



# Finance Act 2006

## 2006 CHAPTER 25

### PART 3

#### INCOME TAX, CORPORATION TAX AND CAPITAL GAINS TAX

### CHAPTER 9

#### MISCELLANEOUS PROVISIONS

##### *Insurance companies and policyholders*

#### **87 Qualifying policies: altering method for calculating benefits**

- (1) Schedule 15 to ICTA (provisions for determining whether an insurance policy is a “qualifying policy” for the purposes of the Tax Acts) is amended as follows.
- (2) In paragraph 18 (variations), in sub-paragraph (3) (paragraph does not apply by reason of certain variations), at the end insert “; or
  - (d) any variation which alters the method for calculating the benefits secured by the policy.”.
- (3) In paragraph 22 (certificates from body issuing policy), in sub-paragraph (3) (sub-paragraph (2) does not apply by reason of certain variations), at the end insert “; or
  - (c) any variation which alters the method for calculating the benefits secured by the policy.”.
- (4) In the case of a variation effected as part of, or in connection with, an insurance business transfer scheme, the amendments made by this section are deemed always to have had effect.
- (5) In any other case, the amendments made by this section have effect in relation to variations effected on or after 7th October 2005.
- (6) In this section an “insurance business transfer scheme” means—

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*Status: This is the original version (as it was originally enacted).*

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- (a) a scheme falling within section 105 of the Financial Services and Markets Act 2000 (c. 8),
- (b) a scheme sanctioned by a court under Part 1 of Schedule 2C to the Insurance Companies Act 1982 (c. 50), or
- (c) a scheme sanctioned by a court under section 49 of that Act or under any earlier enactment corresponding to that section,

and for the purposes of this subsection any reference to an enactment is a reference to the enactment as it had effect from time to time.