



Finance Act 1963

1963 CHAPTER 25

PART I

CUSTOMS AND EXCISE

1 ^{F1}

Textual Amendments

F1 S. 1 repealed by Finance Act (c. 49), s. 26(7), Sch. 9

2 ^{F2}

Textual Amendments

F2 S. 2 Repealed by Statute Law (Repeals) Act 1976 (c. 16), Sch. 1 Pt. VI

3 ^{F3}

Textual Amendments

F3 S. 3 repealed by Finance Act 1973 (c. 51), s. 59(7), Sch. 22 Pt. I

4 ^{F4}

Status: Point in time view as at 01/02/1991.

Changes to legislation: There are currently no known outstanding effects for the Finance Act 1963. (See end of Document for details)

Textual Amendments

F4 S. 4 repealed by Finance Act 1973 (c. 51), s. 59(7), **Sch. 22 Pt. I**; Finance (No. 2) Act 1975 (c. 45), s. 75(5), **Sch. 14 Pt. I**; Matches and Mechanical Lighters Duties Act 1979 (c. 6), s. 9(1), **Sch.**

5 **F5**

Textual Amendments

F5 S. 5 repealed by Statute Law (Repeals) Act 1989 (c. 43), s. 1(1), **Sch. 1 Pt. II** Group 2

6 **F6**

Textual Amendments

F6 S. 6 repealed by Alcoholic Liquor Duties Act 1979 (c. 4), s. 92(2), **Sch. 4 Pt. I**

7 **F7**

Textual Amendments

F7 S. 7 repealed by Customs and Excise Management Act 1979 (c. 2), s. 177(3), **Sch. 6 Pt. I**

8 **F8**

Textual Amendments

F8 S. 8 repealed by Hydrocarbon Oil (Customs & Excise) Act 1971 (c. 12), s. 24(2), **Sch. 7**

9 **F9**

Textual Amendments

F9 S. 9 repealed by Finance Act 1966 (c. 18), s. 53(7), **Sch. 13 Pt. II**

PART II

10— **F10**
51.

Status: Point in time view as at 01/02/1991.
Changes to legislation: There are currently no known outstanding effects for the Finance Act 1963. (See end of Document for details)

Textual Amendments

F10 Ss. 10–51 repealed (with saving for ss. 38, 39) by [Income and Corporation Taxes Act 1970 \(c. 10\)](#), ss. 537, 538(1), Sch. 14 para. 26, [Sch. 16](#)

PART III

52— ^{F11}
54.

Textual Amendments

F11 Ss. 52–54 repealed (with savings) by [Finance Act 1975 \(c. 7\)](#), ss. 50, 52(2)(3), 59, [Sch. 13 Pt. I](#)

PART IV

STAMP DUTIES

Reduction of duties

55 Reduced duty on conveyance or transfer on sale.

- (1) Subject to subsections [^{F12}(1A) to] (3) below and to the following provisions of this Part of this Act, the stamp duty chargeable under the heading “Conveyance or Transfer on sale” in Schedule 1 to the ^{M1}Stamp Act 1891 shall be charged by reference to the amount or value of the consideration for the sale at the following rates, that is to say—
- [^{F13}(a) where the amount or value of the consideration is £30,000 or under and the instrument is certified, as described in section 34(4) of the Finance Act ^{M2}1958, at £30,000, nil;
 - (b) where paragraph (a) above does not apply and the amount or value of the consideration does not exceed £500, the rate of 50p for every £50 or part of £50 of the consideration; and
 - (c) where paragraph (a) above does not apply and the amount or value of the consideration exceeds £500, the rate of £1 for every £100 or part of £100 of the consideration]

and any duty chargeable by reference to that heading shall be charged accordingly.

(1A) ^{F14}

- (2) In relation to duty chargeable [^{F15}by reference to the heading mentioned in subsection (1) above] by virtue of the heading “Lease or Tack” in the said Schedule 1 in a case where part of the consideration consists of rent and that rent exceeds [^{F16}£300] a year, subsection (1) above shall have effect [^{F17}as if paragraph (a) and, in paragraphs (b) and (c), the words “paragraph (a) above does not apply and” were omitted].
- (3) Nothing in this section shall affect any enactment imposing an upper limit on the amount of duty chargeable ad valorem.

Status: Point in time view as at 01/02/1991.

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(4) F18

Textual Amendments

- F12** Words substituted by Finance Act 1986 (c. 41, SIF 114), s. 64(2)(3)
- F13** S. 55(1)(a)–(c) substituted by virtue of Finance Act 1984 (c. 43, SIF 114), s. 109(1)
- F14** S. 55(1A)(which was inserted by Finance Act 1986 (c. 41, SIF 114), s. 64(1)(3)) is now repealed by Finance Act 1990 (c. 29, SIF 114), s. 132, Sch. 19 Pt. VI
- F15** Words substituted by Finance Act 1986 (c. 41, SIF 114), s. 64(2)(3)
- F16** “£300” substituted by virtue of Finance Act 1982 (c. 39, SIF 114), s. 128(2)
- F17** Words substituted by Finance Act 1984 (c. 43, SIF 114), s. 109(1)
- F18** S. 55(4) repealed by Finance Act 1970 (c. 24), Sch. 8 Pt. V

Modifications etc. (not altering text)

- C1** S. 55 modified (retrospective to 16.1.1992) by Stamp Duty (Temporary Provisions) Act 1992 (c. 2), s. 1(1)(a)(b)(2)(4)

Marginal Citations

- M1** 1891 c. 39.
- M2** 1958 c. 56(114).

