



Corporation Tax Act 2010

2010 CHAPTER 4

PART 15

TRANSACTIONS IN SECURITIES

Circumstances in which corporation tax advantages obtained or obtainable

738 Receipt of assets of relevant company (circumstance E)

- (1) This section applies in relation to a company (“the section 733 company”) if subsections (2) to (4) and (7) apply.
- (2) The section 733 company receives consideration in connection with—
 - (a) the direct or indirect transfer of assets of a relevant company (see section 739) to another such company, or
 - (b) any transaction in securities in which two or more relevant companies are concerned.
- (3) The consideration is or represents the value of assets which—
 - (a) are available for distribution by way of dividend by a relevant company,
 - (b) would have been so available apart from anything done by the relevant company, or
 - (c) are trading stock of a relevant company.
- (4) The consideration consists of any share capital or any security issued by a relevant company.
- (5) So far as subsection (4) relates to share capital other than redeemable share capital, it applies only so far as the share capital is repaid (in a winding up or otherwise).
- (6) The reference in subsection (5) to the repayment of share capital includes a reference to any distribution made in respect of any shares in a winding up or dissolution of the relevant company.

Changes to legislation: There are currently no known outstanding effects for the Corporation Tax Act 2010, Section 738. (See end of Document for details)

- (7) The section 733 company does not pay or bear corporation tax on income in respect of the consideration (apart from this Part).
- (8) In this section—
- (a) references to the receipt of consideration include references to the receipt of any money or money's worth,
 - (b) “security” includes securities not creating or evidencing a charge on assets, and
 - (c) “share” includes stock and any other interest of a member in a company.

Changes to legislation:

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