

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](#) > [CIRD45000](#)

CIRD45200 - Intangible assets: related party rules: interest held jointly

CTA09/PART8/S839 - 840

For the purposes described in [CIRD45180](#) (<https://www.gov.uk/hmrc-internal-manuals/corporate-intangibles-research-and-development-manual/cird45180>) interests held jointly are treated as follows:

General rule

The general rule is that the rights and powers of a person (including those which that person is, or will become, entitled to acquire) include rights held jointly with others.

Exception for partnerships

But in the case of partnership the rights and powers of a member are disregarded unless the member has control or a major interest in the partnership. To determine whether that is the case the provisions of Part 8 used to determine whether a person has control of, or a major interest in, a company are applied as if the partnership was a company.

Consequences in practice

This exception will be of particular relevance to situations involving companies (usually not themselves close), which are members of a partnership with a stake in a non-close company. It ensures for example that a company with a small minority stake in a partnership is not regarded as controlling any non-close company that the partnership controls by virtue of the general rule on joint interests.

It is of no relevance to situations where a partnership has a controlling stake in a close company. In that situation all the partners are related parties of the company by virtue of being participators in the close company (S835 (5)). See [CIRD45250 \(https://www.gov.uk/hmrc-internal-manuals/corporate-intangibles-research-and-development-manual/cird45250\)](https://www.gov.uk/hmrc-internal-manuals/corporate-intangibles-research-and-development-manual/cird45250).

← Previous page

(/hmrc-internal-manuals/corporate-intangibles-research-and-development-manual/cird45195)

→ Next page

(/hmrc-internal-manuals/corporate-intangibles-research-and-development-manual/cird45250)



OGL

All content is available under the Open Government Licence v3.0, except where otherwise stated



© Crown copyright