

*Status: Point in time view as at 06/04/2007.*

*Changes to legislation: Finance Act 1994, Cross Heading: The Taxes Act 1988 is up to date with all changes known to be in force on or before 22 May 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)*

## SCHEDULES

### SCHEDULE 9

#### MORTGAGE INTEREST RELIEF ETC.

##### *The Taxes Act 1988*

F1<sub>1</sub> .....

#### Textual Amendments

- F1** Sch. 9 para. 1 repealed (6.4.2005) by Income Tax (Trading and Other Income) Act 2005 (c. 5), s. 883(1), Sch. 3 (with Sch. 2)

F2<sub>2</sub> .....

#### Textual Amendments

- F2** Sch. 9 para. 2 repealed (31.7.1997 with effect as mentioned in Note 3 to Sch. 8 Pt. II(9) of the repealing Act) by 1997 c. 58, s. 52, Sch. 8 Pt. II(9) (with s. 3(3))

3 Subsections (4) and (5) of section 353 of the Taxes Act 1988 (restriction of relief to basic rate tax) shall cease to have effect.

F3<sub>4</sub> .....

#### Textual Amendments

- F3** Sch. 9 para. 4 repealed (the repeal coming into force in accordance with s. 42(3)-(5) of the repealing Act) by 1995 c. 4, s. 162, Sch. 29 Pt. VIII(2), Note (with Sch. 8 paras. 55(2), 57(1))

F4<sub>5</sub> .....

#### Textual Amendments

- F4** Sch. 9 para. 5 repealed (the repeal coming into force in accordance with s. 42(3)-(5) of the repealing Act) by 1995 c. 4, s. 162, Sch. 29 Pt. VIII(2), Note (with Sch. 8 paras. 55(2), 57(1))

F5<sub>6</sub> .....

#### Textual Amendments

- F5** Sch. 9 para. 6 repealed (the repeal coming into force in accordance with s. 42(3)-(5) of the repealing Act) by 1995 c. 4, s. 162, Sch. 29 Pt. VIII(2), Note (with Sch. 8 paras. 55(2), 57(1))

*Status: Point in time view as at 06/04/2007.*

*Changes to legislation: Finance Act 1994, Cross Heading: The Taxes Act 1988 is up to date with all changes known to be in force on or before 22 May 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)*

- 7 F6(1) .....
- F7(2) .....
- F7(3) .....
- F7(4) .....

**Textual Amendments**

**F6** Sch. 9 para. 7(1) repealed (27.7.1999 with effect as mentioned in Note 4 to Sch. 20 Pt. III(7) of the repealing Act) by 1999 c. 16, s. 139, **Sch. 20 Pt. III(7)**

**F7** Sch. 9 para. 7(2)-(4) repealed (the repeal coming into force in accordance with s. 42(3)-(5) of the repealing Act) by 1995 c. 4, s. 162, **Sch. 29 Pt. VIII(2)**, Note (with Sch. 8 paras. 55(2), 57(1))

F8g .....

**Textual Amendments**

**F8** Sch. 9 para. 8 repealed (the repeal coming into force in accordance with s. 42(3)-(5) of the repealing Act) by 1995 c. 4, s. 162, **Sch. 29 Pt. VIII(2)**, Note (with Sch. 8 paras. 55(2), 57(1))

F9g .....

**Textual Amendments**

**F9** Sch. 9 para. 9 repealed (6.4.2007) by **Income Tax Act 2007 (c. 3)**, s. 1034(1), **Sch. 3 Pt. 1** (with Sch. 2)

- 10 (1) In subsection (2) of section 370 of the Taxes Act 1988 (conditions for interest to be treated as relevant loan interest)—
  - (a) after “section 353(2)” there shall be inserted “ and any other provision applying to interest falling to be treated as relevant loan interest ”; and
  - (b) for “from section 74(o) and, where applicable,” there shall be substituted “ (where applicable) from ”.

F10(2) .....

**Textual Amendments**

**F10** Sch. 9 para. 10(2) repealed (27.7.1999 with effect as mentioned in Note 4 to Sch. 20 Pt. III(7) of the repealing Act) by 1999 c. 16, s. 139, **Sch. 20 Pt. III(7)**

- 11 In section 375(3) of the Taxes Act 1988 (liability of borrower for excess where deduction should not have been made), for the words from “entitles” to “been allowed” there shall be substituted “ shall be taken as regards the borrower as entitling him to any deduction or to retain any amount deducted and, accordingly, where any amount that has been deducted exceeds the amount which ought to have been deducted ”.

**Status:**

Point in time view as at 06/04/2007.

**Changes to legislation:**

Finance Act 1994, Cross Heading: The Taxes Act 1988 is up to date with all changes known to be in force on or before 22 May 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.