 180(5) (threshold for benefit of loan to be...)...
- 589 In section 189(3)(a) (exception where double charge) for “section 677...”
- 590 In section 215 for “section 331(1) of ICTA” substitute “...”
- 591 In section 302(4) (exemption of consular employees' employment income), in...
- 592 After section 325 insert— Health and employment insurance payments
(1) No liability to income tax in respect of employment...
- 593 In section 357(2) (business entertainment and gifts: exception where employer's...)...
- 594 In Chapter 2 of Part 5, after section 360 insert—...
- 595 In section 394(2) (charge on benefit to which Chapter 2...)...
- 596 In section 397(1) (certain lump sums: calculation of amount taxed...)...

Status: Point in time view as at 11/07/2023.

Changes to legislation: Income Tax (Trading and Other Income) Act 2005 is up to date with all changes known to be in force on or before 20 August 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)

- 597 In section 399(1)(b) (employment-related loans: interest treated as paid) omit...
- 598 In section 476 (charge on occurrence of chargeable event) for...
- 599 In section 477(7) (chargeable events) for “(charge under Case VI...
- 600 (1) Amend section 493 (no charge on acquisition of dividend...
- 601 For section 496 (no charge on cash dividend retained for...
- 602 In section 497(3) (limitations on charges on shares ceasing to...
- 603 In section 502(4)(a) (meaning of “capital receipt” in section 501)...
- 604 (1) Amend section 515 (tax advantages and charges under other...
- 605 In section 516(4) (approved SAYE option schemes), in the definition...
- 606 (1) Amend section 575 (taxable pension income: foreign pensions) as...
- 607 (1) Amend section 613 (taxable pension income: foreign annuities) as...
- 608 (1) Amend section 631 (taxable pension income: pre-1973 pensions paid...
- 609 (1) Amend section 635 (taxable pension income: foreign voluntary annual...
- 610 After section 644 insert— Health and employment insurance payments
(1) No liability to income tax arises in respect of...
- 611 After section 646 insert— Foreign pensions of consular employees (1)
No liability to income tax arises in respect of...
- 612 In section 655(2) (structure of Part 10) for the entries...
- 613 (1) Amend section 679 (taxable social security income: foreign benefits)...
- 614 After section 681 insert— Foreign benefits of consular employees (1)
No liability to income tax arises in respect of...
- 615 After section 716 (alteration of amounts by Treasury order) insert—...
- 616 (1) Amend Schedule 1 (abbreviations and defined expressions) as follows....
- 617 (1) Amend Schedule 2 (approved share incentive plans) as follows....
- 618 (1) Amend Schedule 3 (approved SAYE option schemes) as follows....
- 619 In Schedule 4 (approved CSOP schemes), in paragraph 12(3), for...
- 620 (1) Amend Schedule 5 (enterprise management incentives) as follows.

Finance Act 2003 (c. 14)

- 621 The Finance Act 2003 is amended as follows.
- 622 In section 151(2) (non-resident companies: extent of charge to income...
- 623 Omit section 176 (foster carers).
- 624 (1) Amend Schedule 24 (restriction of deductions for employee benefit...
- 625 In Schedule 34 (policies of life insurance etc: miscellaneous amendments),...
- 626 Omit Schedule 36 (foster carers).

Courts Act 2003 (c. 39)

- 627 In section 101(4)(a) of the Courts Act 2003 (bankruptcy of...

Child Trust Funds Act 2004 (c. 6)

- 628 In section 14(1) of the Child Trust Funds Act 2004...

Finance Act 2004 (c. 12)

- 629 The Finance Act 2004 is amended as follows.

