



# Corporation Tax Act 2010

## 2010 CHAPTER 4

### PART 6

#### CHARITABLE DONATIONS RELIEF

### CHAPTER 2

#### CERTAIN PAYMENTS TO CHARITY

#### *Interpretation*

#### **200 Company wholly owned by a charity**

- (1) For the purposes of this Chapter a company is wholly owned by a charity if condition A or B is met.
- (2) Condition A is that—
  - (a) the company has an ordinary share capital, and
  - (b) every part of that share capital is owned by a charity (whether or not the same charity).
- (3) Condition B is that—
  - (a) the company is limited by guarantee, and
  - (b) every beneficiary of the company is or must be a charity or a company wholly owned by a charity.
- (4) Ordinary share capital of a company is treated as owned by a charity if a charity—
  - (a) directly or indirectly owns that share capital within the meaning of Chapter 3 of Part 24, or
  - (b) would be taken so to own it if references in that Chapter to a body corporate included references to a charity which is not a body corporate.

---

**Changes to legislation:** Corporation Tax Act 2010, Section 200 is up to date with all changes known to be in force on or before 09 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) View outstanding changes

---

[<sup>F1</sup>(4A) In the case of a charity which is a registered club, ordinary share capital of a company is treated as owned by a charity if the charity beneficially owns that share capital.]

- (5) A beneficiary of a company is a person who—
- (a) is beneficially entitled to participate in the company's divisible profits, or
  - (b) will be beneficially entitled to share in any of the company's net assets available for distribution on its winding up.

---

**Textual Amendments**

- F1** S. 200(4A) inserted (with effect in accordance with s. 35(13)(14) of the amending Act) by [Finance Act 2014 \(c. 26\)](#), [s. 35\(4\)](#)
- 

**Modifications etc. (not altering text)**

- C1** S. 200 applied (with modifications) by 2007 c. 3, s. 809ZJ(9) (as inserted (with effect in accordance with Sch. 3 paras. 27, 28 of the amending Act) by [Finance Act 2011 \(c. 11\)](#), [Sch. 3 para. 1](#))

**Changes to legislation:**

Corporation Tax Act 2010, Section 200 is up to date with all changes known to be in force on or before 09 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.

[View outstanding changes](#)

**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. 357CHA omitted by [2024 c. 3 Sch. 2 para. 14\(7\)](#)
- s. 658(1)(d)(e) inserted by [2010 c. 13 Sch. 6 para. 31](#) (This amendment not applied to [legislation.gov.uk](#). Sch. 6 para. 31 omitted (retrospective to 6.4.2010) by virtue of Finance Act 2012 (c. 14), s. 52(2) (3))