

**Changes to legislation:** There are currently no known outstanding effects for the Finance Act 1998, Cross Heading: Claims or elections involving more than one accounting period. (See end of Document for details)

## SCHEDULES

### SCHEDULE 18

#### COMPANY TAX RETURNS, ASSESSMENTS AND RELATED MATTERS

##### Modifications etc. (not altering text)

- C1** Sch. 18 restricted (31.7.1998) by **1988 c. 1, s. 754B(10)** (as inserted (31.7.1998 with effect as mentioned in Sch. 17 para. 37 of **1998 c. 36**) by **1998 c. 36, s. 113, Sch. 17 para. 11**)
- C1** Sch. 18 modified (18.4.2005) by **Commissioners for Revenue and Customs Act 2005 (c. 11), s. 53(1), Sch. 4 para. 68(c)**; S.I. 2005/1126, art. 2(2)(h)
- C1** Sch. 18 applied (20.7.2005) by **Finance (No. 2) Act 2005 (c. 22), s. 61**
- C1** Sch. 18 applied (with modifications) (6.4.2006) by **The Registered Pension Schemes (Accounting and Assessment) Regulations 2005 (S.I. 2005/3454), regs. 1, 13**
- C1** Sch. 18 excluded (17.7.2013) by **Finance Act 2013 (c. 29), s. 210(6)(b)**
- C1** Sch. 18: power to amend conferred (12.2.2019) by **Finance Act 2019 (c. 1), s. 87(5)(a)(6)**
- C1** Sch. 18 applied (with modifications) (22.7.2020) by **Finance Act 2020 (c. 14), Sch. 16 para. 11(4)** (with **Sch. 16 para. 11(5)**)
- C1** **Sch. 18** applied (with modifications) (11.7.2023) by **Finance (No. 2) Act 2023 (c. 30), s. 303(7)(8)** (with **s. 303(6)**)

### PART VII

#### GENERAL PROVISIONS AS TO CLAIMS AND ELECTIONS

##### *Claims or elections involving more than one accounting period*

- 58 (1) This paragraph applies to a claim or election for tax purposes if—
- (a) the event or occasion giving rise to it occurs in one accounting period (the period to which it “relates”), and
  - (b) it affects one or more other accounting periods (whether or not it also affects the period to which it relates).
- (2) If a company makes a claim or election which—
- (a) relates to an accounting period for which the company has delivered a company tax return and could be made by amendment of the return, or
  - (b) affects an accounting period for which the company has delivered a company tax return and could be given effect by amendment of the return,
- the claim or election is treated as an amendment of the return.
- The provisions of paragraph 15 (amendment of return by company) apply.
- (3) Schedule 1A to the <sup>M1</sup>Taxes Management Act 1970 (claims and elections not included in returns) applies to a claim or election made by a company if or to the extent that it is not—

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- (a) made by being included (by amendment or otherwise) in the company tax return for the accounting period to which it relates, and
- (b) given effect by being included (by amendment or otherwise) in company tax returns for the accounting periods affected by it.

**Modifications etc. (not altering text)**

- C1** Sch. 18 paras. 54-60 excluded (27.7.1999 with effect in relation to accounting periods ending on or after 1.7.1999) by 1990 c. 1, s. 59C(7)(b) (as substituted (27.7.1999 with effect in relation to accounting periods ending on or after 1.7.1999) by 1999 c. 16, s. 93(1)(2), Sch. 11 para. 6)  
 Sch. 18 paras. 54-60 excluded (28.7.2000) by 1990 c. 1, s. 76B(5)(b) (as inserted (28.7.2000) by 2000 c. 17, s. 77(1))  
 Sch. 18 paras. 54-60 applied (22.3.2001 with effect as mentioned in s. 579(1) of the amending Act) by 2001 c. 2, s. 3(5)(6)  
 Sch. 18 paras. 54-60 excluded (22.3.2001 with effect as mentioned s. 579(1) of the amending Act) by 2001 c. 2, s. 201 (5)(b) (with Sch. 3 Pt. 4 paras. 54, 55)  
 Sch. 18 paras. 54-60 excluded (22.3.2001 with effect as mentioned in s. 579(1) of the amending Act) by 2001 c. 2, s. 227(5)(b) (with Sch. 3 Pt. 4 paras. 54, 55)
- C2** Sch. 18 paras. 54-60 excluded by Income and Corporation Taxes Act 1988 (c. 1), s. 444ABBA(3) (as inserted (with effect in accordance with art. 1(4) of the amending S.I.) by S.I. 2008/381, arts. 1(1), 14)

**Marginal Citations**

- M1** 1970 c. 9.

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