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Changes to legislation: Income Tax (Trading and Other Income) Act 2005 is up to date with all changes known to be in force on or before 20 August 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)

- 630 In section 71(3)(b) (collection and recovery of sums to be...
- 631 Omit section 97 (exemption from income tax for certain interest...
- 632 Omit section 98 (exemption from income tax for certain interest...
- 633 Omit section 99 (permanent establishments and “25% associates”).
- 634 Omit section 100 (interest payments: exemption notices).
- 635 (1) Amend section 101 (payment of royalties without deduction at...
- 636 In section 102 (claim for tax deducted at source from...
- 637 Omit section 103 (special relationships).
- 638 Omit section 104 (anti-avoidance).
- 639 Omit section 106 (transitional provision).
- 640 In section 119(4) (individuals benefited by film relief) for “,...
- 641 In section 123(1) (meaning of “film-related loss”) for “any of...
- 642 In section 127(2) (losses derived from exploiting licence: individuals
in...
- 643 (1) Amend section 130 (“A significant amount of time”) as...
- 644 In section 186(1)(b) (scheme investments: income) for “which would”
to...
- 645 (1) Amend section 189(2) (meaning of “relevant UK earnings”) as...
- 646 In section 196(2) (relief for employers in respect of contributions...
- 647 In section 197(10)(a) (spreading relief) after “charged under” insert “...
648 In section 199(2)(a) (deemed contributions) at the beginning insert “...
649 In section 200(a) (no other relief for employers in connection...
- 650 (1) Amend section 246 (restriction of deduction for non-contributory
provision)...
- 651 (1) Amend section 249 of FA 2004 (amendments of ITEPA...
- 652 In section 280(1) (abbreviations and general index for Part 4)...
- 653 (1) Amend Schedule 15 (charge to income tax on benefit...
- 654 In paragraph 1(4) and (6) of Schedule 24, for the...
- 655 In paragraph 12 of Schedule 35 (pension schemes etc: minor...
- 656 (1) Amend Schedule 36 (pension schemes etc: transitional provisions
and...

Pensions Act 2004 (c. 35)

- 657 The Pensions Act 2004 is amended as follows.
- 658 In Schedule 3 (restricted information held by the Regulator: certain...
- 659 In Schedule 8 (restricted information held by the Board: certain...

SCHEDULE 2 — Transitionals and savings etc.
Part 1 — GENERAL PROVISIONS

Continuity of the law: general

- 1 The repeal of provisions and their enactment in a rewritten...
- 2 Paragraph 1 does not apply to any change made by...
- 3 Any subordinate legislation or other thing which—
- 4 (1) Any reference (express or implied) in this Act, another...
- 5 (1) Any reference (express or implied) in any enactment, instrument...
- 6 (1) Paragraphs 1 to 5 have effect instead of section...

General saving for old transitional provisions and savings

- 7 (1) The repeal by this Act of a transitional or...

Status: Point in time view as at 11/07/2023.

Changes to legislation: Income Tax (Trading and Other Income) Act 2005 is up to date with all changes known to be in force on or before 20 August 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)

General saving for section 9(5) of ICTA

- 8 (1) Sub-paragraph (2) applies if— (a) as a result of...

Partnerships involving companies

- 9 (1) References in this Act to any person are to...

Interpretation

- 10 (1) In this Part— “enactment” includes an enactment comprised in...
Part 2 — CHANGES IN THE LAW
11 (1) This paragraph applies if, in the case of any...
Part 3 — TRADING INCOME

Unpaid remuneration

- 12 (1) This paragraph applies for the purposes of section 36....

Employee benefit contributions

- 13 Sections 38 to 44 do not apply to deductions that...
14 (1) In relation to any time before the coming into...
15 (1) Subject to sub-paragraph (7), sections 38 to 44 apply...

Car or motor cycle hire

- 16 In relation to expenditure incurred under a contract entered into...
17 Section 50 does not apply to expenditure which is incurred—...

Crime-related payments

- 18 Section 55(1)(b) does not apply to expenditure which was incurred...

Tenants under taxed leases

- 19 (1) This paragraph relates to the operation of sections 60...
20 (1) This paragraph provides for the application of section 61...

Seconded employees

- 21 (1) This paragraph applies if— (a) the period of account...

Training courses for employees

- 22 (1) This paragraph applies if, without the modifications to section...
23 (1) This paragraph applies if— (a) at any time during...

Contributions to urban regeneration companies

- 24 Section 82 does not apply to any contribution which was...

Local enterprise agencies

- 25 To the extent that any function of the Scottish Ministers...

