



Finance Act 2010

2010 CHAPTER 13

PART 3

OTHER PROVISIONS

Income tax: benefits in kind

58 Zero and low emission vehicles

- (1) Chapter 6 of Part 3 of ITEPA 2003 (taxable benefits: cars, vans and related benefits) is amended as follows.
- (2) ^{F1}.....
- (3) ^{F1}.....
- (4) ^{F1}.....
- (5) ^{F1}.....
- (6) Omit subsection (5A).
- (7) Section 140 (cars first registered in 1998 or later without emissions figure) is amended as follows.
- (8) In subsection (3), for the words after “year is” substitute—
 - (a) the special percentage if the car cannot in any circumstances emit CO₂ by being driven, and
 - (b) 35% in any other case.”
- (9) After that subsection insert—

“(3A) The special percentage is—

 - (a) for the tax years 2010-11 to 2014-15, 0%, and
 - (b) for the tax year 2015-16 and subsequent tax years, 9%.”

Changes to legislation: There are currently no known outstanding effects for the Finance Act 2010, Section 58. (See end of Document for details)

- (10) Omit subsection (4).
- (11) In section 149(4) (car fuel benefit), for “for an electrically propelled vehicle” substitute “or any energy for a car which cannot in any circumstances emit CO₂ by being driven.”
- (12) In section 155 (vans), for subsections (1) to (3) substitute—
- “(1) The cash equivalent of the benefit of a van for a tax year is—
- (a) nil in a case to which subsection (2) applies, and
- (b) £3,000 in any other case.
- (2) This subsection applies if—
- (a) the restricted private use condition is met in relation to the van for the tax year, or
- (b) the van cannot in any circumstances emit CO₂ by being driven and the tax year is any of the tax years 2010-11 to 2014-15.”
- (13) In—
- (a) section 156(1) (reduction for periods when van unavailable), and
- (b) section 158(1) (reduction for payments for private use),
- for “155(2)(a) or (b)” substitute “ 155(1) ”.
- (14) In section 160 (van fuel benefit)—
- (a) in subsection (1), for “155(2)(b)” substitute “ 155(1)(b) ”, and
- (b) omit subsection (4).
- (15) In section 170(1A) (power to amend section 155(2)(a) and (3)(b))—
- (a) in paragraph (a), for “155(2)(a)” substitute “ 155(1)(a) ” and after “employee” insert “ or a zero-emission van ”, and
- (b) in paragraph (b), for “155(3)(b)” substitute “ 155(1)(b) ”.
- (16) In FA 2006, in section 59, omit subsection (7).
- (17) In FA 2009, in Schedule 28, omit paragraph 7.
- (18) The amendments made by subsections (2) to (16) have effect for the tax year 2010-11 and subsequent tax years.
- (19) The amendment made by subsection (17) is treated as always having had effect.
- (20) The amendment of section 142 of ITEPA 2003 made by paragraph 8 of Schedule 28 to FA 2009 has effect for the tax year 2010-11 (as well as for the tax year 2011-12 and subsequent tax years).

Textual Amendments

F1 [S. 58\(2\)-\(5\)](#) omitted (8.4.2010 with effect as mentioned in [s. 59\(5\)](#) of the amending Act) by virtue of [Finance Act 2010 \(c. 13\), s. 59\(4\)\(c\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Finance Act 2010, Section 58.