



Corporation Tax Act 2009

2009 CHAPTER 4

PART 8

INTANGIBLE FIXED ASSETS

CHAPTER 16

PRE-FA 2002 ASSETS ETC

Assets treated as pre-FA 2002 assets

893 Assets whose value derives from pre-FA 2002 assets

- (1) This section applies if—
 - (a) [^{F1}during the period beginning with 1 April 2002 and ending with 30 June 2020] a company (“the acquiring company”) acquires an intangible fixed asset (“the acquired asset”) from a person (“the transferor”),
 - (b) the acquired asset is created on or after 1 April 2002,
 - (c) at the time of the acquisition the transferor and the acquiring company are related parties,
 - (d) the value of the acquired asset derives in whole or in part from any other asset (“the other asset”), and
 - (e) the other asset meets the preserved status conditions (see section 894).
- (2) In the hands of the acquiring company the acquired asset is treated for the purposes of this Part as a pre-FA 2002 asset so far as its value derives from the other asset.
- (3) If only part of the value of the acquired asset derives from the other asset—
 - (a) this Part applies as if there were a separate asset representing the part of the value that does not so derive, and
 - (b) the alternative enactments apply as if there were a separate asset representing the part of the value that does so derive.

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- (4) In subsection (3) “the alternative enactments” means the enactments that apply where this Part does not apply.
- (5) For the purposes of this section the cases in which the value of an asset may be derived from any other asset include any case where—
- (a) assets have been merged or divided,
 - (b) assets have changed their nature, or
 - (c) rights or interests in or over assets have been created or extinguished.
- (6) Section 894 supplements this section.

Textual Amendments

- F1** Words in s. 893(1)(a) substituted (with effect in accordance with s. 31(14)(15) of the amending Act) by [Finance Act 2020 \(c. 14\), s. 31\(11\)](#)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Blanket amendment words substituted by [S.I. 2011/1043 art. 34](#)

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 322(2A)(zb) inserted by [2016 c. 24 s. 73\(5\)](#)
- s. 934(1A)(1B) inserted by [2023 c. 30 Sch. 2 para. 12\(2\)](#)
- s. 962(3A) inserted by [2023 c. 30 Sch. 2 para. 12\(5\)\(b\)](#)
- s. 962A(3A) inserted by [2023 c. 30 Sch. 2 para. 12\(6\)\(b\)](#)
- s. 963(1A) inserted by [2023 c. 30 Sch. 2 para. 12\(7\)\(a\)](#)
- s. 1058B(5)(ea) inserted by [2023 c. 20 Sch. para. 57](#)
- s. 1094(2A)-(2C) inserted by [2012 c. 14 Sch. 3 para. 13\(3\)](#)
- s. 1106(4A)-(4C) inserted by [2012 c. 14 Sch. 3 para. 14\(3\)](#)
- s. 1138A applied by [S.I. 2024/348 reg. 3](#)