Expenses connected with patents, designs and trade marks

- 26 (1) This paragraph applies if— (a) fees have been incurred,...

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Changes to legislation: Income Tax (Trading and Other Income) Act 2005 is up to date with all changes known to be in force on or before 20 August 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)

Payments to Export Credits Guarantee Department

27 (1) This paragraph applies if— (a) a sum is payable,...

Reverse premiums

28 (1) Sections 101 and 102 do not apply to a...

Sums recovered under insurance policies etc.

29 (1) Section 106 does not apply if—

Meaning of “designated educational establishment”

30 To the extent that the power of the National Assembly...

Films and sound recordings

31 (1) This paragraph applies to— (a) production expenditure in respect...

32 (1) Sections 134 and 135 do not apply in relation...

33 Section 137 does not apply in relation to expenditure which...

34 Sections 138 and 138A do not apply in relation to...

35 (1) Any requirement in Chapter 9 of Part 2 for...

36 Sections 139 and 140 do not apply if—

37 Sections 139(4) and 141(3) do not apply to any film...

38 The requirement in section 140 for the acquisition to be...

Certain telecommunication rights

39 Chapter 10 of Part 2 does not apply to an...

40 (1) That Chapter also does not apply to an IRU...

Dealers in securities etc: taxation of amounts taken to reserves

41 (1) Section 149 does not apply in relation to periods...

Purchase or sale of woodlands

42 Section 156 does not apply if the purchase mentioned in...

Ministers of religion

43 (1) This paragraph applies if— (a) expenses have been incurred,...

Waste disposal

44 If the predecessor ceased to carry on the trade carried...

45 If the trade carried on by the trader was started...

46 Section 167(2) does not apply for the purposes of sections...

Valuation of trading stock on cessation

47 (1) This paragraph applies if— (a) a period of account...

Apportionment of profits or losses to tax years before tax year 2005-06

48 (1) This paragraph applies if— (a) a period of account...

Status: Point in time view as at 11/07/2023.

Changes to legislation: Income Tax (Trading and Other Income) Act 2005 is up to date with all changes known to be in force on or before 20 August 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)

Treatment of business start-up payments received in an overlap period

49 (1) There is an exception to the rule that, subject...

Profits or losses of a trade, profession or vocation previously chargeable in accordance with section 65(1) of ICTA

50 (1) This paragraph applies if— (a) a person carries on...

Profits of mines, quarries and other concerns not chargeable by reference to a basis period

51 (1) This paragraph applies if any profits or losses arising...

Overlap profit: pre-April 1994 trades, professions and vocations

52 (1) This paragraph applies in the case of a trade,...

53 (1) This paragraph applies in the case of income which—...

54 The repeal by this Act of paragraphs 2, 6 and...

Averaging profits of farmers and creative artists

55 (1) The first tax years which may be the subject...

Adjustment on change of basis

56 (1) Chapter 17 of Part 2 applies to a change...

57 (1) Subject to sub-paragraph (3), section 232 applies before 6th...

58 If— (a) an individual has made an election under paragraph...

59 Section 104(4) of ICTA (which, despite its repeal, applies in...

Post-cessation receipts

60 (1) Subject to sub-paragraph (4), section 256 applies before 6th...

61 Chapter 18 of Part 2 does not apply in relation...

Part 4 — PROPERTY INCOME

Apportionment of profits or losses to tax years before tax year 2005-06

62 (1) This paragraph applies if— (a) a period of account...

Lease premiums

63 Section 277 does not apply in relation to a lease...

Lease premiums: sums payable instead of rent

64 Section 279 does not apply in relation to a lease...

Lease premiums: sums payable for surrender of lease

65 Section 280 does not apply in relation to a lease...

Lease premiums: assignments for profit of lease granted at undervalue

66 Section 282 does not apply in relation to a lease...

Lease premiums: pre-commencement receipts treated as taxed receipts

67 (1) This paragraph relates to the operation of sections 287...

Status: Point in time view as at 11/07/2023.

