

## SCHEDULES

## SCHEDULE 1

Section 3.

## AMENDMENTS TO FINANCE ACT 1962 AS RESPECTS CUSTOMS DUTIES ON E.F.T.A. GOODS

Provision of Finance Act 1962	Subject matter	Existing amount			Substituted amount		
		£	s.	d.	£	s.	d.
Section 2(1)(b).	Matches		19	7		19	2
			14	1		13	9
Section 2(1)(c)	Mechanical lighters		6	6		6	0
			4	6		4	0
In Table I in Schedule 1, the fifth column.	Imported spirits (other than perfumed spirits).	11	13	6	11	12	3
		15	15	4	15	13	8
In Schedule 2, the fifth column.	Beer (other than black beer of an original gravity of 1200 degrees or more).	6	13	5	6	3	5
		6	13	2	6	3	2
In Table I in Schedule 4, the fourth column.	Tobacco manufactured, viz.—						
	Cigars	3	19	4	3	17	10 1/8
	Cigarettes	3	15	2 1/2	3	14	0
	Cavendish or Negro-head.	3	14	3	3	13	1 1/2
	Other manufactured	3	12	8	3	11	8

*Status: This is the original version (as it was originally enacted).*

Provision of Finance Act 1962	Subject matter	Existing amount			Substituted amount		
	tobacco (not being Cavendish or Negro-head manufactured in bond).						
	Snuff	3	11	11 ½	3	11	0 3/8
	and snuff work (including tobacco dust or powder and ground tobacco).	3	14	3	3	13	1 ½

SCHEDULE 2

Section 6.

BREWERS' LICENCES: CONSEQUENTIAL AMENDMENTS OF ACT OF 1952

- 1 (1) Section 125 of the Act of 1952 shall be amended as follows.
  - (2) In subsection (1) for the words "as a private brewer" there shall be substituted " holds a limited licence to brew beer, that is to say a licence authorising him to brew as mentioned in section 6(2) of the Finance Act 1963, or is exempted by subsection (3) of this section. "
  - (3) In subsection (2) after the words " such licence" there shall be inserted " to brew for sale ", and at the end of the. subsection there shall be inserted " and on every limited licence to brew beer there shall be charged a duty of excise of four shillings ".
  - (4) In subsection (3) for the words from the beginning to " authorise " there shall be substituted " A licence to brew beer shall not be required for ", and for the words " and shall not be granted to " there shall be substituted " so however that this subsection shall not exempt ".
  - (5) In subsection (5), after the word "person" there shall be inserted " except as permitted by subsection (3) of this section ".
- 2 (1) Section 131 of the Act of 1952 shall be amended as follows.
  - (2) For the words "licence to brew beer as a private brewer", wherever they occur, there shall be substituted " limited licence to brew beer ".
  - (3) In subsection (1) for the words " one house only, being a house " there shall be substituted " one set of premises only, being premises ", and for the words from the

beginning of the proviso to the end of the subsection there shall be substituted " For the purposes of this subsection the land and buildings within one curtilage, or any lands and buildings in Scotland with their parts and pertinents, shall be treated as one set of premises ".

- (4) In subsection (2) after the words " personal representatives or " there shall be inserted " liquidator or ".
- (5) In subsections (3) to (5) for references to a private brewer there shall be substituted references to the holder of a limited licence to brew beer.
- 3 In section 134 of the Act of 1952, in subsection (1) for the reference to a private brewer there shall be substituted a reference to the holder of a limited licence to brew beer or of a corresponding licence granted in Northern Ireland, and in subsection (3) the words from the beginning of the proviso to the end of the subsection shall cease to have effect.
- 4 In section 307(1) of the Act of 1952, in the definition of " brewer ", the words " and ' private brewer' ", " respectively ", and " and a person holding such a licence as a private brewer" shall cease to have effect, and after the definition of " licence year " there shall be inserted—  
 “ limited licence to brew beer ' has the meaning assigned by section 125(1) of this Act”.
- 5 In Schedule 2 to the Act of 1952, Part II shall cease to have effect.

## SCHEDULE 3

Section 12.

RELIEF FOR NATIONAL INSURANCE CONTRIBUTIONS:  
DESCRIPTIONS OF CONTRIBUTORS AND AMOUNTS FOR RELIEF

<i>Description of Contributor</i>	<i>Amount for relief</i>
	£
1. Employed persons over the age of eighteen	22
2. Employed persons under the age of eighteen—	
(a) boys	12
(b) girls.	10
3. Self-employed persons over the age of eighteen—	
(a) men	27
(b) women	22
4. Self-employed persons under the age of eighteen—	
(a) boys	16
(b) girls	13

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<i>Description of Contributor</i>	<i>Amount for relief</i>
	£
5. Non-employed persons over the age of eighteen—	
(a) men	26
(b) women .	21
6. Non-employed persons under the age of eighteen—	
(a) boy	15
(b) girls	13

SCHEDULE 4

Sections 15, 20, 22, 25, 29, 31, 43,  
Schedules 9, 12.

DEDUCTIONS FROM RENTS AND OTHER RECEIPTS FROM LAND

*Deductions from rents: general rules*

- 1 The deductions which may be made from rent to which a person (hereinafter referred to as " the person chargeable ") becomes entitled under a lease shall be such deductions of the amounts of payments made by him—
- (a) in respect of maintenance, repairs, insurance or management;
  - (b) in respect of any services provided by him otherwise than by way of maintenance or repairs, being services which he was obliged to provide but in respect of which he received no separate consideration;
  - (c) in respect of rates or other charges on the occupier which the person chargeable was obliged to defray;
  - (d) in respect of any rent, rentcharge, ground annual, feu duty or other periodical payment reserved in respect of, or charged on or issuing out of, land,
- as are provided by the following provisions of this Schedule.
- 2 Subject to the provisions of this Schedule, from rent to which the person chargeable becomes entitled in a year of assessment there may be deducted the amount of any such payment as aforesaid which became due in the year of assessment or at an earlier time falling within the currency of the lease, in so far as the payment—
- (a) was made in respect of the premises comprised in the lease, and
  - (b) in the case of a payment for maintenance or repairs, was incurred by reason of dilapidation attributable to a period falling within the currency of the lease or, in the case of any other payment, was incurred in respect of such a period:

Provided that where the person chargeable became the landlord after the lease began, references in the foregoing provisions of this paragraph to the currency of the lease shall not include any time before he became the landlord.

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- 3 (1) In the case of a lease at a full rent, the foregoing paragraph shall apply as if references to the currency of the lease included any period (hereinafter referred to as " a previous qualifying period ")—
- (a) during which the person chargeable was the landlord in relation to a previous lease of the premises, being a lease at a full rent, or
  - (b) which was a void period beginning either with the termination of a previous such lease as aforesaid or with the acquisition by the person chargeable of the interest in the premises giving him the right to possession thereof,
- so however that a period shall not be a previous qualifying period if it preceded a period ending before the beginning of the lease which was not itself a previous qualifying period.
- (2) Where during any period the conditions necessary for the period to be a previous qualifying period were fulfilled as respects part of the premises, but not the whole, the period shall be treated as a previous qualifying period as respects that part of the premises only, and the foregoing sub-paragraph shall apply accordingly, any necessary apportionment being made of rent, payments or other matters.
- (3) In this and the next following paragraph, " void period" means a period during which the person chargeable was not in occupation of the premises or any part thereof, but was entitled to possession thereof.
- 4 Subject to the provisions of this Schedule, in the case of a lease at a full rent, not being a tenant's repairing lease, there may also be deducted the amount of any payment made in respect of other premises by the person chargeable—
- (a) in so far as that amount could be deducted under paragraphs 2 and 3 of this Schedule from rent to which he became entitled in the year of assessment under a lease of those other premises, being a lease at a full rent, or could be so deducted if that rent were not insufficient; or
  - (b) if any part of the year of assessment is, in respect of those other premises, a void period beginning with the termination of a lease at a full rent, in so far as the amount could be deducted as aforesaid if the lease had continued until the end of that period.
- 5 Where by reason of any change of circumstances a lease ceases to be, or becomes, a tenant's repairing lease or ceases to be, or becomes, a lease at a full rent, paragraphs 3 and 4 of this Schedule shall apply in relation to the lease as it subsists after the change of circumstances as if it were a new lease granted when the change occurred.
- 6 Where the person chargeable retains possession of a part of any premises and that part is used in common by persons respectively occupying other parts of the premises, the foregoing provisions of this Schedule shall apply as if a payment made in respect of the part used in common had been made in respect of those other parts.

*Deductions from rents: land managed as one estate*

- 7 (1) Where this paragraph applies to an estate for a year of assessment, the owner shall be treated—
- (a) in relation to a part of the estate which for any period in the year is not comprised in a lease under which he is the landlord, as if he were entitled under a lease of that part at a full rent (not being a tenant's repairing lease) to rent for the said period, becoming due from day to day, at a rate per annum equal to the annual value of that part ascertained in accordance with Schedule 5 to this Act; and

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- (b) in relation to a part of the estate which for any period in the year is comprised in a lease under which he is the landlord, not being a lease at a full rent, as if the lease were at a full rent and the rent, so far as it relates to that part, were at a rate per annum not less than the annual value of that part ascertained in accordance with the said Schedule 5,

and the foregoing provisions of this Schedule shall apply accordingly:

Provided that—

- (i) a payment relating to premises comprised in the estate shall not be deductible from rent in respect of premises not so comprised;
  - (ii) paragraph (a) above shall not apply to premises occupied by the owner wholly and exclusively for purposes connected with the management of the estate or for the purposes of a trade, profession or vocation.
- (2) This paragraph shall apply to an estate if, at the end of the year 1962-63, the land then comprised therein was managed as one estate and the owner for the time being of the estate by notice in writing to the surveyor so elects, but such an election—
- (a) must be made within twelve months after the end of the first year of assessment for which the person making it became entitled to make it or such further time as the Commissioners of Inland Revenue may allow ;
  - (b) except in the case of the first election that can be made under this paragraph, shall not have effect unless the like election has had effect as respects the immediately preceding ownership ;
  - (c) shall apply in relation to the estate throughout the ownership of the person making it.
- (3) Where in any year of assessment the estate comprises premises not included in it at the end of the year 1962-63, sub-paragraph (1) of this paragraph (except the proviso) shall apply in relation to the year of assessment as if the premises were not included in the estate in the year:

Provided that where at the end of the year 1962-63 the owner of the remainder of the estate, as then subsisting, was entitled under trusts arising under a settlement or on an intestacy, or was entitled (in Scotland) under a disposition by way of liferent and feu, to an interest such that, on the occurrence of some future event or events, he might become the owner of the said premises, this sub-paragraph shall not apply to the premises if at any time before the end of the year 1962-63 the premises and the remainder of the estate, as then subsisting, were together managed as one estate.

- (4) In this paragraph " estate" means land in one ownership managed as one estate.

*Deductions from rents: premiums etc.*

- 8 (1) Where in relation to any premises—
- (a) tax has become chargeable under the provisions of section 22 (except subsection (6)), 23 or 24 of this Act on any amount (disregarding any reduction in that amount under this paragraph), or
  - (b) tax would have become so chargeable on that amount but for the operation of section 22(6) of this Act or this paragraph, or but for any exemption from tax,
- and, in respect of a lease granted out of, or disposition of, the lease, estate or interest in respect of which tax so became or would have become chargeable on the said amount (in this and the two following paragraphs referred to as " the amount chargeable on the superior interest"), a person would apart from this paragraph be chargeable under

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the said provisions on any amount (in this and the following paragraph referred to as "the later chargeable amount"), the amount on which he is so chargeable shall, where no claim is or can be made by him under section 22(6) of this Act, be the excess (if any) of the later chargeable amount over the appropriate fraction of the amount chargeable on the superior interest.

