



Please check your Business Asset Disposal Relief (BADR) claim

We're writing to you because you included a Business Asset Disposal Relief (BADR) claim in your 2020 to 2021 Self-Assessment return. BADR was previously known as Entrepreneurs' relief. Our records show that you have exceeded the lifetime limit of £1 million prior to submitting your Self Assessment return. This means your claim is unlikely to be accepted and you will need to pay tax on the capital gain at the normal rate of Capital Gains Tax.

To find more information on BADR, go to **GOV.UK** and search 'HS275 Business Asset Disposal Relief'.

What you need to do now

You need to amend your 2020 to 2021 Self Assessment return to remove your claim to BADR.

Please make this amendment by the XXX.

To amend your Self Assessment return, go to **GOV.UK** and search for 'Self-Assessment tax returns/corrections'.

Due to the change to your Self Assessment return, it's likely that additional tax will be due.

If you do owe us tax, we'll charge interest on any tax that's paid late. You can find more information at www.gov.uk/pay-self-assessment-tax-bill

If you don't believe you have exceeded your limit

If you think your current claim is correct and you haven't exceeded your lifetime limit of £1 million, you can contact us using the details above. Any information you provide us will be considered appropriately.

If you don't contact us or amend your Self Assessment return

If you don't contact us or amend your Self Assessment return by the date above, we may amend your Self Assessment return ourselves or open an enquiry, also known as a compliance check.

If our compliance check shows that additional tax is due, interest will have to be paid on any overdue amounts and you may have to pay a penalty. For more information about penalties, go to **GOV.UK** and search 'inaccuracy penalties'.

Please remember it is your responsibility to make sure your Self Assessment return is complete and correct.

For help and advice

If you need help filling in your Self Assessment return, go to **www.gov.uk/self-assessment-tax-returns/get-help**

If you have authorised us to deal with your agent, we have sent a copy of this letter to them. You may wish to discuss this letter with them.

If you still have questions after reading the guidance, for example, you want to know how to make a payment, you can:

- phone 03000 579 222 between 9am and 5pm, Monday to Friday. This line will close 2 months from the date of this letter
- email us at responseteam@hmrc.gov.uk. Before you contact us by email, please read the enclosed factsheet 'Corresponding with HMRC by email'

Please note that:

- we cannot correct your tax return over the phone or help you work out if you owe Capital Gains Tax
- you'll receive a delayed response from us if you send a letter as opposed to an email

Yours sincerely

WMBC Compliance
HM Revenue and Customs



Corresponding with HMRC by email

Use the following information to decide whether you want to deal with us by email. We take the security of personal information very seriously. Email is not secure, so it's very important that you understand the risks before you email us. We will not deal with you by email unless you tell us you accept the risks of doing so.

About the risks

The main risks associated with using email that concern HMRC are:

- confidentiality and privacy – there's a risk that emails sent over the internet may be intercepted
- confirming your identity – it's crucial that we only communicate with established contacts at their correct email addresses
- there's no guarantee that an email received over an insecure network, like the internet, has not been altered during transit
- attachments could contain a virus or malicious code

How we can reduce the risks

We'll desensitise information, for example by only quoting part of any unique reference numbers. We can also use encryption. We're happy to discuss how you may do the same but still give the information we need.

If you do not want to use email

You may prefer that we do not respond by email, for example because other people have access to your email account. If so, we're happy to respond by another method. We'll agree this with you either by telephone or in writing via post.

If you do want to use email

If you would like to use email as one of the ways HMRC will contact you, we'll need you to confirm in writing by post or email:

- that you understand and accept the risks of using email
- that you're content for financial information to be sent by email
- that attachments can be used

If you are the authorised agent or representative we'll need you to confirm in writing by post or email that your client understands and accepts the risks.

Please also:

- send us the names and email addresses of all people you would like us to use email with - you, your staff, your representative, your agent, for example
- confirm you have ensured that your junk mail filters are not set to reject and/or automatically delete HMRC emails

How we use your agreement

Your confirmation will be held on file and will apply to future email correspondence. We'll review the agreement at regular intervals to make sure there are no changes.

Opting out

You may opt out of using email at any time by letting us know.

More information

You can find more information on HMRC's privacy policy. Go to www.gov.uk and search for 'HMRC Privacy Notice'.