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STATUTORY INSTRUMENTS

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**2006 No. 964**

**The Authorised Investment Funds (Tax) Regulations 2006**

**PART 2**

**THE TAX TREATMENT OF AUTHORISED INVESTMENT FUNDS**

*Loan relationships and derivative contracts: exclusion of capital profits, gains or losses*

**General rule for loan relationships: exclusion of capital profits, gains or losses**

**10.**—(1) This regulation applies if any profits, gains or losses arising to an authorised investment fund from a creditor relationship in an accounting period are capital profits, gains or losses.

(2) For the purposes of Chapter 2 of Part 4 of FA 1996 <sup>M1</sup> (loan relationships) those profits, gains or losses must not be brought into account as credits or debits.

(3) Regulation 12 explains what is meant by “capital profits, gains or losses” in the case of an authorised investment fund that prepares accounts in accordance with UK generally accepted accounting practice.

[<sup>F1</sup>(4) This regulation is subject to regulation 14B (tax treatment of qualified investor schemes.)]

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**Textual Amendments**

**F1** Reg. 10(4) inserted (1.1.2009) by [The Authorised Investment Funds \(Tax\) \(Amendment No. 3\) Regulations 2008 \(S.I. 2008/3159\)](#), regs. 1(1), 5

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**Marginal Citations**

**M1** 1996 c. 8.

**Status:**

Point in time view as at 01/01/2009.

**Changes to legislation:**

There are currently no known outstanding effects for the The Authorised Investment Funds (Tax) Regulations 2006, Section 10.