- (2) Where a person would apart from this paragraph be so chargeable in respect of a lease or disposition which extends to a part only of the said premises, the amount on which he is so chargeable shall, where no claim is or can be made by him under section 22(6) of this Act, be the excess (if any) of the later chargeable amount over so much of the appropriate fraction of the amount chargeable on the superior interest as, on a just apportionment, is attributable to that part of the premises.
  - (3) For the purposes of this and the following paragraph the appropriate fraction of the amount chargeable on the superior interest is the sum which bears to that amount the same proportion as the period in respect of which the later chargeable amount arose bears to the period in respect of which the amount chargeable on the superior interest arose, and for those purposes the period in respect of which an amount arose—
    - (a) where it arose under section 22 of this Act, shall be the period treated in computing the amount as being the duration of the lease; or
    - (b) where it arose under section 23 of this Act, shall be the period treated in computing the amount as being the duration of the lease remaining at the date of the assignment, or
    - (c) where it arose under section 24 of this Act, shall be the period beginning with the sale and ending on the date fixed under the terms of the sale as the date of the reconveyance or grant, or, if that date is not fixed, ending with the earliest date at which the reconveyance or grant could take place in accordance with the terms of the sale.
- 9
- (1) Where in relation to any premises tax has or would have become chargeable as mentioned in sub-paragraph (1)(a) or (b) of the foregoing paragraph in respect of a lease, estate or interest, then, subject to the provisions of the following sub-paragraph, the person for the time being entitled to the lease, estate or interest shall be treated for the purpose of deductions under the foregoing provisions of this Schedule from rent receivable by him in respect of those or other premises as paying rent for those premises (in addition to any actual rent), becoming due from day to day, during any part of the period in respect of which the amount chargeable on the superior interest arose for which he was entitled to the lease, estate or interest, and in all bearing to that amount the same proportion as that part of the period bears to the whole.
  - (2) Where the foregoing paragraph has effect in relation to a lease granted out of, or disposition of, the lease, estate or interest in respect of which tax has or would have become so chargeable, sub-paragraph (1) above shall apply for the period in respect of which the later chargeable amount arose only if the appropriate fraction of the amount chargeable on the superior interest exceeds the later chargeable amount, and shall then apply as if the amount chargeable on the superior interest were reduced in the proportion which the said excess bears to the said appropriate fraction :

Provided that where the lease so granted, or the said disposition, extends to a part only of the premises, sub-paragraph (1) above and this sub-paragraph shall be applied separately in relation to that part and to the remainder of the premises, but as if for any reference to the amount chargeable on the superior interest there were substituted a reference to that amount proportionately adjusted.

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- 10 (1) Where the amount chargeable on the superior interest arose under section 22(2) of this Act by reason of an obligation which included the carrying out of work in respect of which any allowance has fallen or will fall to be made under Part )( or Part )(I of the Act of 1952, paragraphs 8 and 9 of this Schedule shall apply as if the obligation had not included the carrying out of that work and the said amount had been calculated accordingly.
- (2) Where an amount relevant for the purposes of paragraph 8 or 9 of this Schedule arose under section 24 of this Act and the reconveyance or grant in question takes place at a price different from that taken in calculating the amount or on a date different from that taken in determining the period in respect of which the amount arose, that paragraph shall be deemed to have had effect (for all relevant years of assessment) as it would have had effect if the actual price or date had been so taken, and such adjustment of liability to tax shall be made, by means of an additional assessment or otherwise, as may be necessary and may be so made at any time at which it could be made if it related only to tax for the year of assessment in which the reconveyance or grant takes place.

*Deductions from rents: payments made before 1964-65*

- 11 (1) Except as provided by this and the following paragraph, no payment shall be deductible under the foregoing provisions of this Schedule if made before the beginning of the year 1964-65.
- (2) If the cost to the owner of any premises of maintenance, repairs, insurance and management during the five years ending with the year 1963-64 exceeded the relief available to him in respect of those five years, the excess shall be treated for the purposes of the foregoing provisions of this Schedule as if it were a payment in relation to the premises made by him in the year 1964-65 in respect of dilapidation attributable to that year:

Provided that there shall be disregarded for the purposes of this sub-paragraph—

- (a) any payment made during a period when the owner was in occupation of the premises, and any relief so far as it was available to him in respect of such a period ;
- (b) any payment in respect of which a deduction may be made by virtue of paragraph 12 of this Schedule ;
- (c) any payment for works falling within section 101(2) of the Act of 1952 (by virtue of which " maintenance" includes the replacement of farm buildings etc.), being a payment made after the end of the five years which, under section 101(7) of that Act, were treated as the five years preceding the year 1963-64, or would have been so treated if a claim under section 101 of that Act could have, and had, been made for that year,

and where during any period the owner was in occupation of a part only of the premises there shall be disregarded for those purposes so much of any payment made during the period, or relief available to him in respect of the period, as is attributable to that part.

- (3) Where relief available in respect of any land managed as one estate fell to be computed in accordance with section 101(4) of the Act of 1952, payments made in respect of the estate, and the relief so available, shall for the purposes of the foregoing sub-paragraph be treated as apportioned between the premises comprised in the estate in accordance with their annual values for purposes of Schedule A, but



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so that as respects any premises in relation to which the owner was chargeable under section 175 of the Act of 1952 (excess rents) the annual value shall be taken to be that determined as mentioned in subsection (1) of that section.

- (4) References in this paragraph to relief available to a person in respect of any premises are references to relief which was or, on a claim in that behalf, could have been allowed to him in respect of the premises under sections 99 to 101 or 176(1)(g) of the Act of 1952.
- 12 (1) If, in respect of any payment such as is mentioned in paragraph 1 of this Schedule made by a person in relation to any premises before the beginning of the year 1964-65, a loss is by virtue of section 346 of the Act of 1952 (relief in respect of losses under Case VI of Schedule D) carried forward to that year, the amount of the loss shall be treated for the purposes of the foregoing provisions of this Schedule as if it were a like payment made by that person in respect of the premises in, and in respect of, that year.
- (2) Where by virtue of sub-paragraph (1) above a deduction falls to be made in any year it shall be made notwithstanding anything in subsection (3) of the said section 346 (which requires relief under that section to be given as far as possible from the first subsequent Case VI assessment), and relief shall not be given under that section in respect of a loss in so far as a deduction in respect of it is made under this paragraph.

#### *Deductions from other receipts*

- 13 (1) Subject to the provisions of this Schedule, where the sum to which a person becomes entitled in the year of assessment is a sum other than rent payable under a lease there shall be deducted from that sum such amounts (if any) as are expressed to be deductible under the following sub-paragraph.
- (2) There shall be deductible—
- (a) so much of any payment made by that person as was made in respect of maintenance, repairs, insurance or management of premises to which the said sum relates and constituted an expense of the transaction under which he became entitled to that sum ;
  - (b) so much of any rent, rentcharge, ground annual, feu duty or other periodical payment made by that person as was reserved in respect of, or was charged upon or issued out of, premises to which the sum relates and constituted an expense of that transaction ;
  - (c) so much of any other payment made by that person as constituted an expense of that transaction, not being an expense of a capital nature ;
  - (d) where, in or before the year, that person entered into any like transaction, any amount which, under the foregoing sub-paragraphs, is deductible from a sum to which he is entitled under that like transaction in the year, or was deductible from a sum to which he was so entitled in a previous year of assessment but has not been deducted.
- 14 No payment shall be deductible under the foregoing paragraph if made before the beginning of the year 1964-65 :

Provided that this paragraph shall not prevent the deduction of a payment in so far as a loss in respect of the payment is by virtue of section 346 of the Act of 1952 (relief in respect of losses under Case VI of Schedule D) carried forward to that year, and where the deduction falls to be made it shall be made notwithstanding

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anything in subsection (3) of that section (which requires relief to be given as far as possible from the first subsequent Case VI assessment), and to the extent that it is made relief shall not be given under that section.

- 15 (1) Where the person entitled to possession of any land is in the practice of granting sporting rights over the land for payment, but in any year of assessment such rights are for any reason not granted by him, the aggregate of any amounts paid by him which, if such rights had been granted in the year, would have been deductible under paragraph 13 above from payments receivable by him in respect of the grant shall be treated for the purposes of paragraph 4 of this Schedule as a deduction which by virtue of paragraph 2 thereof might have been made by him from rent to which he was entitled for that year under a lease of the land, being a lease at a full rent:

Provided that if in the year sporting rights over the land are exercised by that person or by any other person at his invitation or, where the first mentioned person is a company to which section 245 of the Act of 1952 applies, by any person who is a director or member of the company within the meaning of Chapter III of Part IX of that Act, the aggregate of the said amounts shall be treated as reduced by an amount equal to the price which might reasonably be expected to have been paid for that exercise of the rights if the person exercising them had had to give full consideration therefor.

- (2) For the purposes of the proviso to the foregoing sub-paragraph, an exercise of sporting rights shall be disregarded if it gives rise to a charge to tax under Schedule E by virtue of section 161 (benefits to directors etc.) of the Act of 1952.
- (3) In this paragraph " sporting rights " means rights of fowling, shooting or fishing, or of taking or killing game, deer or rabbits.

*Expenditure on sea walls*

- 16 (1) Where in any year of assessment the owner or tenant of any premises incurs expenditure in the making of any sea wall or other embankment necessary for the preservation or protection of the premises against the encroachment or overflowing of the sea or any tidal river, he shall be treated for the purposes of this Schedule as making, in that year of assessment and in each of the succeeding twenty years of assessment, a payment in relation to the premises preserved or protected by the embankment of an amount equal to a twenty-first part of the expenditure and incurred in respect of dilapidation attributable to the year.
- (2) Where the whole of that person's interest in the premises, or any part thereof, is transferred, whether by operation of law or otherwise, to some other person, then—
- (a) the amount of the payment which he would be so treated as making for the year of assessment in which the transfer takes place shall be treated as being made partly by the transferor and partly by the transferee, as may be just; and
  - (b) the transferee shall, to the exclusion of the transferor, be treated in any subsequent year, where the interest transferred is in the whole of the premises, as having made the whole of the payment for that year, and where the interest transferred is in part only of the premises, as having made so much of the payment for the year as is properly referable to that part of the premises.

For the purposes of this sub-paragraph, where an interest in any premises is a lease and that lease comes to an end, that interest shall be deemed to have been transferred—

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- (i) if an incoming lessee makes any payment to the outgoing lessee in respect of the embankment in question, to the incoming lessee ; and
  - (ii) in any other case, to the owner of the interest in immediate reversion on the lease and, in relation to Scotland, the expression " the owner of the interest in immediate reversion on the lease" shall be construed as a reference to the landlord.
- (3) In relation to expenditure in respect of which an allowance under section 94(1)(c) of the Act of 1952 would, but for the provisions of this Act, have fallen to be made in respect of the premises for the year 1964-65, the foregoing provisions of this paragraph shall apply as if the expenditure had been incurred in the year of assessment following that in which it was actually incurred and, so far as the expenditure was incurred in repairing the embankment in question, shall apply as if it had been incurred in making it, but those provisions shall not otherwise apply to expenditure incurred before the beginning of the year 1964-65:

Provided that the person who under the foregoing provisions of this sub-paragraph would be treated, in respect of expenditure incurred in repairing the embankment, as having made in the year 1964-65 a payment as mentioned in sub-paragraph (1) of this paragraph may before the expiration of the year 1965-66 by notice in writing to the surveyor claim that so much of that expenditure as exceeded the total allowances made in respect of it under the said section 94(1)(c) shall instead be treated for the purposes of this Schedule as if it had been an amount paid by him in respect of the maintenance of the premises preserved or protected by the embankment in, and in respect of, the year 1964-65.

- (4) This paragraph shall not apply in relation to any expenditure in respect of which an allowance has been made under Part X or Part XI of the Act of 1952.

#### *Supplemental*

- 17 (1) Subject to the provisions of this paragraph, where a sum or part of a sum deductible under the foregoing provisions of this Schedule can be deducted for the year of assessment in which the sum is paid it shall be so deducted, and where it cannot it shall be deducted for the earliest year of assessment for which it can be deducted.
- (2) Where for any year of assessment the amount from which deductions can be made under the foregoing provisions of this Schedule is sufficient to allow the deduction therefrom of some, but not all, of different sums or parts of sums deductible under those provisions, the sum or parts to be deducted for that year shall in the aggregate be equal to the said amount, and subject to that requirement shall be such as the person whose liability to tax is in question may choose.
- (3) No deduction shall be made under this Schedule in respect of a payment made by a person—
- (a) to the extent to which the payment has been or will be balanced by the receipt of insurance moneys, or recovered from or in any other manner borne by some other person, otherwise than by means of an amount on the profits or gains arising from which the first-mentioned person would be chargeable under Case VIII, or
  - (b) if the payment is payable under deduction of tax.
- (4) An amount or part of an amount shall not be deducted under this Schedule more than once from any sum or from more than one sum, and shall not in any case be deducted

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thereunder if it has been otherwise allowed as a deduction in computing the income of any person for purposes of income tax.

