



# Capital Allowances Act 2001

## 2001 CHAPTER 2

### PART 2

#### PLANT AND MACHINERY ALLOWANCES

#### CHAPTER 12

#### SHIPS

#### *Deferment of balancing charges*

#### **135 Claim for deferment**

- (1) A person (“the shipowner”) who is liable to a balancing charge for a chargeable period may claim deferment of all or part of the charge if—
  - (a) in the chargeable period there is a disposal event (“the relevant disposal event”) in respect of a ship (“the old ship”),
  - (b) the old ship—
    - (i) was provided for the purposes of a qualifying activity carried on by the shipowner, and
    - (ii) was owned by the shipowner at some time in the chargeable period, and
  - (c) the conditions in section 136 are met.
- (2) The amount which may be deferred is subject to the limit in section 138.
- (3) For income tax purposes, a claim for deferment must be made on or before the normal time limit for amending a tax return for the tax year in which the relevant chargeable period ends.
- (4) “The relevant chargeable period” means the chargeable period for which the shipowner is liable to the balancing charge.

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*Changes to legislation: There are currently no known outstanding effects for the Capital Allowances Act 2001, Section 135. (See end of Document for details)*

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- (5) For corporation tax purposes, Part IX of Schedule 18 to FA 1998 applies in relation to the making of a claim for deferment as it applies in relation to the making of a claim for an allowance.

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

- C1** S. 135(1) excluded (with effect in accordance with s. 13(8) of the amending Act) by [Finance Act 2021 \(c. 26\), s. 13\(7\)](#)
- C2** S. 135(1) excluded (with effect in accordance with s. 12(12) of the amending Act) by [Finance Act 2021 \(c. 26\), s. 12\(10\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Capital Allowances Act 2001, Section 135.