



Corporation Tax Act 2010

2010 CHAPTER 4

PART 23

COMPANY DISTRIBUTIONS

CHAPTER 3

MATTERS WHICH ARE NOT DISTRIBUTIONS

[^{F1}Distributions prior to dissolution of company

[^{F1}1030A] Distributions in respect of share capital prior to dissolution of company

- (1) This section applies where—
 - (a) the procedure in section 1000 of the Companies Act 2006 (power to strike off company not carrying on business or in operation) has been commenced in relation to a company, and
 - (b) the company makes a distribution in respect of share capital in anticipation of its dissolution under that section.
- (2) This section also applies where—
 - (a) a company intends to make, or has made, an application under section 1003 of that Act (striking off on application by company), and
 - (b) the company makes a distribution in respect of share capital in anticipation of its dissolution under that section.
- (3) The distribution is not a distribution of a company for the purposes of the Corporation Tax Acts if conditions A and B are met (but see section 1030B).
- (4) Condition A is that, at the time of the distribution, the company—
 - (a) intends to secure, or has secured, the payment of any sums due to the company, and
 - (b) intends to satisfy, or has satisfied, any debts or liabilities of the company.

Changes to legislation: There are currently no known outstanding effects for the Corporation Tax Act 2010, Section 1030A. (See end of Document for details)

- (5) Condition B is that—
- (a) the amount of the distribution, or
 - (b) in a case where the company makes more than one distribution falling within subsection (1)(b) or (2)(b), the total amount of the distributions,
- does not exceed £25,000.
- (6) In the case of a company incorporated in a territory outside the United Kingdom, any reference in subsection (1) or (2) to a section of the Companies Act 2006 is to be read as a reference to any provision of the law of that territory corresponding to that section.]

Textual Amendments

- F1** Ss. 1030A, 1030B and cross-heading inserted (with effect in accordance with art. 18 of the amending S.I.) by [The Enactment of Extra-Statutory Concessions Order 2012 \(S.I. 2012/266\)](#), arts. 1, **16(3)**

Changes to legislation:

There are currently no known outstanding effects for the Corporation Tax Act 2010, Section 1030A.