



Finance Act 2010

2010 CHAPTER 13

PART 3

OTHER PROVISIONS

Income tax: benefits in kind

59 Cars with CO₂ emissions figure

- (1) Chapter 6 of Part 3 of ITEPA 2003 (taxable benefits: cars, vans and related benefits) is further amended as follows.
- (2) For section 139 substitute—

“139 Cars with a CO₂ emissions figure: the appropriate percentage

- (1) The appropriate percentage for a year for a car with a CO₂ emissions figure depends on the car's CO₂ emissions figure.
- (2) If the car's CO₂ emissions figure is less than the relevant threshold for the year, the appropriate percentage for the year is—
 - (a) if the year is 2012-13, 2013-14 or 2014-15 and the car's CO₂ emissions figure for the year does not exceed 75 grams per kilometre driven, 5%, and
 - (b) otherwise, 10%.
- (3) If the car's CO₂ emissions figure is equal to the relevant threshold for the year, the appropriate percentage for the year is 11% (“the threshold percentage”).
- (4) If the car's CO₂ emissions figure exceeds the relevant threshold for the year, the appropriate percentage for the year is whichever is the lesser of—
 - (a) the threshold percentage increased by one percentage point for each 5 grams per kilometre driven by which the CO₂ emissions figure exceeds the relevant threshold for the year, and

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- (b) 35%.
- (5) The relevant threshold is 100 grams per kilometre driven.
- (6) If the car's CO₂ emissions figure is not a multiple of 5, it is to be rounded down to the nearest multiple of 5 for the purposes of subsections (3) and (4)(a).
- (7) This section is subject to—
 - (a) section 141 (diesel cars), and
 - (b) any regulations made by the Treasury under section 170(4) (power to reduce the appropriate percentage).”
- (3) In section 170 (Treasury orders and regulations varying various amounts)—
 - (a) omit subsection (2A) (power to vary limit in section 139(3A)), and
 - (b) in subsection (3)—
 - (i) for “ “lower” substitute “ “ relevant ”,
 - (ii) for “the Table in section 139(4)” substitute “ section 139(5) ”, and
 - (iii) for “2006” substitute “ 2013 ”.
- (4) In consequence of the amendments made by subsections (2) and (3), omit—
 - (a) in FA 2006, section 59,
 - (b) in FA 2009, in Schedule 28, paragraphs 6, 9 and 10(1), and
 - (c) in this Act, section 58(2) to (5).
- (5) The amendments made by this section have effect for the tax year 2012-13 and subsequent tax years.

Changes to legislation:

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