

Status: Point in time view as at 01/04/2009.

Changes to legislation: Corporation Tax Act 2009, Cross Heading: Application of Part 15 etc to films that commenced principal photography before 1 January 2007 but were not completed before that date is up to date with all changes known to be in force on or before 04 July 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)

SCHEDULES

SCHEDULE 2

TRANSITIONALS AND SAVINGS

PART 17

FILM PRODUCTION

Application of Part 15 etc to films that commenced principal photography before 1 January 2007 but were not completed before that date

- 130 (1) The Treasury may make provision by regulations for the application of the provisions of—
- (a) Part 15 or section 812 of this Act, and
 - (b) Chapter 3 of Part 3 of FA 2006 and any enactment amended by that Chapter, in relation to films that commenced principal photography before 1 January 2007 but were not completed before that date.
- (2) The regulations may provide for such adaptations and modifications of—
- (a) the provisions mentioned in sub-paragraph (1), and
 - (b) any other provision of the Corporation Tax Acts, as appear to the Treasury appropriate for that purpose.
- (3) The regulations may—
- (a) provide that the provisions of Part 15 or section 812 of this Act (or any specified provisions of that Part or section) or Chapter 3 of Part 3 of FA 2006 (or any specified provisions of that Chapter) have effect as if they had been in force at all material times,
 - (b) require or authorise the making or amendment of returns, or the making of assessments, in relation to past accounting periods or tax years (whenever beginning), and
 - (c) authorise the making of any such return, amendment or assessment despite any limitation on the time within which a return, amendment or assessment may normally be made.
- 131 (1) In accordance with Part 1 of this Schedule, the Corporation Tax (Taxation of Films) (Transitional Provisions) Regulations 2007 (S.I. 2007/1050) have effect as if made under paragraph 130 above.
- (2) For that purpose they are amended as follows.
- (3) In regulation 1(2) for “(films and sound recordings)” substitute “ and Part 15 and section 812 of the Corporation Tax Act 2009 (film production) ”.
- (4) Omit regulation 2.

Status: Point in time view as at 01/04/2009.

Changes to legislation: Corporation Tax Act 2009, Cross Heading: Application of Part 15 etc to films that commenced principal photography before 1 January 2007 but were not completed before that date is up to date with all changes known to be in force on or before 04 July 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)

- (5) In regulation 3 for “Chapter 3 of Part 3” substitute “ Part 15 and section 812 of the Corporation Tax Act 2009, Chapter 3 of Part 3 of the Finance Act 2006 ”.
- (6) In regulation 4 for “section 32” substitute “ section 1182 of the Corporation Tax Act 2009 ” (and make a corresponding change in the heading for regulation 4).
- (7) In regulation 5 for “section 40” substitute “ section 1197 of the Corporation Tax Act 2009 ” (and make a corresponding change in the heading for regulation 5).
- (8) In regulation 6(1) after “section 46” insert “ of the Finance Act 2006 ” (and make a corresponding change in the heading for regulation 6).
- (9) In regulation 7(1) after “section 47” insert “ of the Finance Act 2006 ” (and make a corresponding change in the heading for regulation 7).
- (10) For regulation 8 substitute—

Modification of section 812 of the Corporation Tax Act 2009 (intangible fixed assets: films)

- “8 In section 812(1) of the Corporation Tax Act 2009—
- (a) in paragraph (a) for “that began principal photography before 1st January 2007” substitute “ to which Chapter 2 of Part 15 of the Corporation Tax Act 2009 does not apply ”, and
 - (b) in paragraph (b) for “1st October 2007” substitute “31st March 2008”.

- (11) For regulation 9 substitute—

Modification of section 1188 of the Corporation Tax Act 2009 (taxation of activities of film production company)

- “9 In section 1188(1) of the Corporation Tax Act 2009 (taxation of activities of film production company) after “a film” insert “if the film—
- (a) is certified by the Secretary of State under Schedule 1 to the Films Act 1985 as a British film for the purposes of film tax relief, and
 - (b) is intended for theatrical release at the time principal photography commences”

- (12) In regulation 10(1) after “Schedule 5” insert “ to the Finance Act 2006 ” (and make a corresponding change in the heading for regulation 10).
- (13) Omit regulation 10(2).
- (14) In regulation 10(5) for the words after “sections 46 and 47” substitute “ of the Finance Act 2006 (films: withdrawal of existing reliefs) and section 1188(1) of the Corporation Tax Act 2009 (taxation of activities of film production company) ”.
- (15) In regulation 13(1)—
 - (a) for “Chapter 3 of Part 3” substitute “ Part 15 or section 812 of the Corporation Tax Act 2009, of Chapter 3 of Part 3 of the Finance Act 2006 ”, and
 - (b) for “whether before or after the commencement of that Chapter” substitute “ whenever beginning ”.

Status:

Point in time view as at 01/04/2009.

Changes to legislation:

Corporation Tax Act 2009, Cross Heading: Application of Part 15 etc to films that commenced principal photography before 1 January 2007 but were not completed before that date is up to date with all changes known to be in force on or before 04 July 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.