



Capital Allowances Act 2001

2001 CHAPTER 2

PART 2

PLANT AND MACHINERY ALLOWANCES

CHAPTER 14

FIXTURES

Cessation of ownership of fixtures

189 Identifying the qualifying interest in special cases

- (1) If—
 - (a) a person's qualifying interest is an agreement to acquire an interest in land, and
 - (b) that interest is subsequently transferred or granted to that person,the interest transferred or granted is to be treated as the qualifying interest.
- (2) If a person's qualifying interest ceases to exist as a result of its being merged in another interest acquired by that person, that other interest is to be treated as the qualifying interest.
- (3) If—
 - (a) the qualifying interest is a lease, and
 - (b) on its termination, a new lease of the relevant land (with or without other land) is granted to the lessee,the new lease is to be treated as the qualifying interest.
- (4) If—
 - (a) the qualifying interest is a licence, and
 - (b) on its termination, a new licence to occupy the relevant land (with or without other land) is granted to the licensee,

Status: This is the original version (as it was originally enacted).

the new licence is to be treated as the qualifying interest.

(5) If—

- (a) the qualifying interest is a lease, and
- (b) with the consent of the lessor, the lessee remains in possession of the relevant land after the termination of the lease without a new lease being granted to him,

the qualifying interest is to be treated as continuing so long as the lessee remains in possession of the relevant land.