
Changes to legislation: There are currently no known outstanding effects for the Finance Act 2021, Paragraph 8. (See end of Document for details)

SCHEDULES

SCHEDULE 32

THE GAAR AND PARTNERSHIPS

PART 2

MINOR AND CONSEQUENTIAL AMENDMENTS TO PART 5 OF FA 2013

8 After section 212A insert—

“212B Penalty: partnerships

- (1) This section applies if, in respect of a partnership—
 - (a) the responsible partner has been given a notice under—
 - (i) paragraph 12 of Schedule 43,
 - (ii) paragraph 8 or 9 of Schedule 43A, or
 - (iii) paragraph 8 of Schedule 43B,stating that a tax advantage is to be counteracted, and
 - (b) the tax advantage, so far as arising to a partner (P) in the partnership, has been counteracted by the making of adjustments under section 209.
- (2) P is liable to pay a penalty of an amount equal to 60% of the value of the counteracted tax advantage.
- (3) Schedule 43C—
 - (a) gives the meaning of “the value of the counteracted tax advantage”, and
 - (b) makes other provision in relation to penalties under this section.
- (4) For the meaning of “the responsible partner” see paragraph 2 of Schedule 43D.”

Changes to legislation:

There are currently no known outstanding effects for the Finance Act 2021, Paragraph 8.