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*Changes to legislation: There are currently no known outstanding effects for the  
Agriculture Act 1993, Cross Heading: Distributions. (See end of Document for details)*

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## SCHEDULES

### SCHEDULE 2

#### PROVISIONS RELATING TO CARRYING OUT OF APPROVED SCHEME OF REORGANISATION

#### PART I

#### TAXATION PROVISIONS

**Modifications etc. (not altering text)**

**C1** Sch. 2 Pt. I modified (retrospectively) by 1996 c. 8, s. 203(1)

#### *Distributions*

- 16 (1) This paragraph applies to the following events—
- (a) the issue or transfer under an approved scheme on or before the vesting day under the scheme of any shares in, or securities of, a relevant body;
  - (b) the issue or transfer under an approved scheme to trustees of any shares in, or securities of, a company on terms which provide for the transfer of those shares or securities to persons by virtue of their being, or having been, registered producers;
  - (c) the conferring of any right under an approved scheme on or before the vesting day under the scheme, being a right to a distribution out of the assets of a relevant body;
  - (d) the conferring under an approved scheme on or before the vesting day under the scheme of any such right as is mentioned in paragraph (a), (b) or (c) of paragraph 26(1) below;
  - (e) the transfer under an approved scheme on or before the vesting day under the scheme of any property or rights of a milk marketing board, or of a subsidiary of such a board, to a qualifying body; and
  - (f) the transfer under an approved scheme on or before the vesting day under the scheme of any relevant asset of a milk marketing board, or of a subsidiary of such a board, to any person by virtue of his being, or having been, a registered producer.
- (2) None of the events to which this paragraph applies, and no combination of the events mentioned in paragraphs (a) (so far as relating to the issue or transfer of shares) and (e) of sub-paragraph (1) above, shall be regarded as—
- (a) a distribution for the purposes of the Corporation Tax Acts, or
  - (b) a capital distribution for the purposes of section 122 of the <sup>M1</sup>Taxation of Chargeable Gains Act 1992.
- (3) In this paragraph—

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- (a) “relevant asset” means an item of plant or machinery used for the production or storage of milk, dairy produce or any produce of which milk is an ingredient;
- (b) “relevant body” means—
  - (i) a relevant successor of a milk marketing board,
  - (ii) a subsidiary of such a board, or
  - (iii) a relevant successor of such a subsidiary; and
- (c) references to relevant successor—
  - (i) in relation to a milk marketing board, include a body to which shares held by the board in a subsidiary of its are transferred in circumstances in which paragraph 3 above applies, and
  - (ii) in relation to a subsidiary of such a board, include a body to which shares held by the subsidiary in a subsidiary of its are transferred in circumstances in which that paragraph applies.

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**Modifications etc. (not altering text)**

**C1** Sch. 2 Pt. I para. 16 modified (retrospectively with effect as mentioned in s. 203(6) of the amending Act) by 1996 c. 8, s. 203(6)(7)

**C2** Sch. 2 Pt. I para. 16(1) modified (retrospectively) by 1996 c. 8, s. 203(1)(3)

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**Marginal Citations**

**M1** 1992 c. 12.

**Changes to legislation:**

There are currently no known outstanding effects for the Agriculture Act 1993, Cross Heading: Distributions.