

---

**Changes to legislation:** Finance (No. 2) Act 2017, Paragraph 4 is up to date with all changes known to be in force on or before 02 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

---

## SCHEDULES

### SCHEDULE 7

#### TRADING PROFITS TAXABLE AT THE NORTHERN IRELAND RATE

##### PART 1

##### AMENDMENTS RELATING TO SMES

##### *Amendments of CTA 2010*

- 4 (1) Section 357KE (Northern Ireland workforce conditions) is amended as follows.
- (2) In subsection (2)—
- (a) omit the “and” at the end of paragraph (b), and
  - (b) at the end of paragraph (c) insert “, and
  - (d) in the case of a close company, or of a company which would be a close company if it were UK resident, individuals who are participators in the company.”
- (3) After subsection (7) insert—
- “(7A) In this section “participator” has the same meaning as in sections 1064 to 1067 (see sections 1068 and 1069).
- (7B) In determining for the purposes of this section the amount of working time that is spent in any place by a participator in the company, time spent by the participator in that place is to be included where—
- (a) the time is spent by the participator in providing services to a person other than the company (“the third party”), and
  - (b) condition A or B is met.
- (7C) Condition A is that the provision of the services results in a payment being made (whether directly or indirectly) to the company by—
- (a) the third party, or
  - (b) a person connected with the third party.
- (7D) Condition B is that—
- (a) the company holds a right that it acquired (whether directly or indirectly) from the participator, and
  - (b) any payment in connection with that right is made (whether directly or indirectly) to the company by—
    - (i) the third party, or
    - (ii) a person connected with the third party.
- (7E) Section 1122 (connected persons) applies for the purposes of this section.”

**Changes to legislation:**

Finance (No. 2) Act 2017, Paragraph 4 is up to date with all changes known to be in force on or before 02 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Sch. A1 para. 8(6)(b) omitted by [2022 c. 3 Sch. 1 para. 32\(b\)](#)
- Sch. A1 para. 8(2) substituted by [2022 c. 3 Sch. 1 para. 32\(a\)](#)