



Income Tax (Trading and Other Income) Act 2005

2005 CHAPTER 5

PART 8

FOREIGN INCOME: SPECIAL RULES

CHAPTER 3

RELEVANT FOREIGN INCOME CHARGED ON ARISING BASIS: DEDUCTIONS AND RELIEFS

[^{F1}840A Claims under section 840

- (1) A claim under section 840 must be made [^{F2}not more than 4 years after the end of] the tax year for which the relief is claimed.
- (2) All adjustments (by way of repayment of tax, assessment or otherwise) are to be made which are necessary to give effect to section 840.
- (3) Those adjustments may be made at any time, despite anything to the contrary in the Income Tax Acts.
- (4) A person's personal representatives may make any claim under section 840 which the person might have made.
- (5) If a person dies—
 - (a) any tax paid by the person and repayable because of a claim under section 840 is to be repaid to the personal representatives, and
 - (b) the person's personal representatives are liable for any additional tax which arises because of a claim under that section.
- (6) If subsection (5)(b) applies, the additional tax—
 - (a) is to be assessed on the personal representatives, and
 - (b) is a debt due and payable out of the estate.]

Changes to legislation: *There are currently no known outstanding effects for the Income Tax (Trading and Other Income) Act 2005, Section 840A. (See end of Document for details)*

Textual Amendments

- F1** S. 840A inserted (with effect in accordance with Sch. 7 para. 81 of the amending Act) by [Finance Act 2008 \(c. 9\)](#), [Sch. 7 para. 69](#)
- F2** Words in s. 840A(1) substituted (1.4.2010) by [Finance Act 2008 \(c. 9\)](#), s. 118(2), [Sch. 39 para. 53](#); [S.I. 2009/403](#), art. 2(2) (with art. 10)

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