

Tax consultation tracker 2012-13

Version published 11 May 2012

This document provides information on planned tax consultations, grouped under the following headings:

- Income Tax and National Insurance
- Corporate taxes
- Indirect Tax and Excise Duties
- Anti-avoidance measures
- Tax administration

Income Tax and National Insurance			
Consultation title	Description	Type of consultation	Timing
Income tax rules on interest	Consultation on proposals for changes to income tax rules on the taxation of interest received and rules on the deduction of tax from interest paid.	Formal	Open for comment 27 March – 22 June
Simpler income tax for the smallest businesses	Consultation on proposals for introducing a voluntary simplified cash basis for income tax and simplified expense arrangements for small unincorporated businesses.	Formal	Open for comment 27 March – 22 June
The Gift Aid Small Donations Scheme	A consultation on the design and implementation of the Gift Aid Small Donations Scheme	Formal	Open for comment 27 March – 25 May
Personal service companies and IR35	Consultation on proposals which would require office holders/ controlling persons who are integral to the running of an organisation, to have PAYE and NICs deducted at source.	Formal	Due to be published in May
Tax advantaged employee share schemes	Consultation based on the recommendations of the Office of Tax Simplification's review of tax advantaged share schemes.	Formal	Due to be published in May
Integrating the operation of income tax and National Insurance contributions	Consultation on a range of options for employee, employer and self employed NICs. This follows the call for evidence published last year.	Formal	Due to be published in May
Enterprise Management Incentives: academics	Consultation on ways to extend access to Enterprise Management Incentives for academics who are employed by a qualifying company	Formal	Due to be published in May
Personal Independence Payments: trusts for vulnerable people	Consultation on the qualifying criteria that defines trusts for vulnerable people following the withdrawal of Disability Allowance for working age claimants from 2013.	Formal	Due to be published in May

Statutory residence test/ ordinary residence/ statement of practice 1/09	Government summary of responses following consultation in June 2011 together with publication of draft legislation to be implemented in Finance Bill 2013.	Formal	Due to be published in May
Transfer of assets abroad and gains on assets held by foreign companies	Consultation on proposals to amend and modernise two pieces of legislation which are designed to protect the UK tax base.	Informal	Due to be published in June
Inheritance tax (IHT): spouses and civil partners domiciled outside the UK	Consultation on legislation to increase the IHT-exempt amount that a UK domiciled individual can transfer to their non UK domiciled spouse or civil partner; and allow individuals who are domiciled outside the UK and who have a UK domiciled spouse or civil partner to elect to be treated as domiciled in the UK for the purposes of IHT.	Informal	May
Heritage maintenance funds	Consultation on easing a restriction for trusts that are heritage maintenance funds and which have deferred, or may defer, capital gains tax charges arising from the resettlement of assets from one to another.	Informal	May
IHT: periodic charges on trusts	Consultation on simplifying the calculation of IHT periodic and exit charges for trusts.	Formal	Due to be published in May/ June
Cap on unlimited tax reliefs	Consultation on how the cap will be operated. The Government will explore with philanthropists ways to ensure that this policy will not impact significantly on charities that depend on large donations.	Formal	Due to be published in the summer
Life insurance: Qualifying Policies	Consultation on the implementation of a restriction to the amount of premiums that can be paid into Qualifying Policies.	Formal	Due to be published in May
Life insurance policies: time apportionment reductions	Consultation on reform to time apportionment reductions reflecting a policyholder's period of residence outside the UK.	Formal	Due to be published in May
Corporate taxes			
Consultation title	Description	Type of consultation	Timing
Consultation on an above the line credit for research and development	Consultation on the detailed design of the above the line credit. This reflects responses to last year's consultation and further work to develop the proposal.	Formal	Open for comment 27 March – 29 June

