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FAO: Ms Mahima Gupta
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SW19 7JY

Date 6 February 2019
Our Ref OTT/R/18/37833/AD
Your Ref

**Option to Tax National Unit
Business Tax Operations**

Ground Floor
Portcullis House
21 India Street
Glasgow
G2 4PZ

Tel 03000 530005
Monday - Thursday 09:00 to 17:00
Friday 09:00 to 16:30

Fax 03000 516251

www.hmrc.gov.uk

Email optiontotaxnationalunit@hmrc.gsi.gov.uk

Dear Ms Gupta

Option to Tax

**Client: James A Capolongo, Barbara J Capolongo, William D Capolongo and
Carin M Capolongo
VAT Registration Number: 853 3076 29**

I refer to email correspondence received 4 February 2019, concerning the existence of a possible option to tax on the land/property known as:

Norec House, Fall bank, Dodworth, Barnsley, S75 3LS

I can confirm that documentation held on file shows that an option to tax on the land/property known as: **Norec House, Fall Bank Industrial Estate, Barnsley, S75 3LS** was notified to HM Revenue & Customs. The effective date of the option is recorded as **25 April 2004**.

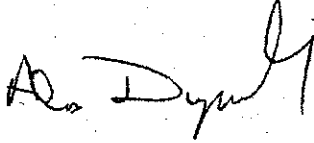
I enclose a copy of our acknowledgement for your records.

Please be reminded that **Regulation 31(1) of the VAT Regulations 1995**, stipulates that all VAT registered persons are required to keep pertinent business records for a period of 6 years. As options to tax are valid for at least 20 years, as per **paragraph 25, Schedule 10 of the VAT Act 1994**, we recommend that all records pertaining to an option to tax should be retained for no less than 20 years from the effective date given.

However from 1 June 2008 an option to tax is automatically revoked if the taxpayer has held no interest in the land and buildings for a period of more than 6 years. This automatic revocation is not notified to HM Revenue & Customs and is treated as being revoked from the end of the 6 year period. Notice 742A, Section 8 refers, a copy of which can be viewed on our web site: www.gov.uk.

I trust this information assists you. If you have any general queries relating to option to tax please refer to Notice 742A, a copy of which can be viewed on our web site: www.gov.uk or alternatively you can call the VAT Helpline on 0300 200 3700.

Yours sincerely



Alex Dingwall
Assistant Officer of HM Revenue & Customs

Enc.

NOTE:

If the same correspondence is submitted to the Option to Tax Unit in more than one format i.e. post, email, fax then this duplication has a negative impact on our response time. In order that we can deal with all correspondence as quickly as possible, we ask that you please send only **one** copy of your request to the Unit.



HM Revenue & Customs

Option to Tax National Unit

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Date 27th May 2005
Our Ref OTT/04/PREG/6301/AL
Your Ref

Dear Sir

Acknowledgement of Election to Waive Exemption VAT Registration Number: 853 3076 29

I acknowledge receipt of your recent letter notifying your election, under Schedule 10, paragraph 2, VAT Act 1994, to waive exemption on the property listed therein and as shown below with the effective option date.

Address of Land / Property

Norec House
Fall Bank Industrial Estate
Barnsley
S75 3LS

Effective Date of Option

25/04/2004

Please note that this election to waive exemption covers all principles outlined in Public Notice 742a – Opting to Tax Land and Buildings – Paragraph 2.4. **If your interest in the building is restricted to one floor, your option to tax will still cover the remaining floors of the building.**

Input Tax: Please note that if your election to waive exemption is restricted or made ineffective your entitlement to recover input tax could be severely affected.

Your option to tax may not make taxable a grant of the property which is or is expected to become a capital item as per **VAT Regulations 1995 Regulations 112 to 116**. If you or a person funding your acquisition of the property with a view to either of you occupying it, or a person connected to either of you intends or expects to occupy the property other than mainly for taxable business purposes you should be aware of **VAT Act 1994 Schedule 10 paragraphs 2 (3AA) and 3A**.

Information is available in large print, audio tape and Braille formats.
Type Talk service prefix number – 18001



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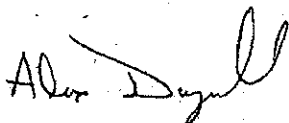


Your election to waive exemption will not have an effect on any part of the property intended to be used as a dwelling or for relevant residential or relevant charitable purposes. Please refer to paragraph 3.4 and 3.5 of our Public Notice 742A for further details.

Regulation 31 (1) of the Value Added Tax Act Regulations 1995 stipulates that all VAT registered persons are required to keep pertinent business records for a period of 6 years. However, as elections to waive exemption are valid for at least 20 years as per **VAT Act 1994 Schedule 10 Paragraph 3 (5)(a)(ii)**, we recommend that all records pertaining to an election should be retained for no less than 20 years from the effective date given.

If you have any queries please do not hesitate to contact this office.

Yours faithfully



for ANGELA LYNN
Officer of HM Revenue & Customs