- (5) Where, on account of a payment made in any year of assessment, a deduction falls to be made under this Schedule from any rents or receipts to which the person making the payment became entitled in a previous year, all such adjustments of liability to tax shall be made, by repayment or otherwise, as may be necessary to give effect to the deduction.
- 18 This Schedule has effect subject to the provisions of sections 476 and 477 of the Act of 1952.
- 19 In this Schedule references to a lease extend only to a lease conferring a right, as against the person whose interest is subject to the lease, to the possession of premises;
- " premises " includes any land ;
- " rent " includes a payment made by the tenant to defray the cost of work of maintenance of or repairs to the demised premises, not being work required by the lease to be carried out by the tenant; and
- " tenant's repairing lease " means a lease where the lessee is under an obligation to maintain and repair the whole, or substantially the whole, of the premises comprised in the lease,

and for the purposes of this Schedule a lease shall be taken to be at a full rent if the rent reserved under the lease (including an appropriate sum in respect of any premium under the lease) is sufficient, taking one year with another, to defray the cost to the lessor of fulfilling his obligations under the lease and of meeting any expenses of maintenance, repairs, insurance and management of the premises subject to the lease which fall to be borne by him.

## SCHEDULE 5

Sections 20, 28, 47, Schedules 4, 12.

### ASCERTAINMENT OF ANNUAL VALUE

- 1 The annual value shall be taken to be the rent which might reasonably be expected to be obtained on a letting from year to year if the tenant undertook to pay all usual tenant's rates and taxes, and if the landlord undertook to bear the costs of the repairs and insurance, and the other expenses, if any, necessary for maintaining the subject of the valuation in a state to command that rent.
- 2 Section 6 of the Rating and Valuation Act 1961 (adjustment of gross value by reference to provision of or payment for services, etc.) shall apply for the purposes of the foregoing paragraph, and in relation to land in Scotland or Northern Ireland shall apply as if it extended to the whole of the United Kingdom.

## SCHEDULE 6

Section 25.

### RELIEF WHERE PREMIUM, ETC. TREATED AS RENT

- 1 The relief shall be computed in accordance with the following provisions of this Schedule, and in those provisions—

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" chargeable sum " means an amount to which, under subsection (1), (2), (3) or (4) of section 22 of this Act, the claimant is treated as becoming entitled in the year of assessment, or in respect of which he is, by virtue of subsection (5) of that section or section 23 or 24 of this Act chargeable to tax for the year under Case VI of Schedule D ;

" relevant period ", in relation to any chargeable sum, means the period treated in computing the amount of the sum as being the duration of the lease in respect of which it arises or, where it arises (by virtue of the said section 24) in connection with the sale of an estate or interest in land, means the period mentioned in subsection (1) of that section;

" yearly equivalent ", in relation to any chargeable sum, means the amount which bears to that sum the same proportion as one bears to the number of years and fractions of years in the relevant period.

2 There shall be computed—

- (a) the amount of the tax which, in respect of the chargeable sum or the aggregate of the chargeable sums, as the case may be, would be chargeable if—
  - (i) the relief were not given, and
  - (ii) that sum or aggregate were treated as the highest part of the claimant's total income, and
  - (iii) amounts deductible in computing the tax were so far as possible deducted from other sums from which they are deductible in the year rather than from that sum or aggregate ; and
- (b) the amount of the tax which, in respect of that sum or aggregate, would be chargeable if calculated by reference to the yearly equivalent of that sum or of each sum comprised in that aggregate, as the case may be, in accordance with the following paragraph,

and the relief shall consist of a reduction or repayment of tax equal to the difference between those amounts.

3 (1) Where the relief is to be given in respect of one chargeable sum only, the tax shall be calculated for the purposes of paragraph 2(b) of this Schedule as follows, that is to say—

- (a) from the yearly equivalent of that sum there shall be deducted such amounts as, following the principle set out in paragraph 2(a)(iii) of this Schedule, are deductible from that sum;
- (b) if any balance of the yearly equivalent remains, the tax in respect of the chargeable sum shall be calculated at the rate which, apart from the relief, would apply if the amount of the sum were reduced to the amount of that balance and were then treated as the highest part of the claimant's total income or, if two or more rates would then apply, at those rates in corresponding proportions ;
- (c) if no such balance remains, the tax shall be calculated at the rate applicable to the highest part of the remainder of the claimant's total income for the year of assessment,

and whether or not any such balance remains the tax shall be arrived at by applying the said rate or rates to so much of the chargeable sum as remains after deducting such amounts as, following the principle set out in the said paragraph 2(a)(iii) are deductible from that sum.

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*Status: This is the original version (as it was originally enacted).*

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- (2) Where the relief is to be given in respect of two or more chargeable sums, the tax for each shall be calculated for the said purposes as provided by the foregoing subparagraph, but so mat—
- (a) the rate of tax on a sum arising in respect of any relevant period shall be calculated before the rate of tax on any sum arising in respect of a shorter relevant period ;
  - (b) in calculating the rate of tax on a sum arising in respect of any relevant period and the deductions from that sum, an amount deducted in respect of a sum tax for which has already been calculated shall not again be deducted, and in calculating a rate of tax—
    - (i) any chargeable sum tax for which has not already been calculated or in respect of which no balance of the yearly equivalent remains shall be disregarded ;
    - (ii) as respects any other chargeable sum, the total income of the claimant shall be taken to include the sum, but on the assumption that the amount of it was only that of the balance remaining of the yearly equivalent.
- (3) Where two or more chargeable sums arise in respect of relevant periods of equal duration they shall be treated for the purposes of this paragraph as a single chargeable sum of an amount equal to the aggregate of those sums and arising in respect of a relevant period of like duration.
- 4 A provision of paragraph 2 or 3 of this Schedule requiring tax to be calculated as if an amount were treated as the highest part of the claimant's total income shall apply notwithstanding any provision of the Income Tax Acts directing other income to be treated as the highest part of his total income, but for the purposes of those paragraphs his total income shall be deemed not to include any amount in respect of which he is chargeable to tax under section 37 of the Finance Act 1960 (payments on retirement or removal from office or employment).
- 5 A provision of paragraph 2 or 3 of this Schedule shall apply in relation to any part of the claimant's total income (as computed for the purpose of that provision) as respects which he would be entitled under Part VIII of the Act of 1952 (personal and other reliefs) to a deduction equal to tax at the standard rate on that part as if that part were subject to a nil rate of tax, and shall apply in relation to any part thereof as respects which he would be entitled under section 220 of that Act (reduced rate relief) to a deduction equal to tax at any other rate on that part as if that part were subject to a rate of tax equal to the difference between the standard rate and that other rate.
- 6 (1) Sections 224 and 227 of the Act of 1952 shall apply, subject to any necessary modifications, in relation to claims for relief under this Schedule as they apply in relation to claims for relief under Part VIII of that Act, and a claim for relief under this Schedule in respect of surtax may be made to the Special Commissioners by an individual at the time of making his return for the year of assessment for the purposes of surtax or at any subsequent time not later than six years after the end of the year of assessment.
- (2) Except in relation to a claim in respect of surtax, section 19 of this Act shall not apply as respects relief under this Schedule, and in relation to a claim in respect of surtax shall apply as if references to the surveyor and the Commissioners concerned were references to the Special Commissioners, and as if proviso (c) were omitted.

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- 7 For the purposes of any provision of the Income Tax Acts (other than this Schedule) requiring income of any description to be treated as the highest part of a person's income, his income shall be calculated without regard to any chargeable sum; and where for any year of assessment a person claims relief both under this Schedule and under paragraph 7 of Schedule 4 to the Finance Act 1960 then, in calculating relief under the said paragraph 7, the claimant's income shall be deemed to include, in respect of any chargeable sum (including two or more sums treated for the purposes of paragraph 3 of this Schedule as one chargeable sum), no greater amount than the balance (if any) of the yearly equivalent thereof remaining after the making of any deduction required by the said paragraph 3.

## SCHEDULE 7

Section 26, Schedule 12.

### MINING, QUARRYING, ETC. CONCERNS

- 1 Mines and quarries (including gravel pits, sand pits and brickfields).  
2 Ironworks, gasworks, salt springs or works, alum mines or works (not being mines falling within the preceding paragraph), and waterworks and streams of water.  
3 Canals, inland navigations, docks, and drains or levels.  
4 Fishings.  
5 Rights of markets and fairs, tolls, bridges and ferries.  
6 Railways and other ways.  
7 Other concerns of the like nature as any of the concerns specified in paragraphs 2 to 5 of this Schedule.

## SCHEDULE 8

Section 29.

### TRANSITIONAL ALLOWANCES FOR ANNUAL VALUE OF TRADE PREMISES

- 1 Subject to the provisions of this Schedule, an allowance under this Schedule shall be made to the person carrying on a trade where land which was occupied by him at any time before the end of the year 1962-63 for the purposes of the trade permanently ceases to be occupied by him for those purposes.  
2 The amount of the allowance shall be the excess of—  
(a) the aggregate of any deductions in respect of the annual value of the land which, by virtue of section 136 of the Act of 1952, would have been made in computing the profits or gains of the trade for the years 1963-64 and 1964-65 but for section 29 (1) of this Act and the repeal by this Act of the said section 136, over  
(b) the aggregate of any deductions relating to the land made in computing the profits or gains of the trade for those years, being—  
(i) deductions permitted by section 29 (2) of this Act, so far as made in respect of the period in respect of which the deductions mentioned in paragraph (a) above would have been made, or

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- (ii) deductions in respect of rent from which an amount representing tax was deducted under section 173 of the Act of 1952, so far as made in respect of that period.
- 3 The allowance shall be made by—
- (a) treating the amount of it as rent paid for the land by the said person (in addition to any actual rent) becoming due from day to day during the period defined in paragraph 4 of this Schedule, and
  - (b) allowing deductions accordingly in computing the profits or gains of the trade chargeable under Case I of Schedule D for any year of assessment the profits or gains for which fall to be computed by reference to a period including that period or any part thereof.
- 4 The said period is that ending when the land permanently ceases to be occupied by the said person for the purposes of the trade, and of a duration equal to the aggregate of—
- (a) the number of months and fractions of months during which the land was occupied by him for the purposes of the trade in so much of the period by reference to which the profits or gains of the trade for the year 1963-64 fall to be computed as fell before the beginning of that year, and
  - (b) the number of months and fractions of months during which the land was so occupied in so much of the period by reference to which the profits or gains of the trade for the year 1964-65 fall to be computed as fell before the beginning of the year 1963-64.
- 5 No allowance shall be made under this Schedule where the date on which the land permanently ceases to be occupied by the said person for the purposes of the trade—
- (a) falls within a year of assessment and also within a period by reference to which the profits or gains of the trade for that year of assessment fall to be computed, or
  - (b) falls within a year of assessment in which he permanently ceases to carry on the trade.
- 6 Where there is a change in the persons carrying on the trade, but by virtue of section 19(3) of the Finance Act 1953 or section 17(1) of the Finance Act 1954 the trade does not by reason of the change fall to be treated for any of the purposes of the Income Tax Acts as permanently discontinued, this Schedule (including this paragraph) shall apply as if any occupation of the land before the change occurred by the persons carrying on the trade immediately before it occurred were occupation by the persons carrying on the trade immediately after it occurred.
- 7 Where, by reason of a change in the persons carrying on the trade, the trade falls to be treated for any of the purposes of the Income Tax Acts as permanently discontinued, a person engaged in carrying on the trade immediately before the change occurred who continues to be so engaged immediately after it occurred shall be treated for the purposes of this Schedule as not having been in occupation of the land at any time before it occurred.
- 8 The foregoing provisions of this Schedule shall apply in relation to a profession or vocation as they apply in relation to a trade, but as if the reference in paragraph 3 to Case I of Schedule D were a reference to Case II of that Schedule.



