

Capital Gains Tax

Taxation of Chargeable Gains Act 1992

CGT is charged on the chargeable gains made by a chargeable person on the disposal of chargeable assets in a tax year (6 April to the following 5 April).

Who pays?

- ✓ **individuals;**
- ✓ **partners** (each partner is charged separately for his share of the partnership gains when there is a disposal of a chargeable partnership asset);
- ✓ **personal representatives** (who pay CGT when there is a disposal of the deceased's chargeable assets);
- ✓ **trustees** (who pay CGT when there is a disposal of a chargeable asset from the trust fund).
- ✓ **sole traders**

The steps required to calculate the amount of CGT payable are as follows:

Step 1	Identify the chargeable disposal
Step 2	Calculation of the gain or loss
Step 3	Consider reliefs
Step 4	Aggregate gains and losses, and deduct annual exemption
Step 5	Apply the appropriate rates of tax

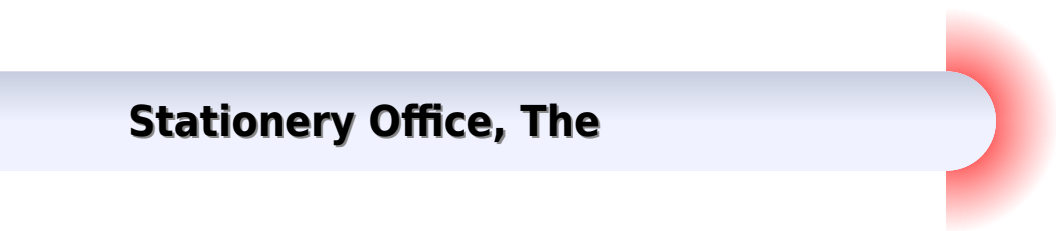
Step 1: Identify the chargeable disposal

A chargeable person	✓ Individuals ✓ Trustees and PRs ✓ Partners ○ Partnerships: tax is payable by each partner individually ○ When a firm makes a chargeable disposal, it is treated as being separate disposals by the partner of their respective interests. ▪ Apply terms of partnership agreement relating to sharing capital profits. ▪ No express agreement, then capital profits share equally.
A chargeable disposal	Widely defined: ✓ A sale of part or whole ✓ A gift (tax gain taxpayer is deemed to have made on the disposal - market value) ✓ Exchange ✓ N.B. on death there is no disposal and gains accrued during deceased's lifetime are wiped out so they are not charged to tax
A chargeable asset	✓ All forms of property, however acquired, except: ▪ private vehicles ▪ cash ▪ national savings certificates ✓ Stock is never a chargeable asset - income in nature

Taxation Of Chargeable Gains Act 1992 Chapter 12

Elizabeth Ii Chapter 1

Stationery Office, The



Taxation Of Chargeable Gains Act 1992 Chapter 12 Elizabeth II Chapter 1:

Finance Act 2004 Elizabeth II. Chapter 12 Stationery Office, The, 2004 Royal assent 22nd July 2003 An act to grant certain duties to alter other duties and to amend the law relating to the National Debt and the Public Revenue and to make further provision in connection with finance

Finance Act 2006 Great Britain, 2006-07-26 Royal assent 19th July 2006 An Act to grant certain duties to alter other duties and to amend the law relating to the National Debt and the Public Revenue and to make further provision in connection with finance

Finance (No. 2) Act 2005 Great Britain, 2005 Royal assent 20th July 2005 An Act to grant certain duties to alter other duties and to amend the law relating to the National Debt and the Public Revenue and to make further provision in connection with finance

Income Tax Act 2007 Great Britain, 2007-04-05 An Act to restate with minor changes certain enactments relating to income tax Explanatory notes to assist in the understanding of this Act are available separately ISBN 9780105603078 A table of origins and a table of destinations are also available in a separate volume ISBN 9780105635055 Royal assent 20th March 2005

Energy Act 2004 Great Britain, 2004-07-27 The Act is in four parts with 23 schedules and includes provisions covering three main areas i the civil nuclear industry ii sustainability and renewable energy sources and iii energy markets and regulation The Act will create a single wholesale electricity market for Britain called the British Electricity Trading and Transmission Arrangements BETTA The provisions covering electricity and gas interconnectors implement a number of requirements in the EU's 2003 Gas and Electricity Directives and its Electricity Regulation Explanatory notes produced to assist in the understanding of the Act are available separately ISBN 0105620041

Income Tax (Trading and Other Income) Act 2005 Great Britain, 2005-03 This Act is in ten parts with four schedules and contains provisions which impose charges to income tax under trading income property income savings and investment income and certain miscellaneous income It also contains provisions about rent a room and foster care relief special rules for foreign income special rules for partnerships and certain calculation rules

The Glorification of Plunder Malcolm James, 2017-09-04 This book is about two things tax and power The processes through which tax law is formulated involve more than the formal legislative and judicial processes which result in statute and case law Tax law is an expression of tax policy which is subjective and a heterogeneous product of states cultures and politics Regarding taxation as a branch of either black letter law or orthodox economics ignore or even deny this subjectivity This book explores the complex dynamics of the debates which inform tax policy the interaction between tax and power and how power relations between various groups in society and between individuals and the state are manifested through tax system This helps to explain why the rules procedures and practices are all formulated to suit their interests of the most powerful groups in society Taxation is a powerful lens through which to analyse relationships between individuals and the state since history has shown that there is a longstanding power relationship between rulers and subjects which is articulated through tax regimes Tax can therefore be seen as a technology which mediates such tensions and relationships

and the way that choices are made and conflicts are resolved can give valuable insights into societal power relationships

The Routledge Handbook of Taxation and Philanthropy Henry Peter, Giedre Lideikyte Huber, 2021-12-24 The Routledge Handbook of Taxation and Philanthropy ventures into a territory that is still widely unexplored It contains 30 academic contributions that aim to provide a better understanding of whether why and how philanthropic initiatives understood as voluntary contributions for the common good can and should be fostered by states through tax incentives The topic has been addressed from a multidisciplinary and multicultural perspective covering neuroeconomics sociology political science psychology affective sciences philosophy behavioral economy and law because of its global and multifaceted nature It also contains the OECD report on Taxation and Philanthropy released in November 2020 which was prepared in this context as a result of a collaboration with the Geneva Centre for Philanthropy of the University of Geneva The book is divided into four sections exploring respectively the justification of tax incentives for philanthropy theoretical and empirical insights about taxes efficiency and donor behavior in that context and tax incentives for cross border philanthropy and for hybrid entities and social entrepreneurship It is believed that this volume will be a landmark yet only the beginning of a journey in which a lot remains to be studied learned and said

Finance Act 2005 Great Britain, 2005-04 This Act is in seven parts with eleven schedules and contains provisions to implement the measures contained in the 2005 budget report HCP 372 session 2004 05 ISBN 0102932484 under the following headings excise duties income tax corporation tax and capital gains tax stamp taxes other taxes relating to inheritance tax landfill tax and lorry road user charge pensions miscellaneous and supplementary provisions

Railways Act 2005 Great Britain, 2005-04 This Act is in six parts with 13 schedules and contains a number of measures to implement the proposals set out in the Government's White Paper The future of rail Cm 6233 ISBN 0101623321 published in July 2004 These measures seek to address structural problems within Britain's railways system in order to establish a more simplified structure and include the winding up of the Strategic Rail Authority with its strategic and financial functions being passed to the Department for Transport and the devolved administrations and consumer protection activities taken over by the Office of Rail Regulation and the transfer of rail safety functions from the Health and Safety Commission Executive to the Office of Rail Regulation

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