



# Capital Allowances Act 2001

## 2001 CHAPTER 2

### PART 1

#### INTRODUCTION

#### [<sup>F1</sup>CHAPTER 1A

#### TRADES ATTRACTING NORTHERN IRELAND RATE OF CORPORATION TAX

#### [<sup>F1</sup>6C “NI rate activity”

- (1) In this Act “NI rate activity” means—
- (a) a qualifying trade carried on by [<sup>F2</sup>an SME (Northern Ireland employer) company], except to the extent that it is an excluded activity,
  - (b) a qualifying trade, other than an excluded financial trade, carried on by a NIRE company, to the extent that the trade—
    - (i) is carried on through a Northern Ireland regional establishment of the company, and
    - (ii) does not consist of an excluded activity,
  - (c) the back-office activities of an excluded financial trade carried on by [<sup>F3</sup>an SME (Northern Ireland employer) company] which has made an election for the purposes of section 357KB(2) of CTA 2010,
  - (d) the back-office activities of an excluded financial trade carried on by a NIRE company which has made an election for the purposes of section 357KB(2) of CTA 2010, to the extent that those activities are carried on through the Northern Ireland regional establishment of the company,
  - (e) a qualifying partnership trade carried on by a Northern Ireland Chapter 6 firm, except to the extent that it is an excluded activity,
  - (f) a qualifying partnership trade, other than an excluded financial trade, carried on by a Northern Ireland Chapter 7 firm, to the extent that the trade—
    - (i) is carried on through a Northern Ireland regional establishment of the partnership, and

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*Changes to legislation: There are currently no known outstanding effects for the Capital Allowances Act 2001, Section 6C. (See end of Document for details)*

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- (ii) does not consist of an excluded activity,
- (g) the back-office activities of an excluded financial trade carried on by a Northern Ireland Chapter 6 firm which has made an election for the purposes of section 357WB(2) of CTA 2010, or
- (h) the back-office activities of an excluded financial trade carried on by a Northern Ireland Chapter 7 firm which has made an election for the purposes of section 357WB(2) of CTA 2010, to the extent that those activities are carried on through the Northern Ireland regional establishment of the partnership.
- (2) In subsection (1)—
- “back-office activities” has the same meaning as in Part 8B of CTA 2010 (see section 357XI of that Act);
- “excluded financial trade” means a trade that is an excluded trade for the purposes of Part 8B of CTA 2010 merely because it falls within one or more of the following provisions of that Act—
- (a) section 357XB (lending and investment),
- (b) section 357XC (investment management), or
- (c) section 357XE (re-insurance trade);
- “Northern Ireland regional establishment” has the same meaning as in Part 8B of CTA 2010 (see Chapter 5 of that Part as read, in relation to a partnership, with section 357WA(4) of that Act);
- “qualifying partnership trade” has the same meaning as in Part 8B of CTA 2010 (see section 357WB of that Act);
- “qualifying trade” has the same meaning as in Part 8B of CTA 2010 (see section 357KB of that Act).]

#### Textual Amendments

- F1** Pt. 1 Ch. 1A inserted (with effect in accordance with s. 5 of the amending Act) by [Corporation Tax \(Northern Ireland\) Act 2015 \(c. 21\)](#), [Sch. 1 para. 2](#)
- F2** Words in s. 6C(1)(a) substituted (16.11.2017) by [Finance \(No. 2\) Act 2017 \(c. 32\)](#), [Sch. 7 para. 24\(a\)](#)
- F3** Words in s. 6C(1)(c) substituted (16.11.2017) by [Finance \(No. 2\) Act 2017 \(c. 32\)](#), [Sch. 7 para. 24\(a\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Capital Allowances Act 2001, Section 6C.