## SCHEDULE 9

Sections 29, 37, 69.

### ALLOWANCE OF TRADING DEDUCTION WHERE PREMIUM ETC. PAID

- 1 In this Schedule:—
- " the amount chargeable " means the amount referred to in section 29(3) of this Act, and
  - " the relevant period "—
    - (a) where the amount chargeable arose under section 22 of this Act, means the period treated in computing that amount as being the duration of the lease ;
    - (b) where that amount arose under section 23 of this Act, means the period treated in computing the amount as being the duration of the lease remaining at the date of the assignment;
    - (c) where that amount arose under section 24 of this Act, means the period beginning with the sale and ending on the date fixed under the terms of the sale as the date of the reconveyance or grant, or, if that date is not fixed, ending with the earliest date at which the reconveyance or grant could take place in accordance with the terms of the sale.
- 2 Subject to the provisions of this Schedule, where during any part of the relevant period the land in relation to which the amount chargeable arose is occupied by the person for the time being entitled to the lease, estate or interest as respects which it arose for the purposes of a trade, profession or vocation carried on by him, he shall be treated, in computing the profits or gains of the trade, profession or vocation chargeable to tax under Case I or II of Schedule D, as paying in respect of that land rent for the period (in addition to any actual rent) becoming due from day to day of an amount which bears to the amount chargeable the same proportion as that part of the relevant period bears to the whole.
- 3 As respects any period during which a part only of the land in relation to which the amount chargeable arose is occupied as mentioned in the foregoing paragraph, that paragraph shall apply as if the whole were so occupied, but the amount chargeable shall be treated as reduced by so much thereof as, on a just apportionment, is attributable to the remainder of the land.
- 4 Where a person, although not in occupation of the said land or a part thereof, deals with his interest in the land or that part as property employed for the purposes of a trade, profession or vocation carried on by him, paragraphs 2 and 3 of this Schedule shall apply as if the land or part were occupied by him for those purposes:
- Provided that—
- (a) where paragraph 8 of Schedule 4 to this Act has effect in relation to a lease granted out of that interest, paragraph 9(2) of that Schedule shall apply for modifying the operation of the said paragraphs 2 and 3 as it applies for modifying the operation of paragraph 9(1) of that Schedule ;
  - (b) in computing profits or gains for any year of assessment, rent shall not by virtue of this paragraph be treated as paid by a person for any period in respect of land in so far as rent treated under paragraph 9 of Schedule 4 to this Act as paid by him for that period in respect of the land has in any previous year of assessment been deducted, or falls in that year to be deducted, under that Schedule.

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*Status: This is the original version (as it was originally enacted).*

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- 5 Where, in respect of expenditure on the acquisition of his interest in the land in relation to which the amount chargeable arose, a person has become entitled to an allowance under section 37 of this Act (mineral depletion) for any year of assessment, then—
- (a) if the allowance is in respect of the whole of the expenditure, no deduction shall be allowed him under this Schedule for that or any subsequent year, or
  - (b) if the allowance is in respect of part only of the expenditure, a deduction allowed him under this Schedule for that or any subsequent year shall be of an amount bearing to the amount which apart from this paragraph would fall to be deducted the same proportion as the remainder of the expenditure bears to the whole.
- 6 Where the amount chargeable arose under section 22(2) of this Act by reason of an obligation which included the carrying out of work in respect of which any allowance has fallen or will fall to be made under Part X or Part XI of the Act of 1952, this Schedule shall apply as if the obligation had not included the carrying out of that work and the amount chargeable had been calculated accordingly.
- 7 Where the amount chargeable arose under section 24 of this Act and the reconveyance or grant in question takes place at a price different from that taken in calculating that amount or on a date different from that taken in determining the relevant period, the foregoing provisions of this Schedule shall be deemed to have had effect (for all relevant years of assessment) as they would have had effect if the actual price or date had been so taken, and such adjustment of liability to tax shall be made, by means of an additional assessment or otherwise, as may be necessary and may be so made at any time at which it could be made if it related only to tax for the year of assessment in which the reconveyance or grant takes place.

## SCHEDULE 10

Sections 43, 69.

### PROVISIONS AS TO CLAIMS UNDER SECTION 43

- 1 A claim under section 43 of this Act shall be made to the surveyor, and shall not be made later than two years after the end of the year of assessment to which, or to a part of which, it relates.
- 2 (1) No such claim shall have effect unless it is proved that during the year or part of a year to which the claim relates—
- (a) no property belonging to the association making the claim was let otherwise than to a member of the association;
  - (b) no property let by the association, and no part of such property, was occupied, whether solely or as joint occupier, by a person not being a member of the association ;
  - (c) the association making the claim satisfies the conditions specified in section 43(5)(i) and (ii) of this Act and has complied with the conditions prescribed under section 43(5)(iii) thereof for the time being in force ; and
  - (d) any covenants required to be included in grants of tenancies by those conditions have been observed :

Provided that where the Commissioners of Inland Revenue are satisfied that the requirements of sub-paragraphs (a) to (d) of this paragraph are substantially complied with they may direct that the claim shall have effect, but if subsequently information

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comes to the knowledge of the Commissioners which satisfies them that the direction was not justified they may revoke the direction and thereupon the liability of all persons concerned to income tax for all relevant years shall be adjusted by the making of assessments or additional assessments or otherwise.

(2) For the purposes of sub-paragraph (1)(b) of this paragraph occupation by any other person in accordance with the will, or the provisions applicable on the intestacy, of a deceased member, shall be treated during the first six months after the death as if it were occupation by a member.

3 Any such claim shall be in such form and contain such particulars as may be prescribed by the Commissioners of Inland Revenue, and, without prejudice to the generality of this provision, the required particulars may include an authority granted by all members of the association for any relevant information contained in any return or statement made by a member under the provisions of the Income Tax Acts to be used by the Commissioners in such manner as they may think fit for determining whether the claim ought to be allowed.

SCHEDULE 11

Sections 55 and 56.

STAMP DUTY TABLES

**PART I**

AD VALOREM DUTY ON CONVEYANCE OR TRANSFER ON SALE

Amount or value of consideration	Special rate for certain instruments certified at £6,000		Ordinary rate	
	s.	d.	s.	d.
Not exceeding £1 5s.		3		3
Exceeding £1 5s. but not exceeding £2 10s.		3		6
Exceeding £2 10s. but not exceeding £3 15s.		6		9
Exceeding £3 15s. but not exceeding £5		6	1	0
Exceeding £5 but not exceeding £10	1	0	2	0

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Amount or value of consideration	Special rate for certain instruments certified at £6,000			Ordinary rate	
Exceeding £10 but not exceeding £15	1	6	3	0	
Exceeding £15 but not exceeding £20	2	0	4	0	
Exceeding £20 but not exceeding £35	2	6	5	0	
Exceeding £35 but not exceeding £60	5	0	10	0	
Exceeding £60 but not exceeding £80	7	6	15	0	
Exceeding £80 but not exceeding £100	10	0	20	0	
Exceeding £100 but not exceeding £300 for every £25 or part of £25 of the consideration	2	6	5	0	
Exceeding £300 for every £50 or part of £50 of the consideration	5	0	10	0	

**PART II**

## REVISED TABLE OF STAMP DUTIES ON LEASES (PARAGRAPH (3) OF HEADING)

	If the term does not exceed 7 years or is indefinite			If the term exceeds 7 years but does not exceed 35 years			If the term exceeds 35 years but does not exceed 100 years			If the term exceeds 100 years		
	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.
Not exceeding £5 per annum	Nil				1	0		6	0		12	0

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	If the term does not exceed 7 years or is indefinite		If the term exceeds 7 years but does not exceed 35 years		If the term exceeds 35 years but does not exceed 100 years		If the term exceeds 100 years				
Exceeding £5 and not exceeding £10			2	0	12	0	1	4	0		
Exceeding £10 and not exceeding £15			3	0	18	0	1	16	0		
Exceeding £15 and not exceeding £20			4	0	1	4	0	2	8	0	
Exceeding £20 and not exceeding £25			5	0	1	10	0	3	0	0	
Exceeding £25 and not exceeding £50			10	0	3	0	0	6	0	0	
Exceeding £50 and not exceeding £75			15	0	4	10	0	9	0	0	
Exceeding £75 and not exceeding £100			1	0	0	6	0	0	12	0	0
Exceeding £100 for	5	0	10	0	3	0	0	6	0	0	

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	If the term does not exceed 7 years or is indefinite	If the term exceeds 7 years but does not exceed 35 years	If the term exceeds 35 years but does not exceed 100 years	If the term exceeds 100 years
any full sum of £50 and also for any fractional part thereof.				

SCHEDULE 12

Section 73.

AMENDMENTS ARISING FROM CHAPTER II OF PART II OF THIS ACT

**PART I**

AMENDMENTS OF THE INCOME TAX ACTS

*The War Damage (Public Utility Undertakings, &c.) Act 1949*

*(12, 13 & 14 Geo. 6. c. 36)*

- 1 In section 28(2), the following shall be substituted for paragraph (b)—  
 “(b) the profits or gains of any person chargeable to income tax under Case VIII of Schedule D ;”.

*The Income Tax Act 1952*

*(15 & 16 Geo. 6. & 1 Eliz. 2. c. 10)*

- 2 In subsections (1) and (4) of section 34 and in section 35, for the words " Schedules A and B " in each place where they occur there shall be substituted the words " Schedule B ".
- 3 In section 123(1), in paragraph (a) of Case III, after the word " periods " there shall be inserted the words " but not including any payment chargeable under Case VIII of Schedule D "; and in Case VI for the words " any of the foregoing Cases " there shall be substituted the words " any other Case of Schedule D ".
- 4 In section 153, in subsection (1), for the words " the proviso to paragraph 1 of Schedule A " there shall be substituted the words " Schedule 7 to the Finance Act 1963 ", and in subsection (5), for the words " the proviso to paragraph 1 of Schedule A " there shall be substituted the words " section 26(1) of the Finance Act 1963 ".

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- 5 (1) At the end of section 162(4) there shall be inserted the words " In the case of an asset being land, the annual value of the use of the asset shall be taken for the purposes of this subsection to be the annual value of the land determined in accordance with Schedule 5 to the Finance Act 1963 ".
- (2) This paragraph shall have effect in relation to tax for the year 1963-64.
- 6 In section 169, the following subsections shall be inserted at the end—
- “(4) This section shall not apply to any rents or other sums in respect of which the person entitled to them is chargeable to tax under Case VIII of Schedule D or would be so chargeable if he were not exempt from tax.
- (5) Any payment made for the period ending on the 15th May in any year in respect of yearly interest secured on land in Scotland shall be treated for the purposes of this section as if it had become due at the commencement of that period.”
- 7 In section 170, the following subsection shall be inserted at the end—
- “(5) Except as provided by section 16 (6) of the Finance Act 1963, this section shall not apply to any rents or other sums in respect of which the person entitled to them is chargeable to tax under Case VIII of Schedule D or would be so chargeable if he were not exempt from tax.”
- 8 In subsections (1) and (2) of section 180, for the words "the proviso to paragraph 1 of Schedule A" in each place where they occur there shall be substituted the words " Schedule 7 to the Finance Act 1963 ".
- 9 In section 262, in subsection (5), for the words " for the purposes of a claim by the company for relief under section one hundred and one of this Act" there shall be substituted the words " in computing profits or gains of the company for the purposes of Case VIII of Schedule D ", and in subsection (8), after the words " Schedule B, income ", there shall be inserted the words " (other than yearly or other interest) ", and for the words from " means lands" to " heritages" there shall be substituted the words " includes any interest in or right over land ".
- 10 In section 270(6)(a), for the words " Schedule A " there shall be substituted the words " Case VIII of Schedule D ".
- 11 (1) Section 313 shall be amended as provided by the following sub-paragraphs.
- (2) For the words " the owner" there shall be substituted the words " in the case ".
- (3) For paragraphs (a) and (b) there shall be substituted the following—
- “(a) the deduction of a sum in respect of payments in the year of assessment for maintenance, repairs, insurance or management of the estate, or in respect of allowances for machinery or plant provided for use or used on the estate, is provided for by section 15(3) of the Finance Act 1963 or section 72 of the Finance Act 1960 ; and
- (b) owing to the insufficiency of rents and receipts to which the owner of the estate becomes entitled in the year, whether from the estate or other property, the sum cannot be deducted (other amounts deductible under Case VIII of Schedule D being treated as deductible in priority to that sum),”.

