
Changes to legislation: There are currently no known outstanding effects for the Finance Act 2010, Paragraph 3. (See end of Document for details)

SCHEDULES

SCHEDULE 5

LEASED ASSETS

Arrangements reducing disposal value of asset

- 3 (1) In Chapter 5 of Part 2 of CAA 2001 (plant and machinery: general provisions about charges and allowances), after section 64 insert—

“64A Leased assets: arrangements reducing disposal value of asset

(1) Where—

- (a) plant or machinery (“the asset”) is subject to a lease,
- (b) a disposal event occurs with the result that a disposal value in respect of the asset is to be brought into account under Item 1, 2 or 7 of the Table in section 61(2), and
- (c) arrangements have been entered into that have the effect of reducing the disposal value of the asset in so far as it is attributable to rentals payable under the lease,

the disposal value is to be determined as if the arrangements had not been entered into.

(2) Subsection (1) does not apply if—

- (a) the arrangements take the form of a transfer of relevant receipts within section 809AZA of ITA 2007 and the relevant amount has been treated as income under section 809AZB of that Act, or
- (b) the arrangements take the form of a transfer of relevant receipts within section 752 of CTA 2010 and the relevant amount has been treated as income under section 753 of that Act.”

- (2) The amendment made by sub-paragraph (1) has effect in relation to disposal events taking place on or after 9 December 2009.

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