



Capital Allowances Act 2001

2001 CHAPTER 2

PART 2

PLANT AND MACHINERY ALLOWANCES

CHAPTER 4

FIRST-YEAR QUALIFYING EXPENDITURE

Types of expenditure which may qualify for first-year allowances

- 41 Miscellaneous exclusions from section 40 (expenditure for Northern Ireland purposes etc.)**
- (1) Expenditure is not first-year qualifying expenditure under section 40 if—
- it is long-life asset expenditure,
 - it is expenditure on the provision of an aircraft or hovercraft, or
 - it is expenditure on the provision of a goods vehicle for the purposes of a trade which consists primarily of the conveyance of goods.
- (2) Expenditure is not first-year qualifying expenditure under section 40 if it is incurred on the provision of plant or machinery for use primarily in—
- agriculture, fishing or fish farming, or
 - any relevant activity carried out in relation to agricultural produce, fish or any fish product for the purpose of bringing it to market,
- unless it is authorised for the purposes of this section by the Department of Agriculture and Rural Development in Northern Ireland.
- (3) An authorisation given by the Department—
- may be given either generally or specially, and
 - may in any case be absolute or conditional;
- and, if the authorisation is given generally, it may be modified by the Department.

Status: This is the original version (as it was originally enacted).

- (4) An authorisation is given specially if it is given so as to apply only to a specified item of expenditure or a specified person; otherwise, it is given generally.
- (5) In this section—
- “agriculture” and “agricultural produce” have the same meaning as in section 6 of the European Communities Act 1972 (c. 68),
 - “fish” includes shellfish,
 - “fish farming” means the intensive rearing, on a commercial basis, of fish intended for human consumption,
 - “fishing” means a trade, or part of a trade, which consists of the catching or taking of fish,
 - “goods vehicle” has the same meaning as in the Road Traffic (Northern Ireland) Order 1995 (S.I.1995/2994 (N.I.18)),
 - “hovercraft” has the same meaning as in the Hovercraft Act 1968 (c. 59),
 - and
 - “relevant activity” means transportation, storage, preparation, processing or packaging.