



# Taxation (International and Other Provisions) Act 2010

## 2010 CHAPTER 8

### PART 4

#### TRANSFER PRICING

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#### POSITION, IF ONLY ONE AFFECTED PERSON POTENTIALLY ADVANTAGED, OF OTHER AFFECTED PERSON

*<sup>F1</sup>Treatment of interest where claim prevented by section 174A*

#### **[<sup>F1</sup>187A Excess interest treated as a <sup>F2</sup>... distribution**

- (1) Subsection (2) applies if Conditions A to C in section 187 are met in circumstances where section 174A prevents a claim under section 174.
- (2) The interest paid under the actual provision, so far as it exceeds ALINT, is treated for the purposes of the Income Tax Acts as a dividend paid by the company which paid the interest (and, accordingly, as a <sup>F3</sup>...distribution).]

#### **Textual Amendments**

- F1** S. 187A and cross-heading inserted (with effect in accordance with s. 75(5)(6) of the amending Act) by [Finance Act 2014 \(c. 26\), s. 75\(4\)](#)
- F2** Word in s. 187A heading omitted (with effect in accordance with Sch. 1 para. 73 of the amending Act) by virtue of [Finance Act 2016 \(c. 24\), Sch. 1 para. 68\(3\)](#)
- F3** Word in s. 187A(2) omitted (with effect in accordance with Sch. 1 para. 73 of the amending Act) by virtue of [Finance Act 2016 \(c. 24\), Sch. 1 para. 68\(3\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Taxation (International and Other Provisions) Act 2010, Section 187A.