Changes to legislation: Income Tax (Trading and Other Income) Act 2005 is up to date with all changes known to be in force on or before 20 August 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)

Lease premiums: taking account of reductions in pre-commencement receipts

68 (1) This paragraph applies if— (a) in calculating the amount...

Lease premiums: taking account of deductions for rent as a result of section 37(4) or 87(2) of ICTA

69 (1) Sub-paragraph (2) applies if— (a) in calculating the profits...

Lease premiums: rules for determining effective duration of lease

70 (1) In relation to a lease granted after 12th June...

71 (1) In relation to a lease granted before 13th June...

Reverse premiums

72 (1) Section 311 does not apply to a reverse premium—...

Deductions for expenditure on energy-saving items

73 Sections 312 to 314 do not apply to expenditure incurred...

Commercial letting of furnished holiday accommodation

74 (1) Subject to sub-paragraph (4), Chapter 6 of Part 3...

75 (1) Subject to sub-paragraph (3), section 504A of ICTA (as...

Adjustment on change of basis

76 (1) Chapter 7 of Part 3 applies to a change...

Meaning of “mineral royalties”

77 The definition of “mineral royalties” in section 341(2) does not...
Part 5 — SAVINGS AND INVESTMENT INCOME: GENERAL

Open-ended investment companies: saving for powers to make provision corresponding to provisions applicable to unit trusts

78 (1) Despite the enactment by this Act in the OEIC...

Stock dividends issued in respect of shares issued before 6 April 1975

78A (1) This paragraph applies if— (a) share capital is issued...

Deeply discounted securities issued in accordance with qualifying earn-out right

79 Despite the repeal by this Act of section 104(4) of...

Deeply discounted securities: deemed transfers of strips on 5th April

80 (1) Despite the repeal by this Act of paragraph 14(4)...

Deeply discounted securities: restriction of profits and losses on strips

81 (1) Sections 447 and 448 (restriction of profits and losses...

Deeply discounted securities: saving for charities' losses

82 The references in section 454(4) and (5) to trustees include...

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Deeply discounted securities: saving for pension trustees' losses

83 The references in section 454(4) and (5) to trustees include...

Exclusion of deeply discounted securities from section 711 to 728 of ICTA (accrued income profits)

84 Securities only fall within paragraph (f) of section 710(3) of...

Gains from contracts for life insurance etc: foreign policies of life insurance

85 (1) This paragraph modifies the application of—

Gains from contracts for life insurance etc: exclusion of pension policies

86 (1) Subject to sub-paragraph (4), before 6th April 2006 Chapter...

Gains from contracts for life insurance etc: rights partially assigned

87 Section 505 (assignments involving co-ownership) does not have effect in...

88 (1) This paragraph applies if a calculation under section 507...

Gains from contracts for life insurance etc: regulations providing for relief where foreign tax chargeable

89 Regulations made under section 534 by virtue of paragraph 4...

Gains from contracts for life insurance etc: pure protection group life policies

90 (1) For the purposes of Chapter 9 of Part 4,...

Gains from contracts for life insurance etc: assessment of trustees etc

91 Despite paragraph 4(1) of this Schedule, the references in section...

Transactions in deposits

92 Section 551 (charge to income tax on profits from disposal...

93 (1) This paragraph applies if— (a) a right falling within...

Disposals of futures and options involving guaranteed returns: certain pre-6th February 1998 transactions

94 (1) A transaction consisting in the running of a future...

Disposals of futures and options involving guaranteed returns: rates of tax for pension trustees

95

Part 6 — SAVINGS AND INVESTMENT INCOME: INSURANCE CONTRACTS AND POLICIES MADE BEFORE CERTAIN DATES

Pre-20th March 1968 policies and contracts excluded from Chapter 9 of Part 4

96 (1) Chapter 9 of Part 4 does not apply to—...

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Pre-27th March 1974 policies and contracts: disapplication of section 500(c)

97 Section 500(c) (events treated as part surrenders: loan by insurer)...

Pre-27th March 1974 contracts: disapplication of section 531(3)(c)

98 Section 531(3)(c) (certain contracts for life annuities excluded from section...

Pre-10th December 1974 contracts for a life annuity: disapplication of section 484(1)(d)

99 Section 484(1)(d) (chargeable events: death in case of contract for...

Pre-14th March 1975 policies and contracts: calculation of gains under section 507

100 (1) This paragraph applies to— (a) a policy in respect...

