



Capital Allowances Act 2001

2001 CHAPTER 2

PART 2

PLANT AND MACHINERY ALLOWANCES

CHAPTER 14

FIXTURES

Introduction

174 Meaning of “equipment lease” and “lease”

- (1) In this Chapter “equipment lease” means—
- an agreement entered into in the circumstances given in subsection (2), or
 - a lease entered into under or as a result of such an agreement.
- (2) The circumstances are that—
- a person incurs capital expenditure on the provision of plant or machinery for leasing,
 - an agreement is entered into for the lease, directly or indirectly from that person, of the plant or machinery to another person,
 - the plant or machinery becomes a fixture, and
 - the agreement is not an agreement for the plant or machinery to be leased as part of the relevant land.
- (3) In this Chapter—
- “equipment lessor” means the person from whom (directly or indirectly) the equipment lease provides for the plant or machinery to be leased, and
- “equipment lessee” means the person to whom the equipment lease provides for the plant or machinery to be leased.

Changes to legislation: *There are currently no known outstanding effects for the Capital Allowances Act 2001, Section 174. (See end of Document for details)*

- (4) Except in the context of leasing plant or machinery, any reference in this Chapter to a lease is to—
- (a) any leasehold estate in or, in Scotland, lease of, the land (whether in the nature of a head-lease, sub-lease or under-lease), or
 - (b) any agreement to acquire such an estate or, in Scotland, lease;
- and, in relation to such an agreement, “grant” is to be read accordingly.

Changes to legislation:

There are currently no known outstanding effects for the Capital Allowances Act 2001, Section 174.