

Bill 5: Company residence

Summary

1. This paper presents draft clauses which give the statutory rules for company residence outside double taxation conventions.
2. The draft clauses rewrite, for the purposes of corporation tax, the rules currently in sections 66 and 66A of FA 1988 and section 249 of FA 1994. Consequential amendments apply the rules in these draft clauses to TMA, TCGA and the Income Tax Act 2007
3. The paper consists of:
 - draft clauses and associated Schedules, all containing their origins, and
 - draft explanatory notes.

Question for the Committee

4. To enable us to consider relevant issues before publication of the draft Bill, we would be grateful for your comments on these draft clauses and associated Schedules.

Closing date for comments.

5. We would welcome any comments by 11 May 2007. If possible, they should be sent by e-mail to:

basil.rajamanie@hmrc.gsi.gov.uk

Written comments should be sent to:

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6. The names of respondents may be published unless they ask for their comments to be treated in confidence.