

# Share Options and other Rights Return for the year 2002



## FORM SO2

Please read the notes on the back page before completing this form.

Employer's Registration No.

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Reference Number

Please quote this number in all correspondence or when calling at the tax office.

**Please return to →**

Use any envelope and write "Freepost" above the address

**No Stamp Required**

**Office Hours**

Monday to Friday  
9.30 a.m.- 5.00 p.m.

### Return by person of particulars in respect of:

- share options and other rights granted, assigned or released
- shares allotted and assets transferred in pursuance of a share option or other right to acquire shares or assets.

(Section 128 Taxes Consolidation Act 1997)

### What you have to do

You are required under Section 128 Taxes Consolidation Act 1997 to make a return, for the year 2002, of the items set out on the following pages of this form in respect of all directors and employees.

Where there are no particulars to be returned please enter none in this box,  and sign the declaration below.

**The Return should be sent to your Inspector of Taxes by 31 March 2003.**

## YOU MUST SIGN THIS DECLARATION

I DECLARE that, to the best of my knowledge and belief, all the particulars on this form are correct.

Signature

Date

Capacity of Signatory

Telephone No.

| Name of Tax Adviser (if any) | Client's Ref. No. | Adviser's Telephone No. | Tax Adviser's Identification Number (TAIN) |
|------------------------------|-------------------|-------------------------|--|
|                              |                   |                         |  |





## General Information

**Section 128** Taxes Consolidation Act 1997 applies to any right obtained by a person as a director of a company or as an employee. The section defines "right" as a right to acquire any asset or assets including shares in any company. "Shares" is defined as including stock and securities.

A person is regarded as acquiring a right as a director of a company or as an employee if, by reason of his/her office or employment, it is granted to him/her or to another person who assigns the right to him/her.

**Section 128** applies notwithstanding that the right may be granted either before the director or employee commenced to hold the office or employment or after he/she ceased to hold the office or employment. However, the section does not apply to a right obtained by reason of a foreign office or employment, the income from which is taxable on a remittance basis on the director/employee.

In effect, the legislation applies to options to acquire shares (i.e. share options) and other rights to acquire shares or assets granted to directors and employees by reason of their office or employment. This form sets out the particulars which must be returned in respect of such share options and other rights.

## Notes

### Note 1

A long option or right is an option which is capable of being exercised more than 7 years after the Grant Date.

### Note 2

Specify the restrictions (if any) placed on disposal of shares. Any restriction on disposal of shares must be for genuine commercial reasons and not for the purpose of tax avoidance.

### Note 3

This column should be completed for share options and other rights assigned or released (in whole or in part).

## Audit

This return may be subject to an Audit by an Inspector of Taxes.

The law provides that an Inspector of Taxes may make enquiries or take such actions as are considered necessary to verify the accuracy of a return.

## Penalties

### The law provides for penalties for

- failure to make a return  
OR
- the making of an incorrect return  
OR
- helping to make an incorrect return.