Pre-25th March 1982 replacement policies: disapplication of section 542

101 Section 542 (replacement of qualifying policies) does not apply if...

Certain pre-26th June 1982 policies and contracts excluded from Chapter 9 of Part 4

102 (1) Chapter 9 of Part 4 does not apply to...

Certain pre-18th November 1983 policies not foreign policies of life insurance

103 (1) A policy of life insurance is not a “foreign...

Certain pre-23rd February 1984 policies not foreign capital redemption policies

104 A capital redemption policy is not a “foreign capital redemption...

Pre-14th March 1984 policies: disregard of amounts deducted and repaid after tax relief by deduction from premiums abolished

105 In the case of a policy issued in respect of...

Certain pre-20th March 1985 policies: application of section 529(1)

106 (1) This paragraph makes provision for the application of section...

Pre-14th March 1989 qualifying policies: application of section 485(2)(b) and (3)(b)

107 (1) In the case of a policy issued in respect...

Pre-14th March 1989 policies and contracts: application of section 501

108 (1) In the case of a policy issued in respect...

Contracts in accounting periods beginning before 1st January 1992: disapplication of sections 530 and 539(3)

109 (1) This paragraph applies to a contract for a life...

Certain pre-17th March 1998 policies: application of section 529(1)

110 (1) This paragraph makes provision for the application of section...

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Certain pre-17th March 1998 policies not foreign policies of life insurance

111 (1) A policy of life insurance issued in respect of...

Pre-17th March 1998 policy or contract: UK resident trustees

112 (1) In the case of a 1998 Act excluded policy...

Certain pre-23rd March 1999 policies not foreign capital redemption policies

113 A capital redemption policy where the contract was made before...

Pre-9th April 2003 policy or contract: UK resident trustees

114 (1) In the case of a 2003 Act excluded policy...

Pre-9th April 2003 policy or contract: loans to trustees

115 (1) This paragraph makes provision for the application of section...

Pre-9th April 2003 policy: excepted group life policies

116 (1) Sub-paragraph (2) applies to a policy if—

Pre-3rd March 2004 policy or contract: calculation of deficiencies

117 (1) In the case of a 2004 Act excluded policy...

Pre-1st January 2005 contracts for immediate needs annuities: income tax treated as paid

118 (1) A contract for a life annuity made before 1st...

Part 7 — SAVINGS AND INVESTMENT INCOME: GAINS FROM CONTRACTS
FOR LIFE INSURANCE ETC. (PERSONAL PORTFOLIO BONDS)

Pre-17th March 1998 contract or policy: conditions to be met for contract or policy not to be a personal portfolio bond

119 For the purposes of Chapter 9 of Part 4, a...

The date condition

120 (1) A policy meets the date condition if it is...

The non-variation condition

121 (1) A policy or contract meets the non-variation condition if...

The first selection condition

122 A policy or contract meets the first selection condition at...

The second selection condition

123 (1) A policy or contract meets the second selection condition...

Policy holders becoming UK resident after 17th March 1998

124 (1) This paragraph applies to a policy or contract if—...

Status: Point in time view as at 11/07/2023.

Changes to legislation: Income Tax (Trading and Other Income) Act 2005 is up to date with all changes known to be in force on or before 20 August 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)

Policy holders becoming permanently UK resident after 17th March 1998

125 (1) This paragraph applies to a policy or contract if—...

Meaning of “permitted index”

126 In this Part of this Schedule “permitted index” means an...

Meaning of “permitted property”

127 (1) In this Part of this Schedule “permitted property”, in...

Other definitions

128 (1) In this Part of this Schedule “security” has the...

Part 8 — MISCELLANEOUS INCOME

Intellectual property: contributions to expenditure not made by public bodies nor eligible for tax relief

129 Section 604 applies with the omission of subsection (3)(b) in...

Certain telecommunication rights

130 Chapter 4 of Part 5 does not apply to an...

131 (1) That Chapter also does not apply to an IRU...

