

Company ceasing to be resident on formation of European Company (SE) or European Cooperative Society (SCE) (S629A)

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A more recent version of this manual is available.

Section 629A addresses the situation of a company ceasing to exist where it becomes part of an SE or SCE in the course of a merger. It confirms that no charge to tax will be lost as a result of the merger. The section provides that, where a company ceases to be resident in the State in the course of the formation of an SE or an SCE, the Tax Acts and the Capital Gains Tax Acts will apply to liabilities of the company before it ceased to be resident in the State as if the company continued to be resident in the State. Where the company ceased to exist in the course of the merger, the SE or the SCE will be treated as if it were the company that has ceased to exist.

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