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- (4) In paragraph (i) of the proviso, for the words " of the units of assessment included therein " there shall be substituted the words " parts thereof ".
- (5) In paragraph (ii) of the proviso, for the words " where units of assessment included in the estate " there shall be substituted the words " payments or allowances in respect of parts thereof which ", and for the word " units " in the third place where it occurs there shall be substituted the word " parts ".
- 12 In section 315, in the definitions of "agricultural income" and " forestry income " for the words " Schedule A " in each place where they occur there shall be substituted the words " Case VIII of Schedule D " ; and in the definition of " estate ", for the words from " or houses " to the end there shall be substituted the words " (including any houses or other buildings) managed as one estate ".
- 13 In section 345(2), the following paragraph shall be inserted at the end—  
     “(f) any payment to which the said section 170 applies by virtue of section 16(6) of the Finance Act 1963.”
- 14 In section 425(3) for the words from " as to which " to the end there shall be substituted the words " which are deductible in computing profits or gains of the company for the purposes of Case VIII of Schedule D ".
- 15 In section 451(1), for the words from "Schedule A in " to "Schedule D" there shall be substituted the words " Schedule D in respect of any land (including an interest in or right over land) vested in them ".
- 16 In Schedule 23, in Part I, in paragraph 1, for the words " Schedules A and B " there shall be substituted the words " Schedule B ", and in paragraph 4, in sub-paragraph (2), after the words " upon him " there shall be inserted the words " or on any question as to the annual value of land ", for the words " his appeal " there shall be substituted the words " the matter ", after the words " was made " there shall be inserted the words " or the land is situated " and for the word " appeal " where it last occurs there shall be substituted the word " determination ", and in sub-paragraph (3), for the word " appeal " there shall be substituted the word " matter " and after the word " against " there shall be inserted the words " or, as the case may be, the question of annual value ".

*The Finance Act 1952*

*(15 & 16 Geo. 6. & 1 Eliz. 2. c. 33)*

- 17 (1) Section 26 shall be amended as provided by the following sub-paragraphs.
- (2) In subsection (6), for the words from "section one hundred and seventy-five" to the end there shall be substituted the words " Case VIII of Schedule D ".
- (3) In subsection (7)—
- (a) for the words from " is chargeable " to " payable to him " there shall be substituted the words " becomes entitled to any rent under a lease comprising the tied premises and other premises ";
  - (b) for the words "the section in question, his liability under that section" there shall be substituted the words " Case VIII of Schedule D, his liability in respect of the rent ";
  - (c) for the words from " of the land " to " may be " there shall be substituted the word " thereof ".



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(4) In subsection (9) for the word " (5)" there shall be substituted the word " (3) ".

(5) For subsection (10) there shall be substituted the following—

“(10) In this section ' lease ' includes an agreement for a lease if the term to be covered by the lease has begun, and any tenancy, but does not include a mortgage or heritable security, and ' lessor' shall be construed accordingly, and includes the successors in title of a lessor.”

*The Finance Act 1960*

*(8 & 9 Eliz. 2. c. 44)*

- 18 (1) Section 72 shall be amended as provided by the following sub-paragraphs.
- (2) In subsection (2)(b), for the words from " the owner " to the end there shall be substituted the words " a person entitled to rents or receipts falling within Case VIII of Schedule D for the maintenance, repair or management of premises in respect of which those rents or receipts arise. "
- (3) In subsection (3), for the words " or his maintenance claim in respect of the land or houses referred to in paragraph (b) thereof " there shall be substituted the words " or in computing his profits or gains for the purposes of Case VIII of Schedule D ".
- (4) In subsection (4)(b)(ii), for the words from " on a maintenance claim " to the end there shall be substituted the words " in computing profits or gains for purposes of Case VIII of Schedule D, means expenditure on maintenance, repairs and management of the premises which under Schedule 4 to the Finance Act 1963 is deductible in computing those profits or gains ".
- (5) In subsection (7), for the words " or a maintenance claim, as the case may be " there shall be substituted the words " in the case mentioned in paragraph (a) of subsection (2) of this section and by notice in writing to the surveyor in the case mentioned in paragraph (b) thereof " ; for the words " land or houses " where they first occur, there shall be substituted the words " premises " ; and for the words " or of the land or houses in question " there shall be substituted the words " or, as the case may be, payments made in that or a subsequent year of assessment for the maintenance, repair or management of the relevant premises have been taken into account in an assessment or claim to repayment of tax which has been finally determined ".
- (6) In subsection (8), after the word " claim " where first occurring, there shall be inserted the words " or in computing profits or gains for the purposes of Case VIII of Schedule D " ; and for the words " the said section one hundred and seventy-six " there shall be substituted the words " Case VIII of Schedule D ".

*The Finance Act 1961*

*(9 & 10 Eliz. 2. c. 36)*

- 19 (1) In section 20(1) for the words from " paragraph (a)" to " under Schedule A) " there shall be substituted " section 47 of the Finance Act 1963 (accommodation occupied by holder of an office or employment) ", the words from " or in which" to " such a person " shall be omitted, and for the words " owned and occupied by a charity " there shall be substituted the words " occupied otherwise than by the holder of the office ".
- (2) This paragraph shall have effect in relation to tax for the year 1963-64.

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*Status: This is the original version (as it was originally enacted).*

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*The Finance Act 1962*

*(10 & 11 Eliz. 2. c. 44)*

- 20 In Schedule 9, in paragraph 17(3)—
- (a) for the words from " under section one hundred and one " in the first place where they occur to " enactments " there shall be substituted the words " in computing his profits or gains for purposes of Case VIII of Schedule D, but where it has been taken into account in computing those profits or gains ";
  - (b) for the words from " expenditure so incurred " to the end there shall be substituted the words " payments made by him which are deductible in computing his profits or gains for purposes of Case VIII of Schedule D ".

**PART II**

MISCELLANEOUS AMENDMENTS

*The Land Drainage Act 1930*

*(20 & 21 Geo. 5. c. 44)*

- 21 (1) Section 29 shall be amended as provided by the following sub-paragraphs.
- (2) In subsection (2), for the words from " is " to " enactment" there shall be substituted the words " was not assessed for the purposes of income tax under Schedule A for the year of assessment 1962-63 ", and after " Schedule A " in the second place where it occurs there shall be inserted the words " for that year of assessment ".
  - (3) In subsection (4), for the words " of the Income Tax Act, 1918, as amended by any subsequent enactment" there shall be substituted the words " for the year of assessment 1962-63 ".
  - (4) This paragraph shall have effect in relation to drainage rates for periods beginning after the 31st March 1964.

*The Tithe Act 1936*

*(26 Geo. 5. & 1 Edw. 8. c. 43)*

- 22 The following section shall be inserted after section 14—

**“14A Reduction of annuities charged on agricultural land.**

- (1) Section 14 of this Act shall not apply as respects an instalment of an annuity payable after the 1st October 1963, but where, as respects an instalment of an annuity payable on that date, a sum is remitted under that section the Commissioners of Inland Revenue shall by order make a reduction in the amount of the annuity equal to that sum.
- (2) In relation to an instalment payable on the 1st October 1963, subsection (3) of the said section 14 and Schedule 4 to this Act shall have effect as if, instead of requiring an application for a certificate of annual value to be made before the 1st March in that year, those provisions required it to be made before the 1st March 1964.”

*Status: This is the original version (as it was originally enacted).*

*The Drainage Rates Act 1958*

*(6 & 7 Eliz. 2. c. 37)*

- 23 (1) In section 1(1), for the words " is made under Schedule A " there shall be substituted the words " was made under Schedule A for the year of assessment 1962-63 ", and for the words from " the last" to the end there shall be substituted the words " that year ".
- (2) This paragraph shall have effect in relation to drainage rates for periods beginning after the 31st March 1964

*The Land Drainage Act 1961*

*(9 & 10 Eliz. 2. c. 48)*

- 24 (1) Section 7 shall be amended in accordance with the four following sub-paragraphs.
- (2) In subsection (1), for the words from " the last" to " is raised " there shall be substituted the words " the year of assessment 1962-63 ".
- (3) In subsection (2), for the words " is made under Schedule A " there shall be substituted the words " was made under Schedule A for the year of assessment 1962-63 ".
- (4) In subsection (4), for the words "is not" there shall be substituted the words " was not ", and after the words " Schedule A " there shall be inserted the words " for the year of assessment 1962-63 ".
- (5) In subsection (6), for the words "from time to time" there shall be substituted the words " at any time before the 6th April 1969 ", and after the words " Schedule A " there shall be inserted the words " for the year of assessment 1962-63 ".
- (6) In section 14, the following subsection shall be inserted at the end—
- “(7) A request by the owner of a chargeable hereditament under section 110 of the Income Tax Act 1952 having effect for the year of assessment 1963-64 shall be treated for the purposes of this section as if it continued to have effect for subsequent years of assessment, but, without prejudice to subsection (4) of this section, subsection (1) thereof shall not apply to the hereditament in respect of a drainage charge raised for any period—
- (a) beginning after the owner either serves on the river board a notice in writing requiring that the said subsection (1) shall no longer so apply or ceases to be the owner of the hereditament; or
- (b) following a period for which a drainage charge is not assessed in respect of the hereditament.”;
- and in subsection (4) of that section, paragraph (b), the word " and " preceding it, and the words " or cancellation" shall be omitted, and in subsection (6), for the words " from time to time there shall be substituted the words " at any time before the 6th April 1965 ".
- (7) In section 23, in subsection (4)(b), for the words from " or under " to " that Act" there shall be substituted the words " for the year of assessment 1962-63 ", and in subsection (6), after the words "Schedule A" there shall be inserted the words " for the year of assessment 1962-63 ".
- (8) This paragraph shall have effect in relation to drainage rates and charges for periods beginning after the 31st March 1964.

*Status: This is the original version (as it was originally enacted).*

SCHEDULE 13

Section 73.

REPEALS ARISING FROM CHAPTER II OF PART II OF THIS ACT

**PART I**

INCOME TAX REPEALS

Chapter	Short Title	Extent of Repeal
2 & 3 Geo. 6. c. 75.	The Compensation (Defence) Act 1939.	In section 2(2), the words from " and in particular " to " from rent".
15 & 16 Geo. 6. & 1 Eliz. 2. c. 10.	The Income Tax Act 1952.	<p>In section 1, the words " Schedule A—Section eighty-two".</p> <p>In section 6(1), the word "A". Section 24.</p> <p>In section 25(2), the words " Schedule A". Section 33.</p> <p>In section 41(1), the words " Schedule A". Section 51(2).</p> <p>In section 51(3), the words from " Subject " to " revaluation ", and in the proviso, the words " Schedule A or ".</p> <p>In section 52(4), the words " Schedule A or ".</p> <p>Sections 53, 72(2)(a) and 73(2).</p> <p>In section 73(3), the words from " and if " to the end.</p> <p>Sections 74(7) and 80 to 82.</p> <p>In section 83, paragraphs 3 to 6 of Schedule B.</p> <p>Sections 84 to 89 and 91 to 114.</p>

The above repeals shall have effect only as respects tax for the year 1964-65 and subsequent years, except that the repeal of section 136 of the Act of 1952, the repeals in sections 153 and 162 of and Schedule 18 to the Act of 1952, the first repeal of words in section 20(1) of the Finance Act 1961, and the repeal of any enactment in so far as the enactment relates to Schedule B, other than the repeal of paragraph 6 of Schedule B, shall also have effect as respects tax for the year 1963-64.

