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**Changes to legislation:** There are currently no known outstanding effects for the Finance (No. 2) Act 2015, Cross Heading: Consideration of objections. (See end of Document for details)

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## SCHEDULES

### SCHEDULE 8

#### ENFORCEMENT BY DEDUCTION FROM ACCOUNTS

##### PART 1

##### SCHEME FOR ENFORCEMENT BY DEDUCTION FROM ACCOUNTS

###### *Consideration of objections*

- 11 (1) HMRC must consider any objections made under paragraph 10 within 30 working days of being given the notice of objection.
- (2) Having considered the objections, HMRC must decide whether—
- (a) to cancel the hold notice,
  - (b) to cancel the effect of the hold notice in relation to the held amount, or any part of the held amount, in respect of a particular account or accounts, or
  - (c) to dismiss the objection.
- (3) HMRC must give a notice stating its decision to—
- (a) P,
  - (b) each person other than P who objected, and
  - (c) any other person who HMRC considers is affected by the decision and is—
    - (i) a person who holds a relevant account of which P is also a holder and in respect of whom prescribed information is provided under paragraph 8(2)(c), or
    - (ii) an interested third party in relation to a relevant account in respect of whom sufficient information has been given in the notice under paragraph 8(2) to enable HMRC to give a notice.
- (4) HMRC must, by a notice to the deposit-taker—
- (a) if it makes a decision under sub-paragraph (2)(a), cancel the hold notice;
  - (b) if it makes a decision under sub-paragraph (2)(b), cancel the effect of the hold notice in relation to the accounts or amounts in question.
- (5) HMRC must give each person to whom HMRC is required to give a notice under sub-paragraph (3) a copy of any notice given to the deposit-taker under sub-paragraph (4).
- (6) Where the deposit-taker is given a notice under sub-paragraph (4), it must as soon as reasonably practicable and, in any event, within the period of 5 working days beginning with the day the notice is given—
- (a) if the notice is given under sub-paragraph (4)(a), cancel the arrangements mentioned in paragraph 6(3), or

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- (b) if the notice is given under sub-paragraph (4)(b), make such adjustments to those arrangements as are necessary to give effect to the notice.
- (7) In this paragraph references to the effect of a hold notice are to its effect by virtue of paragraph 6(4).

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