



Capital Allowances Act 2001

2001 CHAPTER 2

PART 2

PLANT AND MACHINERY ALLOWANCES

CHAPTER 14

FIXTURES

Persons who are treated as owners of fixtures

182 Purchaser of land discharging obligations of equipment lessee

(1) If—

- (a) after any plant or machinery has become a fixture, a person (“the purchaser”) acquires an interest in the relevant land,
- (b) that interest was in existence before the purchaser’s acquisition of it,
- (c) before that acquisition, the plant or machinery was let under an equipment lease, and
- (d) in connection with that acquisition, the purchaser pays a capital sum to discharge the obligations of the equipment lessee under the equipment lease,

the purchaser is to be treated, on and after the time of the acquisition, as the owner of the fixture as a result of incurring expenditure, consisting of that capital sum, on the provision of the fixture.

[^{F1}(2) Subsection (1) does not apply, and is to be treated as never having applied, if, immediately after the time of the acquisition, a person has a prior right in relation to the fixture.

(3) Section 181(3)(test for whether person has a prior right) applies for the purposes of subsection (2).]

Changes to legislation: There are currently no known outstanding effects for the
Capital Allowances Act 2001, Section 182. (See end of Document for details)

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Textual Amendments

- F1** S. 182(2)(3) substituted (with effect as mentioned in s. 69(2) of the amending Act) by [Finance Act 2001 \(c. 9\)](#), s. 69(1), **Sch. 21 para. 2(3)**
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Modifications etc. (not altering text)

- C1** S. 182(1) modified (E.W.S.) (8.6.2005) by [Railways Act 2005 \(c. 14\)](#), s. 60(2), **Sch. 10 para. 14(2)(d)**; [S.I. 2005/1444](#), art. 2(1), Sch. 1
- C2** S. 182(1) modified (7.8.2015) by [The Housing and Regeneration Transfer Schemes \(Tax Consequences\) Regulations 2015 \(S.I. 2015/1540\)](#), regs. 1, **8(4)(b)** (with regs. 3, 8(1)(6))

Changes to legislation:

There are currently no known outstanding effects for the Capital Allowances Act 2001, Section 182.