

VALUE ADDED

Now you have read this issue of *Taxation*, be sure that you and your staff make the most of it!

Assign any action points to members of staff by entering the staff member's initials in the box alongside it, then filling in the circulation list. You and your staff can then convert your reading into a more structured form of CPD by taking the online quiz, which will give you a record of your score by email – the notes below will help you check before starting that you remember the key points!

If you do not have staff, then use this page as a reminder for yourself to plan any action that you need to take, and to complete the online CPD quiz to verify what you have learned.

CIRCULATION

NAME

READ X

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ACTION POINTS

[1] The Small Charitable Donations Bill is planned to take effect from April 2013. Make sure that any charity clients who might benefit from using the new rules are aware of the conditions that are attached to the relief, e.g. they will need to have a three-year history of making gift aid claims (page 3). INITIALS

[2] A claim for only or main residence relief was the subject of the *MJ and Mrs BA Harte* case. The taxpayers were unsuccessful in that instance. When advising on these claims, make sure clients understand that it is the quality of the occupation that justifies the relief. Length of time is not going to help if the occupation is not a 'residence' (page 5). INITIALS

[3] Take time to familiarise yourself and your staff with the proposed new child benefit rules as these are likely to impact on clients who have children and who earn more than £50,000 a year (page 6). INITIALS

[4] If tangible movable assets have been sold during a year, have you considered whether there were any other sales of assets that might form part of a set with the current disposal (page 8)? INITIALS

[5] Consider warning clients (preferably in a newsletter, to avoid giving offence) that serious tax evasion can prevent them from taking a court case in respect of the business contracts concerned, for example to recover a loss, on the basis that a legal claim cannot be founded on an illegal act (page 12). INITIALS

[6] HMRC have increased their focus on attacking avoidance arrangements they consider to be abusive, so make sure that clients who are considering investing in aggressive schemes are aware that they might not find favour with HMRC (page 16). INITIALS

[7] Remember that when applying to reduce self-assessment payments on account, if a liability subsequently proves payable then interest will accrue from the dates of the payments on account (page 21). INITIALS

CPD ONLINE

The online CPD quizzes can be accessed at www.lexisurl.com/taxcpd. Before taking this week's, check that you have read the items referred to below.

[1] In our news item about the new statutory residence test, there are quite a lot of day-count tests. One of them will be the correct answer to the CPD question.

[2] Andrew Hubbard explains some of the consequences of the new child benefit reduction, but do you understand exactly how the restriction of the relief works? If you can do the calculation, you can answer the question.

[3] Richard Curtis explains the rules for capital gains tax and tangible movable assets. Provided you have grasped that there are some special rules, you should be able to answer the question.

[4] In Mike Truman's article, you need to pay particular attention to the reasons why Ms Quashie was held to be engaged under an 'umbrella' contract of employment as well as being employed for each individual night she worked.

[5] Allison Plager looks at tax avoidance, among other things, in her coverage of a parliamentary report on HMRC. Literary readers should think of EM Forster; others should just look carefully at the details of the new IT systems.

[6] In the Readers' Forum question on VAT, pay particular attention to the possibility of making zero-rated supplies when selling renovated houses.

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