*Status: This is the original version (as it was originally enacted).*

Chapter	Short Title	Extent of Repeal
		<p>In section 115, subsections (2) to (4).</p> <p>Section 116.</p> <p>In section 122, in paragraph 1(b) of Schedule D, the words " Schedule A".</p> <p>In section 123(1), in Case VI, the words " Schedule A".</p> <p>In section 125(1), the words from " who " to " are ".</p> <p>In section 125(2), the words from " delivered" to " letter ".</p> <p>Sections 125(5) and 136.</p> <p>In section 137(c) the words " or annual value " and the words " of the annual value or ".</p> <p>Sections 153(2) and 162(3).</p> <p>In section 162(4), the words from " and the asset " to " Schedule A ".</p> <p>Sections 162(5), 171(2) and 172 to 179.</p> <p>In section 180(1), the words from " the property" to " under Schedule A".</p> <p>In section 180(3), in the definition of " rent ", the words from " but does not " to the end.</p> <p>Sections 182 and 183.</p> <p>Section 204(2) .</p> <p>In section 206(3), the words from " proviso (b) " to " and of".</p> <p>In section 222, the words from " the income arising from the ownership " to " Schedule A and "; and the words from " and where "</p>

The above repeals shall have effect only as respects tax for the year 1964-65 and subsequent years, except that the repeal of section 136 of the Act of 1952, the repeals in sections 153 and 162 of and Schedule 18 to the Act of 1952, the first repeal of words in section 20(1) of the Finance Act 1961, and the repeal of any enactment in so far as the enactment relates to Schedule B, other than the repeal of paragraph 6 of Schedule B, shall also have effect as respects tax for the year 1963-64.

*Status: This is the original version (as it was originally enacted).*

Chapter	Short Title	Extent of Repeal
		<p>to " those lands, tenements, hereditaments or heritages ".</p> <p>In section 262(5), the words " ' maintenance ' has the same meaning as in the said section one hundred and one, and" and the words from " (including any allowance " to the end.</p> <p>In section 262(8), the words " Schedule A or ".</p> <p>Section 270(6)(b).</p> <p>In section 313, in the proviso, in paragraph (ii) the words from " the annual " to " collection "; paragraph (iii) and the word " and " preceding it.</p> <p>In section 314(1), the words from " (not being " to " this Act)."</p> <p>Section 314(6).</p> <p>In section 315, in the definitions of " agricultural income" and " forestry income ", the words from " and income " to the end; the definition of " unit of assessment ".</p> <p>Section 365(3).</p> <p>In section 440(1), the word "A".</p> <p>In section 441(1), the proviso.</p> <p>Section 445(1)(b).</p> <p>In section 447(1)(a), the words from " under Schedule A" to "Act".</p> <p>Section 447(2).</p> <p>In section 448, subsections (1) (a) and (2).</p>

The above repeals shall have effect only as respects tax for the year 1964-65 and subsequent years, except that the repeal of section 136 of the Act of 1952, the repeals in sections 153 and 162 of and Schedule 18 to the Act of 1952, the first repeal of words in section 20(1) of the Finance Act 1961, and the repeal of any enactment in so far as the enactment relates to Schedule B, other than the repeal of paragraph 6 of Schedule B, shall also have effect as respects tax for the year 1963-64.

*Status: This is the original version (as it was originally enacted).*

Chapter	Short Title	Extent of Repeal
<p>15 &amp; 16 Geo. 6. &amp; 1 Eliz. 2. c. 33.</p>	<p>The Finance Act 1952.</p>	<p>Section 453.</p> <p>In section 469(6), the proviso.</p> <p>Sections 474 and 475.</p> <p>In section 476(2), paragraph (b) and the word "or" preceding it.</p> <p>Section 477(2)(b).</p> <p>Section 478.</p> <p>In section 479(1), the words from " and where" to the end.</p> <p>Section 509.</p> <p>Schedules 3, 5 and 7.</p> <p>In Schedule 18, in Part III, in paragraph 2(3), the words " under Schedule A in respect of the property therein or " and in the proviso, the words from the beginning of paragraph (a) to " chargeable under Schedule B"; paragraph 2(4).</p> <p>In Schedule 23, in Part I, paragraph 1(b); in Part II, paragraphs 1 to 3; in paragraph 4(1), the words from " For the purpose " to " A and B "; paragraphs 6 to 11.</p> <p>In section 18(6), paragraph (a) and the word " or " following it.</p> <p>In section 26, the word " untaxed " wherever it occurs; in subsection (1)(b), the words " subject to the foregoing paragraph " and " rent or "; subsections (4) and (5); in subsection (8), paragraph (a) and the word " and " following it.</p>

The above repeals shall have effect only as respects tax for the year 1964-65 and subsequent years, except that the repeal of section 136 of the Act of 1952, the repeals in sections 153 and 162 of and Schedule 18 to the Act of 1952, the first repeal of words in section 20(1) of the Finance Act 1961, and the repeal of any enactment in so far as the enactment relates to Schedule B, other than the repeal of paragraph 6 of Schedule B, shall also have effect as respects tax for the year 1963-64.

*Status: This is the original version (as it was originally enacted).*

Chapter	Short Title	Extent of Repeal
1 & 2 Eliz. 2. c. 34. 2 & 3 Eliz. 2. c. 32.	The Finance Act 1953. The Atomic Energy Authority Act 1954.	Section 18(2). In section 6(2), paragraph (a); in paragraph (c), the words from " under Schedule A " to " 1952 "; and the words from " Provided that " to " therein ".
2 & 3 Eliz. 2. c. 44.	The Finance Act 1954.	In section 16(5), paragraph (a) and the word " and " following it; in paragraph (b), the words " (or would fall to be made but for that exclusion)".
5 & 6 Eliz. 2. c. 49.	The Finance Act 1957.	Sections 18 and 19.
6 & 7 Eliz. 2. c. 56.	The Finance Act 1958.	Section 17. In Schedule 6, in paragraph 1, the words from " or ' one year ' " to " Table " and the words " in subsection (2) of section one hundred and seven, and"; in Table I, in column 1, the words " 107(4) ", and column 2; in Table III, in column 1, the words from " Schedule 5 " to " 1 and 2 ".
7 & 8 Eliz. 2. c. 49.	The Chevening Estate Act 1959.	In section 2, in subsection (1), in paragraph (a) the words " Schedule A or", and in paragraph (b), the words from "under Schedule A" to " 1952"; subsections (3) and (4).
8 & 9 Eliz. 2. c. 44.	The Finance Act 1960.	Section 39(3). In section 72, in subsection (3), in proviso (a), the words " or maintenance claim ", and proviso (b); subsection (5); in subsection (7), the words " or maintenance"; in subsection (8), the words " or maintenance ", and the words " maintenance claim"

The above repeals shall have effect only as respects tax for the year 1964-65 and subsequent years, except that the repeal of section 136 of the Act of 1952, the repeals in sections 153 and 162 of and Schedule 18 to the Act of 1952, the first repeal of words in section 20(1) of the Finance Act 1961, and the repeal of any enactment in so far as the enactment relates to Schedule B, other than the repeal of paragraph 6 of Schedule B, shall also have effect as respects tax for the year 1963-64.



*Status: This is the original version (as it was originally enacted).*

Chapter	Short Title	Extent of Repeal
9 & 10 Eliz. 2. c. 36.	The Finance Act 1961.	where last occurring; and in subsection (11), the definition of " maintenance claim ".  In section 20(1), the words from " or in which" to " such a person", and the words from " but—" to the end.

The above repeals shall have effect only as respects tax for the year 1964-65 and subsequent years, except that the repeal of section 136 of the Act of 1952, the repeals in sections 153 and 162 of and Schedule 18 to the Act of 1952, the first repeal of words in section 20(1) of the Finance Act 1961, and the repeal of any enactment in so far as the enactment relates to Schedule B, other than the repeal of paragraph 6 of Schedule B, shall also have effect as respects tax for the year 1963-64.

## PART II

### PROFITS TAX REPEALS

Chapter	Short Title	Extent of Repeal
1 Edw. 8 & 1 Geo. 6. c. 54.	The Finance Act 1937.	In Schedule 4, in paragraph 4, the words from " and under which the annual value " to " such annual value ".
10 & 11 Geo. 6. c. 35.	The Finance Act 1947.	In Schedule 8, in Part III, paragraph 3.
5 & 6 Eliz. 2. c. 49.	The Finance Act 1957.	In Schedule 7, paragraph 2.

The first of the above repeals shall have effect in relation to chargeable accounting periods ending after the end of the year 1962-63, the second shall have effect as respects expenditure incurred after the 5th April 1963, and the third shall have effect in relation to chargeable accounting periods ending after the end of the year 1963-64.

## PART III

### ESTATE DUTY REPEALS

Chapter	Short Title	Extent of Repeal
57 & 58 Vict. c. 30.	The Finance Act 1894.	In section 7(5), the proviso so far as unrepealed.
10 Edw. 7. & 1 Geo. 5. c. 8.	The Finance (1909-10) Act 1910.	Sections 60(1) and 61(1).
3 & 4 Geo. 6. c. 29.	The Finance Act 1940.	In Schedule 7, in paragraph 1(7), the words from "and that value " to the end.
10 & 11 Eliz. 2. c. 44.	The Finance Act 1962.	Section 28(4)(c).

The above repeals shall have effect in relation to deaths occurring after the 5th April 1963.

*Status: This is the original version (as it was originally enacted).*

## PART IV

### OTHER REPEALS

<i>Act</i>	<i>Extent of Repeal</i>	<i>Operation</i>
The Lands Valuation (Scotland) Act 1854 (c. 91).	Section 2.	From the passing of this Act.
The Salmon and Freshwater Fisheries Act 1923 (c. 16).	In Schedule 1, in Part II, in paragraph (4), the words " income tax or ".	From the passing of this Act.
The Landlord and Tenant Act 1927 (c. 36).	In section 16, the words " taxes (otherwise than by deduction from rent) or ", and in paragraph (a) the words "taxes or ".	From the passing of this Act, except as respects taxes charged for periods ending on or before the 5th April 1964.
The Local Government Act 1929 (c. 17).	In section 79, in subsection (1), the words from " or, if" to the end, and subsection (2); section 81; in section 134, the definitions of " Gross annual value for income tax purposes " and " Net annual value for income tax purposes ".	From the passing of this Act.
The Land Drainage Act 1930 (c. 44).	In section 29(4), the words " from time to time" and " for the time being ".	As respects drainage rates for periods beginning after the 31st March 1964.
The Local Government Act 1933 (c. 51).	Section 297; in section 305, in the definition of " Net annual value", the words from "either" to "the said Schedule A ".	From the passing of this Act.
The Tithe Act 1936 (c. 43).	Section 14; Schedule 4.	As respects instalments of annuities payable after the 1st October 1963.
The Agriculture Act 1947 (c. 48).	In section 78(1)(a) the words from " and the assessment " to the end.	From the passing of this Act.
The Local Government Act 1948 (c. 26).	Section 59(1).	From the passing of this Act.
The Representation of the People Act 1949 (c. 68).	Section 5(3)(b).	From the passing of this Act.
The Tithe Act 1951 (c. 62).	In section 3(1), the words from "and to" to "thereof"; section 9.	As respects instalments of annuities payable after the 1st October 1963.

*Status: This is the original version (as it was originally enacted).*

<i>Act</i>	<i>Extent of Repeal</i>	<i>Operation</i>
<a href="#">The Drainage Rates Act 1958 (c. 37).</a>	In section 1, in subsection (2) (a) and in subsection (5), the words from " or under " to " that Act ".	As respects drainage rates for periods beginning after the 31st March 1964.
<a href="#">The Finance Act 1958 (c. 56).</a>	Section 38(2)(b).	As respects instalments of annuities payable after the 1st October 1963.
<a href="#">The Land Drainage Act 1961 (c. 48).</a>	In section 7(6), the words " for the time being"; in section 14(4), paragraph (b), the word " and " preceding it, and the words " or cancellation "; in section 23(4)(b), the words " last " and " before the said date ".	As respects drainage rates or charges for periods beginning after the 31st March, 1964.
<a href="#">The Drainage Rates Act 1963 (c. 10).</a>	In section 1, in subsection (3), paragraph (b) and the word " and " preceding it, and subsection (4).	As respects drainage rates for periods beginning after the 31st March 1964.

