

# REAL ESTATE FUND STRUCTURES

The right structure can maximise your returns



► **REAL ESTATE MARKETS CONTINUE TO FACE A NUMBER OF CHALLENGES INCLUDING CONSTRAINTS UPON FINANCE AND AVAILABILITY OF QUALITY STOCK. IT IS THEREFORE VITAL TO BE ABLE TO MOVE FAST WHEN SUITABLE OPPORTUNITIES ARISE.**

Our dedicated team of real estate experts will be able to assist with:

- planning a structure tailored to the needs of the prospective investors and that meets regulatory standards
- advising upon approaches to mitigate tax leakage
- evaluating your fund choices based upon our wealth of practical experience of working with fund structures, both in the UK and internationally.

## **INDICATION OF POTENTIAL UK TAX LEAKAGE FOR ALTERNATIVE FUND STRUCTURES.**

The table overleaf is an indication of UK tax outflow for different fund structures (based on gross returns of 100 from UK investment property) anticipating various tax rate changes that were announced in the 2010 Emergency Budget. When we meet with you we will go through in more depth the underlying assumptions, their relevance to your business model and help you identify the most suitable structure for your particular circumstances.

“Recent tax proposals have significantly changed the tax parameters for real estate investors as the rates of tax on personal income and capital gains have risen steeply whilst corporation tax rates start to decline towards 24 per cent in 2014. As ever, getting the right structure for real estate investment in the UK is vital for maximising returns.”

PHILIP SPENCER, UK TAX PARTNER, BDO

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BDO LLP is the UK Member Firm of BDO, the world's fifth largest accountancy network, with more than 1,000 offices in over 100 countries (including exclusive alliances of BDO Member Firms). In the UK we have offices in Birmingham, Bristol, Cambridge, Chelmsford, Epsom, Gatwick, Glasgow, Hatfield, Leeds, London, Manchester, Northern Ireland, Reading and Southampton.

Investor	REIT			Offshore Co			Limited Partnership			Offshore Trust (Baker)			UK Co		
	Income	Gains	Exit	Income	Gains	Exit	Income	Gains	Exit	Income	Gains	Exit	Income	Gains	Exit
UK resident and domiciled individual	50	50	28	48.9	36.1	28	50	28	28	50	28	28	51.4	51.4	28
UK resident and non-domiciled individual (funds remitted)	50	50	28	48.9	36.1	28	50	28	28	50	28	28	51.4	51.4	28
UK resident and non-domiciled individual (funds not remitted)	20	20	0	20	0	0	20	0	0	20	0	0	24	24	0
Non UK resident individuals	20	20	0	20	0	0	20	0	0	20	0	0	24	24	0
UK tax resident company	24	24	24	39.2	24	24	24	24	24	24	24	24	24	24	24
Non UK tax resident company	20	20	0	20	0	0	20	0	0	20	0	0	24	24	0
Tax exempt fund	0	0	0	20	0	0	0	0	0	0	0	0	24	24	0

## PROVEN EXPERIENCE

You will benefit from our breadth of knowledge, both in the UK and internationally through our network of over 1,000 offices world-wide, the depth of our industry understanding and the tailor-made approach we take to each individual situation.

In addition, we are able to advise you on all stages of the fund investment, from the initial structuring, to ongoing tax and regulatory issues as well as audit and assurance services.

We are advisers to many of the leading names in the real estate sector. Our specialist real estate and construction team ensure they are up to date with commercial developments and share this information with clients in a way which is relevant to their business.

## TABLE: INDICATION OF POTENTIAL UK TAX LEAKAGE FOR ALTERNATIVE FUND STRUCTURES.

Please note: Various assumptions have been made with regard to the tax profile of the investors and the structures they would use to hold their investment in the fund, for example, the use of a trust by a non-domiciled investor. Tax rates used anticipate rate changes announced in the 2010 Emergency Budget. The chart is no substitute for specific advice in relation to the circumstances of the proposed investment.

For more information please contact your usual BDO adviser or:

### Philip Spencer

Tax Partner  
020 7893 2483  
philip.spencer@bdo.co.uk

### Robin Hutton

Tax Director  
020 7893 2432  
robin.hutton@bdo.co.uk

### Nick Hostler

Senior Tax Manager  
020 7893 2695  
nick.hostler@bdo.co.uk



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