

# SCHEDULES

## SCHEDULE 18

### SERIAL TAX AVOIDANCE

#### PART 2

##### ENTRY INTO THE REGIME AND BASIC CONCEPTS

###### *Duty to give warning notice*

- 2 (1) This paragraph applies where a person incurs a relevant defeat in relation to any arrangements.
- (2) HMRC must give the person a written notice (a “warning notice”).
- (3) The notice must be given within the period of 90 days beginning with the day on which the relevant defeat is incurred.
- (4) The notice must—
- (a) set out when the warning period begins and ends (see paragraph 3),
  - (b) specify the relevant defeat to which the notice relates, and
  - (c) explain the effect of paragraphs 3 and 17 to 46.
- (5) A warning notice given by virtue of paragraph 49 must also explain the effect of paragraph 51 (information in certain cases involving partnerships).
- (6) In this Schedule “arrangements” includes any agreement, understanding, scheme, transaction or series of transactions (whether or not legally enforceable).
- (7) For the meaning of “relevant defeat” and provision about when a relevant defeat is incurred see paragraph 11.