

## SCHEDULES

### SCHEDULE 18

#### SERIAL TAX AVOIDANCE

#### **PART 6**

##### CORPORATE GROUPS, ASSOCIATED PERSONS AND PARTNERSHIPS

##### *Meaning of “associated”*

- 48 (1) For the purposes of paragraph 47 two persons are associated with one another if—
- (a) one of them is a body corporate which is controlled by the other, or
  - (b) they are bodies corporate under common control.
- (2) Two bodies corporate are under common control if both are controlled—
- (a) by one person,
  - (b) by two or more, but fewer than six, individuals, or
  - (c) by any number of individuals carrying on business in partnership.
- (3) For the purposes of this section a body corporate (“H”) is taken to control another body corporate (“B”) if—
- (a) H is empowered by statute to control B’s activities, or
  - (b) H is B’s holding company within the meaning of section 1159 of and Schedule 6 to the Companies Act 2006.
- (4) For the purposes of this section an individual or individuals are taken to control a body corporate (“B”) if the individual or individuals, were they a body corporate, would be B’s holding company within the meaning of those provisions.