SCHEDULE 14

Section 73.

GENERAL REPEALS

**PART I**

CUSTOMS AND EXCISE REPEALS

<i>Act</i>	<i>Extent of Repeal</i>	<i>Operation</i>
<a href="#">The Finance Act 1951 (c. 43).</a>	In section 4(1), paragraph (a) and in paragraph (b) the words " in containers in which there are more than 30 matches ".	From the 1st September 1963.
<a href="#">The Customs and Excise Act 1952 (c. 44).</a>	In section 134(3) the words from the beginning of the proviso to the end of the subsection.	From the passing of this Act.

1. The repeal of section 2 of the Finance Act 1957 shall not affect the operation of subsection (1) of that section, so far as it invalidates licences issued before the 1st October 1963, or the operation of subsections (6) to (8) of that section, so far as they relate to the repayment of duty on licences so issued.
2. Section 38(2) of the Interpretation Act 1889 shall apply to the above repeal of enactments contained in this Act as if they had been repealed by another Act.

*Status: This is the original version (as it was originally enacted).*

<i>Act</i>	<i>Extent of Repeal</i>	<i>Operation</i>
	Sections 187 to 189.	From the 4th April 1963.
	In section 307(1), in the definition of " brewer ", the words " and ' private brewer ' ", the word " respectively " and the words " and a person holding such a licence as a private brewer ".	From the passing of this Act.
	In section 307(1), in the definition of " tobacco dealer " and " tobacco manufacturer " the words " 'tobacco dealer' and ", the words " under section one hundred and eighty-seven and " and the word " respectively ".	From the 4th April 1963.
	Schedule 2, Part II.	From the passing of this Act.
<a href="#">The Finance Act 1957 (c. 49).</a>	Section 2.	From the 1st October 1963, but subject to the saving set out below.
<a href="#">The Finance Act 1960 (c. 44).</a>	Section 6.	From the 4th April 1963.
	In section 9(4), and in paragraph 3 of Part II of Schedule 2, the word " heavy ".	From the passing of this Act.
<a href="#">The Finance Act 1962 (c. 44).</a>	Section 1(3).	From the passing of this Act.
	In section 2(1)(b), the words from " at" where it first occurs to " matches, and ", and the words " in containers in which there are more than 30 matches ".	From the 1st September 1963.
<a href="#">The Finance Act 1963 (c. 25).</a>	In Schedule 1, the first entry in column 3 and the first entry in column 4.	From the 1st September 1963.
	<ol style="list-style-type: none"> <li>1. The repeal of section 2 of the Finance Act 1957 shall not affect the operation of subsection (1) of that section, so far as it invalidates licences issued before the 1st October 1963, or the operation of subsections (6) to (8) of that section, so far as they relate to the repayment of duty on licences so issued.</li> <li>2. Section 38(2) of the Interpretation Act 1889 shall apply to the above repeal of enactments contained in this Act as if they had been repealed by another Act.</li> </ol>	

*Status: This is the original version (as it was originally enacted).*

## PART II

### INCOME TAX REPEALS

Chapter	Short Title	Extent of Repeal
3 & 4 Eliz. 2. c. 15.	The Finance Act 1955.	Section 2(3).
4 & 5 Eliz. 2. c. 54.	The Finance Act 1956.	In section 40(1), in the proviso, the word " or ".
5 & 6 Eliz. 2. c. 49.	The Finance Act 1957.	Section 12(4). In section 23(1), the proviso.
6 & 7 Eliz. 2. c. 56.	The Finance Act 1958.	Section 14(2).
7 & 8 Eliz. 2. c. 58.	The Finance Act 1959.	Section 27.
9 & 10 Eliz. 2. c. 36.	The Finance Act 1961.	Section 16. In section 23, subsections (2) to (6). In section 26, subsections (2) and (3).

The above repeals shall have effect as respects tax for the year 1963-64 and subsequent years of assessment.

## PART III

### REPEAL RELATING TO ESTATE DUTY

Chapter	Short Title	Extent of Repeal
10 & 11 Eliz. 2. c. 44.	The Finance Act 1962.	Section 27(1).

The above repeal shall have effect as respects deaths occurring or after the 4th April 1963.

## PART IV

### STAMP DUTY REPEALS

Chapter	Short Title	Extent of Repeal
23 & 24 Vict. c. 5.	The Indian Securities Act 1860.	Section 2.
33 & 34 Vict. c. 71.	The National Debt Act 1870.	Section 71.
40 & 41 Vict. c. 59.	The Colonial Stock Act 1877.	Section 8.
54 & 55 Vict. c. 39.	The Stamp Act 1891.	Section 76. In section 77, subsections (3) and (4).

The above repeals shall come into force on 1st August 1963.

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*Status: This is the original version (as it was originally enacted).*

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Chapter	Short Title	Extent of Repeal
		<p>Section 78.</p> <p>Section 84.</p> <p>Section 107.</p> <p>Section 108.</p> <p>In section 109, subsection (2).</p> <p>In Schedule 1, the heading " Conveyance or Transfer whether on sale or otherwise "; in the heading " Conveyance or Transfer on sale " and in the heading " Conveyance or Transfer by way of security ", the words " (except such stock as aforesaid) ", in the heading " Lease or Tack " paragraph (1), in the heading " Marketable Security " paragraph (1)(a) and (c) and paragraphs (3) and (4), and the heading " Share Warrant and stock Certificate to Bearer "</p>
<p>58 &amp; 59 Vict. , c. 16.</p> <p>62 &amp; 63 Vict. c. 9.</p>	<p>The Finance Act 1895.</p> <p>The Finance Act 1899.</p>	<p>Section 14.</p> <p>Section 4.</p>
<p>10 Edw. 7 &amp; 1 Geo. 5. c. 8.</p>	<p>The Finance (1909-10) Act 1910.</p>	<p>In section 5, subsection (1) and in subsection (2) the words down to " that section; and ", and the words " under this section ".</p>
<p>1 &amp; 2 Geo. 5. c. 48.</p>	<p>The Finance Act 1911.</p>	<p>Section 6.</p>
<p>10 &amp; 11 Geo. 5. c. 18.</p>	<p>The Finance Act 1920.</p>	<p>Section 75.</p>
<p>26 Geo. 5 &amp; 1 Edw. 8. c. 34.</p>	<p>The Finance Act 1936.</p>	<p>Section 76.</p>
<p>2 &amp; 3 Geo. 6. c. 41.</p>	<p>The Finance Act 1939.</p>	<p>Section 13.</p>
<p>7 &amp; 8 Geo. 6. c. 23.</p>	<p>The Finance Act 1944.</p>	<p>Section 38.</p>
		<p>Section 28.</p>
		<p>In section 37, subsection (5) and in subsection (6) the defini -tions of " stock " and " guar -anteed stock ".</p>
		<p>Section 44.</p>

The above repeals shall come into force on 1st August 1963.

*Status: This is the original version (as it was originally enacted).*

Chapter	Short Title	Extent of Repeal
9 & 10 Geo. 6. c. 23.	The Finance Act 1946.	Section 55.  In section 57, in the definition of " certificate to bearer " the words from " or the delivery of which " to the end.
10 & 11 Geo. 6. c. 35.	The Finance Act 1947.	In section 52, subsections (1) and (2) except so far as they relate to the duty chargeable under sections 77 and 79 of the Finance (1909-10) Act 1910.  Section 53 except subsection (4).  Section 54(1) and (2).  Section 55.
14 Geo. 6. c. 15.	The Finance Act 1950.	Section 37.  Section 38.
1 & 2 Eliz. 2. c. 34.	The Finance Act 1953.	Section 31(2).
6 & 7 Eliz. 2. c. 56.	The Finance Act 1958.	Section 34 except subsections (4) and (8).
7 & 8 Eliz. 2. c. 58.	The Finance Act 1959.	Section 31.
9 & 10 Eliz. 2. c. 36.	The Finance Act 1961.	Section 34(2).

The above repeals shall come into force on 1st August 1963.

## PART V

### LAND TAX REDEMPTION REPEALS

Chapter	Short Title	Extent of Repeal
42 Geo. 3. c. 116.	The Land Tax Redemption Act 1802.	From the beginning of the Act to section 77.  Section 78 from the beginning of the section to the words " forthwith extinguished ".  Section 79 from the beginning of the section to the words " forthwith extinguished ".

The above repeals shall come into force on the passing of this Act.

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*Status: This is the original version (as it was originally enacted).*

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Chapter	Short Title	Extent of Repeal
		<p>Sections 80 and 81.</p> <p>Section 82 from the beginning of the section to the words " borne in future ".</p> <p>Sections 83 and 84.</p> <p>In section 114 the proviso.</p> <p>Sections 131 to 139.</p> <p>Sections 143 to 149.</p> <p>In section 155 the words from the beginning of the section to " purchased as aforesaid " and the words from " and the rest of such manors " to the end of the section.</p> <p>Section 164 onwards to the end of the Act..</p>
45 Geo. 3. c. 77.	The Land Tax Redemption Act 1805.	The whole Act
50 Geo. 3. c. 58.	The Land Tax Redemption Act 1810.	Section 2 from the beginning of the section to the words " forthwith extinguished ".
53 Geo. 3. c. 123.	The Land Tax Redemption Act 1813.	<p>Sections 1 to 12.</p> <p>Section 13 except as respects money arising from compulsory redemption under section 39 of the Finance Act 1949.</p> <p>Sections 14 to 22.</p> <p>Section 26 from the beginning of the section to the words " with any other living " in the second place where they occur.</p> <p>Section 27.</p> <p>Section 28 from the beginning of the section to the words " forthwith extinguished ".</p> <p>Section 29 onwards to the end of the Act.</p>

The above repeals shall come into force on the passing of this Act.



*Status: This is the original version (as it was originally enacted).*

Chapter	Short Title	Extent of Repeal
54 Geo. 3. c. 173.	The Land Tax Redemption Act 1814.	The whole Act.
57 Geo. 3. c. 100.	The Land Tax Redemption Act 1817.	The whole Act except sections 20 and 21.
5 Geo. 4. c. 78.	The Duchy of Cornwall Act 1824.	The whole Act.
1 & 2 Vict. c. 58.	The Land Tax Redemption Act 1838.	The whole Act.
8 & 9 Vict. c. 118.	The Inclosure Act 1845.	In section 138 the words " the land tax or of ".
16 & 17 Vict. c. 90.	The Land Tax Redemption (Investment) Act 1853.	The whole Act except as respects money arising from compulsory redemption under section 39 of the Finance Act 1949.
16 & 17 Vict. c. 117.	The Land Tax Redemption (No. 2) Act 1853.	The whole Act.
59 & 60 Vict. c. 28.	The Finance Act 1896.	Part VI except sections 33 and 36. Section 33 except paragraph (a). In section 36, paragraph (1). In section 39 the words from " Part Six " to the end of the section.
12, 13 & 14 Geo. 6. c. 47.	The Finance Act 1949.	Section 41.

The above repeals shall come into force on the passing of this Act.

## PART VI

### OTHER LAND TAX REPEALS

Chapter	Short Title	Extent of Repeal
38 Geo. 3. c. 5.	The Land Tax Act 1797.	The whole Act except sections 30 and 31.
38 Geo. 3. c. 48.	The Land Tax Commissioners Act 1798.	The whole Act.
7 & 8 Geo. 4. c. 17.	The Distress (Costs) Act 1827.	The words " land tax " .

The above repeals shall come into force on 1st October 1963, and shall not affect the operation of any enactment in relation to land tax chargeable for the year from 25th March 1962 to 24th March 1963 or for any earlier period, or in relation to the collection or recovery of any such tax.

