

# **CMDMG - Volume 3: Variations**

## **Summary of changes from November 2021**

### **Amended Chapters January 2025**

#### **Chapter 33 Variations**

Note added into chapter 33 of the CMDMG as follows:

#### **HMRC tax years and self-assessments**

**33016** HMRC tax years run from 6 April to 5 April.

**NOTE:** The tax year used must be in relation to the effective date and:

1. When sourced from HMRC, it should be the latest available tax year at the effective date, or
2. When sourced from the NRP (a submitted self-assessment), this can only be for the latest completed tax year at the effective date.

#### **Example 1**

PWC Mary makes an application in June 2023 (this is the effective date), a decision however isn't made until December 2024.

The latest available tax year that HMRC hold a record for is the tax year which ended on 05.04.2024.

The latest completed tax year relevant to the effective date is for the tax year ending 05.04.2023.

#### **Example 2**

PWC Michael makes an application in February 2023 (this is the effective date), but the variation isn't considered until August 2024.

At the date the variation is considered the latest available tax year is for the tax year ending 05.04.2024.

The latest tax year relevant to the effective date is for the tax year ending 05.04.22.

The latest available tax year that HMRC hold a record for is the tax year ending 05.04.2020. HMRC provide a nil figure for this year. Although this is the latest tax year that HMRC have data for, it is not the most recent complete tax year at the effective date, and so information is requested from the NRP.

NRP Alison supplies her submitted self-assessment tax returns for the tax years ending 05.04.2021, 05.04.2022, 05.04.23 and 05.04.2024.

We accept the variation using the NRP's self-assessment tax return for the tax year ending 05.04.2022, as this was the latest completed tax year at the effective date for which no information was available from HMRC.

Because the variation completed in August 2024 is backdated to the effective date of February 2023, it has also changed the Maintenance Calculation completed for all Annual Reviews following this date. NRP Alison will have new Mandatory Reconsideration (MR) rights for these Annual Reviews. If an MR is requested the evidence of the submitted self-assessment tax returns, they have already supplied during the application for variation can be used to revise the unearned income amount.

## **Amended Chapters July 2024**

### **Chapter 35 Earned income**

Small change added to Note in paragraph 35004 to detail the paragraph this section relates.

### **Chapter 27 Variations overview**

Paragraph 27027 - details added to the regulation this relates to and where to find it in chapter 25.

## **Amended Chapters November 2021**

### **Chapter 30 Prior debts**

Minor amendments to para. 45011 and at 45042/3.