



Income Tax Act 2007

2007 CHAPTER 3

PART 9

SPECIAL RULES ABOUT SETTLEMENTS AND TRUSTEES

CHAPTER 3

SPECIAL RATES FOR TRUSTEES' INCOME

481 Other amounts to be charged at special rates for trustees

- (1) This section applies if—
- (a) the trustees of a settlement are liable for income tax on an amount of a type set out in section 482,
 - (b) the trustees are not trustees of a unit trust scheme, and
 - (c) the amount is not income arising under a [^{F1}charitable trust].
- (2) Income tax is charged on the amount at one of the rates referred to in this section instead of at the rate which would otherwise apply (for which see Chapter 2 of Part 2 (rates at which income tax is charged)).
- This is subject to subsection (5).
- (3) If the amount is within Type 1 [^{F2}or Type 12] as set out in section 482, income tax is charged on the amount at the dividend trust rate.
- (4) Otherwise, income tax is charged on the amount at the trust rate.
- (5) Income tax is not to be charged as mentioned in subsection (2) so far as the amount—
- (a) is accumulated or discretionary income,
 - (b) would be accumulated or discretionary income apart from section 480(3)(a) or (c), or
 - (c) is income from property within subsection (6).

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- (6) Property is within this subsection if it is held for the purposes of a superannuation fund to which section 615(3) of ICTA (superannuation funds relating to undertakings outside the UK) applies.

Textual Amendments

- F1** Words in s. 481(1)(c) substituted (8.3.2012) (with effect in accordance with art. 17 of the commencing S.I.) by [Finance Act 2010 \(c. 13\)](#), [Sch. 6 paras. 23\(3\), 34\(2\)](#); S.I. 2012/736, art. 17
- F2** Words in s. 481(3) inserted (with effect in accordance with s. 19(10) of the amending Act) by [Finance Act 2015 \(c. 11\)](#), [s. 19\(7\)](#)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 24B inserted by [2023 c. 30 Sch. 2 para. 10\(3\)](#)
- s. 788(7) inserted by [2007 c. 29 Sch. 21 para. 161\(b\)](#) (The amending provision was repealed before coming into force.)