Income treated as income of settlor: exception for pension income

132 (1) Subject to sub-paragraph (4), section 627 applies before 6th...

Amounts treated as income of settlor: income paid to unmarried minor children of settlor

133 (1) In relation to income which— (a) arises under a...

Amounts treated as income of settlor: capital sums paid to settlor by trustees of settlement

134 (1) In relation to any case which involves any previous...

Amounts treated as income of settlor: capital sums paid to settlor by body connected with settlement

135 In relation to any capital sum paid to the settlor...

Beneficiaries' income from estates in administration: basic amounts

136 (1) Sub-paragraph (2) applies if any previous tax year to...

Beneficiaries' income from estates in administration: income treated as bearing income tax

137 A sum treated as part of the aggregate income of...

Part 9 — EXEMPT INCOME

Ulster savings certificates

138 In the case of certificates acquired before 27th July 1981,...

SAYE interest

139 Any scheme which was certified as mentioned in section 326(2)(c),...

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140 A European authorised institution arrangement is not an institutional arrangement...

141 (1) Neither— (a) the Treasury specification rules, nor

Venture capital trust dividends: shares acquired before the tax year 2004-05

142 In the case of dividends paid in respect of shares...

Purchased life annuity payments: old determinations concerning capital elements

143 (1) Any determination in relation to an annuity as to...

Purchased life annuity payments: carry forward of excess capital elements

144 (1) This paragraph applies if, in the case of an...

Purchased life annuity payments: penalty for false statements

145 (1) Section 723(7) (liability to penalty for false statements and...

Certain annual payments by individuals

146 (1) Sections 727 (exemption for certain annual payments by individuals)...

Annual payments for non-taxable consideration

147 Section 729 (exemption for payments for non-taxable consideration) applies in...

Periodical payments of personal injury damages etc.

148 (1) Subject to sub-paragraphs (4) and (5), sections 731, 733...
Part 10 — FOSTER-CARE RELIEF

149 (1) This paragraph applies if— (a) a disposal event is...
Part 11 — FOREIGN INCOME: SPECIAL RULES

Relevant foreign income charged on remittance basis: income arising before the tax year 2005-06

150 A claim may be made under section 831 (claim for...

Relevant foreign income charged on remittance basis: delayed remittances

151 (1) The fact that income arose in a tax year...

Relief for backdated pensions charged on arising basis

152 The fact that the earlier year referred to in subsections...

Unremittable income that arose before the tax year 2005-06

153 (1) A claim may be made under section 842 (claim...
Part 12 — OTHER PROVISIONS

Unpaid remuneration: non-trades and non-property businesses

154 (1) This paragraph applies for the purposes of section 865....

Status: Point in time view as at 11/07/2023.

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Employee benefit contributions: non-trades and non-property businesses

- 155 Section 866 does not apply to deductions that would otherwise...
156 (1) Subject to sub-paragraph (3), section 866 applies before 6th...

Crime-related payments: non-trades and non-property businesses

- 157 Section 870(2)(b) does not apply to expenditure which was incurred...

Apportionment of miscellaneous profits or losses to tax years before tax year 2005-06

- 158 (1) This paragraph applies if— (a) a relevant period of...

General deduction rules

- 159 Neither— (a) the inclusion of rules in section 582 for...

Section 820 of ICTA

- 160 Section 820 of ICTA (application of Income Tax Acts from...

Amendments of Part 4 of FA 2004 (pension schemes etc.)

- 161 The amendments made by paragraphs 644 to 651 and 655...

SCHEDULE 3 — Repeals and revocations

SCHEDULE 4 — Abbreviations and defined expressions

Part 1 — ABBREVIATIONS OF ACTS

Part 2 — INDEX OF EXPRESSIONS DEFINED IN THIS ACT ETC.

Status:

Point in time view as at 11/07/2023.

Changes to legislation:

Income Tax (Trading and Other Income) Act 2005 is up to date with all changes known to be in force on or before 20 August 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.