

Beta This part of GOV.UK is being rebuilt – [find out what beta means \(/help/beta\)](#)

HMRC internal manual

Corporate Intangibles Research and Development Manual

From: [HM Revenue & Customs](#)
([/government/organisations/hm-revenue-customs](#))

Published 11 March 2016

Updated: 10 September 2025 - [See all updates](#)

[Back to contents](#) > [CIRD10000](#) > [CIRD42000](#)

CIRD42055 - Intangible assets: company reorganisations: transfer of foreign permanent establishment from UK to a non resident company: further deferral

As mentioned in [CIRD42050](#) (<https://www.gov.uk/hmrc-internal-manuals/corporate-intangibles-research-and-development-manual/cird42050>), the occasions of charge dealt with there are further deferred in certain circumstances.

Shares or Loan stock transferred under TCGA92/S171

If the transferor company disposes of the shares or loan stock in the transferee company within the terms of S171, then the taxable credit is deferred. It will not be triggered until a disposal of the shares or loan stocks first takes place outside the terms of S171.

Seek advice from BAI where the loan stock is transferred in circumstances where FA96/SCH9/PARA12 provides for continuity of treatment (see CTM56200 onwards).

Assets disposed of by the transferee company

Where the non-resident company ('the transferee') transfers the intangibles acquired under the original transfer to another member of the worldwide group there will be a deferral of the taxable credit mentioned in [CIRD42060](https://www.gov.uk/hmrc-internal-manuals/corporate-intangibles-research-and-development-manual/cird42060) (<https://www.gov.uk/hmrc-internal-manuals/corporate-intangibles-research-and-development-manual/cird42060>). This deferral will last unless or until there is a transfer to a non-member of the worldwide group within six years of the original transfer. In those circumstances this will be deemed to represent a disposal by the transferee, and the result will be that a taxable credit will be charged on the original transferor.

See [CIRD40030](https://www.gov.uk/hmrc-internal-manuals/corporate-intangibles-research-and-development-manual/cird40030) (<https://www.gov.uk/hmrc-internal-manuals/corporate-intangibles-research-and-development-manual/cird40030>) for the definition of a group of companies and the absence of any requirement that group members must be UK resident.

← **Previous page**

([/hmrc-internal-manuals/corporate-intangibles-research-and-development-manual/cird42050](https://www.gov.uk/hmrc-internal-manuals/corporate-intangibles-research-and-development-manual/cird42050))

→ **Next page**
(/hmrc-internal-manuals/corporate-intangibles-research-and-development-manual/cird42060)



OGI

All content is available under the [Open Government Licence v3.0](#), except where otherwise stated



[© Crown copyright](#)