



# Finance (No. 3) Act 2010

## 2010 CHAPTER 33

### PART 2

#### OTHER TAXES AND DUTIES

##### *Value added tax*

#### **22 Postal services etc**

- (1) In Schedule 8 to VATA 1994 (zero-rating), in Group 8—
- (a) in item 4 (transport of passengers), for “the Post Office company” substitute “a universal service provider”, and
  - (b) after Note (4D) insert—  

“(4E) “Universal service provider” means a person who provides a universal postal service (within the meaning of the Postal Services Act 2000), or part of such a service, in the United Kingdom.”
- (2) In Schedule 9 to that Act (exemptions), for Group 3 (postal services) substitute—

#### **“GROUP 3 — POSTAL SERVICES**

##### **Item No**

- 1 The supply of public postal services by a universal service provider.
- 2 The supply of goods by a universal service provider which is incidental to the supply of public postal services by that provider.

##### *NOTES*

---

*Status: Point in time view as at 17/07/2014.*

*Changes to legislation: There are currently no known outstanding effects for the Finance (No. 3) Act 2010, Section 22. (See end of Document for details)*

---

- (1) “Universal service provider” means a person who provides a universal postal service, or part of such a service, in the United Kingdom.
  - (2) Subject to the following Notes, “public postal services”, in relation to a universal service provider, means any postal services which the provider is required to provide in the discharge of a licence duty.
  - (3) Public postal services include postal services which a universal service provider provides to allow a person access to the provider's postal facilities, where such services are provided pursuant to a licence duty.
  - (4) Services are not “public postal services” if—
    - (a) the price is not controlled by or under a licence, or
    - (b) any of the other terms on which the services are provided are freely negotiated.
  - (5) But Note (4) does not apply if a licence duty requires the universal service provider to make the services available to persons generally—
    - (a) where the price is not controlled by or under the licence, at the same price, or
    - (b) where terms are freely negotiated as mentioned in Note (4)(b), on those terms.
  - (6) In this Group—
    - “licence” means a licence under Part 2 of the Postal Services Act 2000;
    - “licence duty” means a duty imposed as a condition of a licence;
    - “postal facilities”, in relation to a universal service provider, means the resources and systems deployed by the provider, for the purpose of discharging any licence duty to provide a universal postal service or part of such a service;
    - “postal services” and “universal postal service” have the same meaning as in the Postal Services Act 2000.”
- (3) The following provisions are omitted—
    - (a) in section 96(1) of VATA 1994, the definition of “the Post Office company”, and
    - (b) paragraph 22(3) and (4) of Schedule 8 to the Postal Services Act 2000.
  - (4) The amendments made by this section have effect in relation to supplies made on or after 31 January 2011.

**Status:**

Point in time view as at 17/07/2014.

**Changes to legislation:**

There are currently no known outstanding effects for the Finance (No. 3) Act 2010, Section 22.