



Income Tax Act 2007

2007 CHAPTER 3

PART 13

TAX AVOIDANCE

CHAPTER 1

TRANSACTIONS IN SECURITIES

Procedure for counteraction of income tax advantages

699 Limit on amount assessed in section 689 and 690 cases

- (1) This section applies if a counteraction notice is served in a case where the income tax advantage—
 - (a) consists of the avoidance of a charge to income tax, and
 - (b) is obtained by a person in circumstances falling within—
 - section 689 (receipt of consideration in connection with relevant company distribution (circumstance D)), or
 - section 690 (receipt of assets of relevant company (circumstance E)).
- (2) The amount of income tax which may be specified in an assessment made in accordance with the notice must not exceed the qualifying distribution equivalent.
- (3) The qualifying distribution equivalent is the amount of income tax for which the person would be liable if—
 - (a) the person received a qualifying distribution on the date on which the consideration mentioned in section 689 or, as the case may be, section 690 is received, and
 - (b) that distribution were of an amount equal to the amount or value of that consideration.

Status:

Point in time view as at 01/04/2009. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the Income Tax Act 2007, Section 699.