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Chapter	Short Title	Extent of Repeal
7 & 8 Geo. 4. c. 75.	The Land Tax Commissioners Act 1827.	The whole Act.
9 Geo. 4. c. 38.	The Land Tax Commissioners Act 1828.	The whole Act.
3 & 4 Will. 4. c. 13.	The Public Revenue (Scotland) Act 1833.	In section 1 the words "land tax or " Section 4. In section 8 the words " and land tax ".
8 & 9 Vict. c. 18.	The Lands Clauses Consolidation Act 1845.	In section 69 the words " the purchase or redemption of the land tax or ".
8 & 9 Vict. c. 19.	The Lands Clauses Consolidation (Scotland) Act 1845.	In section 67 the words " the purchase or redemption of the land tax or ".
20 & 21 Vict. c. 58.	The Lands Valuation ("Scotland") Act 1857.	In section 3 the words " or the land tax ".
23 & 24 Vict. c. 112.	The Defence Act 1860.	In section 33 the words " land tax".
43 & 44 Vict. c. 19.	The Taxes Management Act 1880.	The whole Act.
46 & 47 Vict. c. 55.	The Revenue Act 1883.	Sections 12 and 13.
47 & 48 Vict. c. 62.	The Revenue Act 1884.	Section 7.
51 & 52 Vict. c. 20.	The Glebe Lands Act 1888.	In section 4(2)(b) the words " land tax ".
52 & 53 Vict. c. 42.	The Revenue Act 1889.	Section 14.
52 & 53 Vict. c. 50.	The Local Government (Scotland) Act 1889.	Section 102.
55 & 56 Vict. c. 25.	The Taxes (Regulation of Remuneration) Amendment Act 1892.	The whole Act.
61 & 62 Vict. c. 10.	The Finance Act 1898.	Part IV.
6 Edw. 7. c. 52.	The Land Tax Commissioners Act 1906.	The whole Act.
10 & 11 Geo. 5. c. 18.	The Finance Act 1920.	Section 63.
11 & 12 Geo. 5. c. 32.	The Finance Act 1921.	Section 64.
15 & 16 Geo. 5. c. 18.	The Settled Land Act 1925.	In section 73(1)(ii) the words " land-tax ".

The above repeals shall come into force on 1st October 1963, and shall not affect the operation of any enactment in relation to land tax chargeable for the year from 25th March 1962 to 24th March 1963 or for any earlier period, or in relation to the collection or recovery of any such tax.

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Chapter	Short Title	Extent of Repeal
15 & 16 Geo. 5. c. 20.	The Law of Property Act 1925.	In section 1(2)(d) the words " Land tax ".
15 & 16 Geo. 5. c. 21.	The Land Registration Act 1925.	In section 70(1)(e) the words " Land tax ".
15 & 16 Geo. 5. c. 24.	The Universities and College Estates Act 1925.	In section 26(1)(ii) the words " land-tax ".
15 & 16 Geo. 5. c. 87.	The Tithe Act 1925.	Section 8(2). In section 10(4) the words " land tax or other ".
17 & 18 Geo. 5. c. 10.	The Finance Act 1927.	Section 54.
18 & 19 Geo. 5. c. 17.	The Finance Act 1928.	Section 33.
21 & 22 Geo. 5. c. 28.	The Finance Act 1931.	Section 37.
23 & 24 Geo. 5. c. 41.	The Administration of Justice (Scotland) Act 1933.	In section 7 the words " the Taxes Management Act 1880 ".
1 & 2 Geo. 6. c. 46.	The Finance Act 1938.	Section 52.
2 & 3 Geo. 6. c. 75.	The Compensation (Defence) Act 1939.	In section 2(2) the words " and the enactments relating to land tax ".
5 & 6 Geo. 6. c. 21.	The Finance Act 1942.	Section 42. Schedule 10 Part II.
9 & 10 Geo. 6. c. 13.	The Finance (No. 2) Act 1945.	Section 60(1). Schedule 9.
12, 13 & 14 Geo. 6. c. 47.	The Finance Act 1949.	Sections 37 and 38. Section 42(1), (2), (3), (5). Section 43 but not so as to affect regulations made under that section before the passing of this Act. Section 44(2)(a) including the word " and ". Section 45(3).
14 & 15 Geo. 6. c. 39.	The Common Informers Act 1951.	In the Schedule the entry relating to the Land Tax Commissioners Act 1798.
15 & 16 Geo. 6. & 1 Eliz. 2. c. 10.	The Income Tax Act 1952.	In section 461, in subsection (1) and in

The above repeals shall come into force on 1st October 1963, and shall not affect the operation of any enactment in relation to land tax chargeable for the year from 25th March 1962 to 24th March 1963 or for any earlier period, or in relation to the collection or recovery of any such tax.

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Chapter	Short Title	Extent of Repeal
10 & 11 Eliz. 2. c. 44.	The Finance Act 1962.	subsection (2), the words " and land tax " Section 27(2).

The above repeals shall come into force on 1st October 1963, and shall not affect the operation of any enactment in relation to land tax chargeable for the year from 25th March 1962 to 24th March 1963 or for any earlier period, or in relation to the collection or recovery of any such tax.

## PART VII

### IRISH LAND PURCHASE REPEALS

Chapter	Short Title	Extent of Repeal
54 & 55 Vict. c. 48.	The Purchase of Land (Ireland) Act 1891.	Sections 1, 2 and 4.
55 & 56 Vict. c. 48.	The Bank Act 1892.	In section 4(6), the words " and Guaranteed Land stock", the word "two", the words " in the case of the , Local Loans stock " and the words from " and in the case" to the end of the section.
10 & 11 Geo. 5. c. 67.	The Government of Ireland Act 1920.	In section 26(5), in the definition of " purchase annuities " the words from " in addition " to " 1891 " where it first occurs.
25 & 26 Geo. 5. c. 21.	The Northern Ireland Land Purchase (Winding Up) Act 1935.	In Schedule 2, paragraph (a), the words " the Land Purchase Account".
1 & 2 Geo. 6. c. 25.	The Eire (Confirmation of Agreements) Act 1938.	In Schedule 2, paragraph 1.
5 & 6 Geo. 6. c. 21.	The Finance Act 1942.	In Schedule 11, Part I, the words " Guaranteed Land Stock ".
7 & 8 Eliz. 2. c. 6.	The National Debt Act 1958.	In section 15(1), the words " Guaranteed Land Stock ".

The above repeals shall come into force one month after the date fixed by the Treasury under this Act for the redemption of Guaranteed Land Stock.

*Status: This is the original version (as it was originally enacted).*

## PART VIII

### MISCELLANEOUS REPEALS

Chapter	Short Title	Extent of Repeal
<a href="#">33 &amp; 34 Vict. c. 71.</a>	The National Debt Act 1870.	Part V except so far as it applies to stock certificates and coupons issued thereunder and outstanding on the date of repeal.
<a href="#">55 &amp; 56 Vict. c. 39.</a>	The National Debt (Stockholders Relief) Act 1892.	Section 7.
<a href="#">6 &amp; 7 Geo. 5. c. 24.</a>	The Finance Act 1916.	Section 65.
<a href="#">8 &amp; 9 Eliz. 2. c. 44.</a>	The Finance Act 1960.	Section 78.

The first three of the above repeals shall come into force on such date as may be prescribed by regulations under section 71 of this Act, and the last of those repeals shall come into force on the passing of this Act.

### TABLE OF STATUTES REFERRED TO IN THIS ACT

Short Title	Chapter
Indian Securities Act 1860	<a href="#">23 &amp; 24 Vict. c. 5.</a>
National Debt Act 1870	<a href="#">33 &amp; 34 Vict. c. 71.</a>
National Debt (Conversion) Act 1888	<a href="#">51 &amp; 52 Vict. c. 2.</a>
Interpretation Act 1889	<a href="#">52 &amp; 53 Vict. c. 63.</a>
Stamps Act 1891	<a href="#">54 &amp; 55 Vict. c. 38.</a>
Purchase of Land (Ireland) Act 1891	<a href="#">54 &amp; 55 Vict. c. 48.</a>
Finance Act 1894	<a href="#">57 &amp; 58 Vict. c. 30.</a>
Finance Act 1899	<a href="#">62 &amp; 63 Vict. c. 9.</a>
Finance Act 1907	<a href="#">7 Edw. 7. c. 13.</a>
Finance (1909-10) Act 1910.	<a href="#">10 Edw. 7. &amp; 1 Geo. 5. c. 8.</a>
Government of Ireland Act 1920	<a href="#">10 &amp; 11 Geo. 5. c. 67.</a>
Finance Act 1921	<a href="#">11 &amp; 12 Geo. 5. c. 32.</a>
Trustee Act 1925	<a href="#">15 &amp; 16 Geo. 5. c. 19.</a>
Finance Act 1928	<a href="#">18 &amp; 19 Geo. 5. c. 17.</a>
Land Drainage Act 1930	<a href="#">20 &amp; 21 Geo. 5. c. 44.</a>
Local Government Act 1933	<a href="#">23 &amp; 24 Geo. 5. c. 51.</a>
Finance Act 1936 .	<a href="#">26 Geo. 5 &amp; 1 Edw. 8. c. 8.</a>
Tithe Act 1936	<a href="#">26 Geo. 5 &amp; 1 Edw. 8. c. 43.</a>
Finance Act 1937	<a href="#">1 Edw. 8 &amp; 1 Geo. 6. c. 54.</a>

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Short Title	Chapter
Finance Act 1938	1 & 2 Geo. 6. c. 46.
London Government Act 1939	2 & 3 Geo. 6. c. 40.
Finance Act 1939	2 & 3 Geo. 6. c. 41.
Finance Act 1944	7 & 8 Geo. 6. c. 23.
Finance Act 1946	9 & 10 Geo. 6. c. 23.
New Towns Act 1946	9 & 10 Geo. 6. c. 68.
Exchange Control Act 1947	10 & 11 Geo. 6. c. 14.
Finance Act 1947	10 & 11 Geo. 6. c. 35.
War Damage (Public Utility Undertakings, &c.) Act 1949.	12, 13 & 14 Geo. 6. c. 36.
Finance Act 1949	12, 13 & 14 Geo. 6. c. 47.
Housing (Scotland) Act 1950	14 Geo. 6. c. 34.
Finance Act 1951	14 & 15 Geo. 6. c. 43.
Income Tax Act 1952	15 & 16 Geo. 6 & 1 Eliz. 2. c. 10.
Finance Act 1952	15 & 16 Geo. 6 & 1 Eliz. 2. c. 33.
Customs and Excise Act 1952	15 & 16 Geo. 6 & 1 Eliz. 2. c. 44.
Finance Act 1953	1 & 2 Eliz. 2. c. 34.
Finance Act 1954	2 & 3 Eliz. 2. c. 44.
Finance Act 1955	3 & 4 Eliz. 2. c. 15.
Pensions (India, Pakistan and Burma) Act 1955	3 & 4 Eliz. 2. c. 22.
Finance Act 1956	4 & 5 Eliz. 2. c. 54.
Finance Act 1957	5 & 6 Eliz. 2. c. 49.
Housing Act 1957	5 & 6 Eliz. 2. c. 56.
Drainage Rates Act 1958	6 & 7 Eliz. 2. c. 37.
Finance Act 1958	6 & 7 Eliz. 2. c. 56.
National Debt Act 1958	7 & 8 Eliz. 2. c. 6.
Pensions (Increase) Act 1959.	7 & 8 Eliz. 2. c. 50.
Finance Act 1959	7 & 8 Eliz. 2. c. 58.
Local Employment Act 1960	8 & 9 Eliz. 2. c. 18.
European Free Trade Association Act 1960	8 & 9 Eliz. 2. c. 19.
Finance Act 1960	8 & 9 Eliz. 2. c. 44.
Charities Act 1960	8 & 9 Eliz. 2. c. 58.
Finance Act 1961	9 & 10 Eliz. c. 36.
Rating and Valuation Act 1961..	9 & 10 Eliz. 2. c. 45.

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Short Title	Chapter
Land Drainage Act 1961	9 & 10 Eliz. 2. c. 48.
Finance Act 1962 .	10 & 11 Eliz. 2. c. 44.
Pipe-lines Act 1962	10 & 11 Eliz. 2. c. 58.
Pensions (Increase) Act 1962	11 Eliz. 2. c. 2.
Betting, Gaming and Lotteries Act 1963	1963 c. 2.