



Finance (No. 2) Act 2023

2023 CHAPTER 30

PART 5

ELECTRICITY GENERATOR LEVY

Groups, partnerships and joint ventures

291 Qualifying partnerships

- (1) A “qualifying partnership”, in relation to a generating undertaking, means a partnership that operates a relevant generating station whose partners include—
 - (a) in the case of a generating undertaking that is a company, that company, or
 - (b) in the case of a generating undertaking that is a group, at least one partner who is not a member of the group and at least one partner who is a member of the group.
- (2) For the purposes of [subsection \(1\)](#) of [section 282](#), the qualifying proportion for a qualifying period in relation to a generating undertaking that is a company and a qualifying partnership in relation to that undertaking is the proportion of the partnership’s profits represented by the undertaking’s share of those profits.
- (3) For the purposes of that subsection, the qualifying proportion for a qualifying period in relation to a generating undertaking that is a group and a qualifying partnership in relation to that undertaking is the proportion of the partnership’s profits represented by the sum of the shares of those profits of each partner that is a member of the undertaking.
- (4) Part 17 of CTA 2009 (partnerships) applies for the purposes of [this section](#) as it applies for the purposes of corporation tax.