Real Estate Investment Trusts (REITs)	Consultation on (1) the role REITs can play in supporting the social housing sector; and (2) the tax treatment of income from REITs investing in REITs.	Formal	Open for comment 4 April – 27 June
Disincorporation relief	Consultation on making it easier for small companies to become unincorporated.	Formal	Due to be published in May
Corporation tax reliefs for the creative sector	Consultation on the design of corporation tax reliefs for culturally British video games, television animation programmes and high end television productions.	Formal	Due to be published in May
Foreign currency assets and chargeable gains	A consultation on whether to introduce a rule allowing companies with a non-sterling functional currency to compute their capital gains and losses in their functional currency.	Formal	Due to be published in June
Lease premium relief	Consultation on the implications of amending the deemed tax treatment of long leases as shorter leases.	Informal	April to June
Oil and gas: decommissioning certainty	Consultation on the form and details of contracts between Government and companies operating in the UK and UK Continental Shelf to provide assurance on relief received when decommissioning assets.	Formal	Due to be published in June
Indirect Tax and Excise Duties			
Consultation title	Description	Type of consultation	Timing
VAT: addressing borderline anomalies	Consultation on draft secondary legislation to simplify the VAT rules.	Formal	Open for comment 21 March – 4 May (extended to 18 May)
Alcohol fraud	Consultation on legislative measures to tackle existing and emerging threats to the UK alcohol duty regime.	Formal	Open for comment 26 March – 25 June
Treatment of herbal smoking products	Consultation on bringing the taxation of legally available herbal smoking products in line with the treatment of those containing tobacco.	Formal	Open for comment 2 April – 29 June
Remote gambling	Consultation on the design characteristics of a place of consumption based taxation regime for remote gambling.	Formal	Open for comment 5 April – 28 June
VAT: road fuel scale charges	Consultation on changing UK law to comply with EU law and on streamlining the scheme.	Informal	Open for comment 25 April – 20 July
VAT relief for European Research Infrastructure Consortia (ERICs)	Consultation on draft secondary legislation to be introduced to provide VAT relief on a supply of goods or services to an ERIC.	Informal	Open for comment until 30 June

Stamp duty land tax: leases simplification	Consultation on simplifying the rules that apply to lease arrangements that involve an abnormal rent increase, the substantial performance of an agreement for lease or a lease that continues after a fixed term.	Informal	May
Use of rebated fuel for gritting activities in rural areas	Consultation on amending the law to allow tractors and possibly other vehicles to use rebated fuel (red diesel) for gritting roads in rural areas.	Formal	Due to be published in May
VAT: Implementation of invoicing rules	Consulting on changes to existing UK VAT invoice regulations to reflect the changes introduced by Council Directive 2010/45/EU.	Informal	Due to be published in May
VAT: exemption for education providers	Consultation to establish how to apply a VAT exemption to degree courses provided by commercial providers of Higher Education that adhere to BIS` regulatory framework ensuring they align with the VAT treatment of similar courses provided by traditional universities.	Formal	Due to be published in May
Annual charge on high value residential properties owned by certain 'non-natural' persons.	Consultation on an annual charge to be introduced on residential properties over £2 million owned by certain non-natural persons and on extending the capital gains tax regime to disposals of residential property, and interests in such property by non-natural, non-residents.	Formal	Due to be published in May
VAT: freight transport services	Consultation on draft legislation.	Informal	Due to be published in May
Combined bingo	Consultation on relaxing the current bingo duty arrangements for combined bingo involving non-UK participants.	Informal	June
VAT treatment of small cable-based transport	A consultation on the implementation, impact, administrative burdens and proposals for evaluation relating to the introduction of a reduced rate of VAT for small cable-based transport.	Formal	Due to be published in June
Anti-avoidance measures			
Consultation title	Description	Type of consultation	Timing
Manufactured payments	Consultation on proposals to simplify the tax rules on manufactured payments, including the rules on manufactured overseas dividends.	Formal	Open for comment 27 March – 22 June
Unauthorised unit trusts	Consultation on detailed proposals for change. This follows the consultation undertaken last year.	Formal	Due to be published in May

Stamp duty land tax: sub sales	Consultation on the broad approach to addressing SDLT sub-sales avoidance. This follows a Budget 2012 announcement that addresses a specific scheme.	Formal	Due to be published in May
Disclosure of tax avoidance schemes (DOTAS)	Consultation on extending the DOTAS hallmarks so as to capture avoidance schemes that do not currently have to be notified.	Formal	Due to be published in May
General anti-abuse rule	Consultation on new draft legislation to introduce a general anti-abuse rule.	Formal	Due to be published in June
Tax administration			
Consultation title	Description	Type of consultation	Timing
Withdrawing a notice to file a self-assessment form	Consultation on new legislation to enable HMRC to withdraw a notice to file a Self Assessment tax return in appropriate cases	Formal	Due to be published in May
Simplification of regulatory penalties	Consultation on repealing unnecessary regulatory penalties and a general power to revalorise others.	Formal	Due to be published in May
PAYE late payment and filing penalties	Consultation on new models for late payment and late filing penalties under Real Time Information.	Formal	Due to be published in May
Information powers	Consultation on information exchange between financial institutions and the US Internal Revenue Service.	Informal	Due to be published in July