56 Reduced duty on leases.

(1) F19

(3) For the purposes of the said heading a lease granted for a fixed term and thereafter until determined shall be treated as a lease for a definite term equal to the fixed term together with such further period as must elapse before the earliest date at which the lease can be determined; and section 75 of the said Act of 1891 (agreements for leases) shall be construed accordingly.

(4) Section 76, subsections (3) and (4) of section 77 and section 78 of the said Act of 1891 shall cease to have effect.

Textual Amendments

- F19** S. 56(1)(2) repealed with saving by Finance Act 1974 (c. 30), s. 49(2)(3), Sch. 14 Pt. III

Modifications etc. (not altering text)

- C2** The “said heading” means the heading “Lease or Tack” in Stamp Act 1891 (c. 39), Sch. 1
- C3** The text of ss. 56(4), 59(5), 68, 73(9) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

57 Miscellaneous reductions.

(1) The rates of stamp duty chargeable under or by reference to the following headings or parts of headings in Schedule 1 to the Stamp Act 1891, that is to say—

Bond, Covenant or Instrument of any kind whatsoever

F20

.....

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Mortgage, Bond, Debenture, Covenant and Warrant of Attorney,
.....^{F21}

shall be those at which the duty would be chargeable if section 52 of the ^{M3}Finance Act 1947 (which doubled the rates) had not been enacted.

(2)^{F22}

Textual Amendments

- F20** Words repealed with saving by Finance Act 1973 (c. 51), s. 59(7), Sch. 22 Pt. V
- F21** Words repealed by Finance Act 1967 (c. 54), **Sch. 16 Pt. VII**, Finance Act 1970 (c. 24), **Sch. 8 Pt. IV** and (with saving) Finance Act 1974 (c. 30), s. 49(3), **Sch. 14 Pt. IV**
- F22** S. 57(2) repealed by Finance Act 1970 (c. 21), **Sch. 8 Pt. IV**

Marginal Citations

- M3** 1947 c. 35.

58^{F23}

Textual Amendments

- F23** S. 58 repealed by Finance Act 1974 (c. 30), **Sch. 14 Pt. VII**; and expressed to be repealed (27.7.1999) by 1999 c. 16, s. 139, **Sch. 20 Pt. V(2)**

Bearer Instruments

59 Stamp duty on bearer instruments.

(1)^{F24}

(2)^{F25}

(5) Section 44 of the Finance Act 1944 (repayment of transfer duty in case of securities transferable by delivery) shall cease to have effect.

Textual Amendments

- F24** S. 59(1) repealed by Finance Act 1990 (c. 29, SIF 114), s. 132, **Sch. 19 Pt. VI**
- F25** Ss. 59(2)–(4), 60, 61, 62(4), 65(1), 67 repealed by Finance Act 1990 (c. 29, SIF 114), s. 132, **Sch. 19 Pt. VI**

Modifications etc. (not altering text)

- C4** The text of ss. 56(4), 59(5), 68, 73(9) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

60^{F26}

Status: Point in time view as at 01/02/1991.
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Textual Amendments

F26 Ss. 59(2)–(4), 60, 61, 62(4), 65(1), 67 repealed by Finance Act 1990 (c. 29, SIF 114), s. 132, **Sch. 19 Pt. VI**; and expressed to be repealed (27.7.1999) by 1999 c. 16, s. 139, **Sch. 20 Pt. V(2)**

61 **F27**

Textual Amendments

F27 Ss. 59(2)–(4), 60, 61, 62(4), 65(1), 67 repealed by Finance Act 1990 (c. 29, SIF 114), s. 132, **Sch. 19 Pt. VI**; and expressed to be repealed (27.7.1999) by 1999 c. 16, s. 139, **Sch. 20 Pt. V(2)**

Miscellaneous

62 Commonwealth stock.

(1) In Schedule 1 to the ^{M4}Stamp Act 1891, the heading “Conveyance or Transfer whether on sale or otherwise” (which relates to Canadian and colonial stock) shall be omitted, . . . ^{F28}.

(2) **F29**

(3) **F30**

(4) **F31**

(5) **F32**

(6) **F29**

Textual Amendments

F28 Words repealed by Finance Act 1990 (c. 29, SIF 114), s. 132, **Sch. 19 Pt. VI**
F29 S. 62(2)(6) repealed by Finance Act 1986 (c. 41, SIF 114), **ss. 79(1)(a)(9)–(11)**, 114, Sch. 23 Pt. IX(2)
F30 S. 62(3) repealed by Finance Act 1976 (c. 40), **Sch. 15 Pt. VI**
F31 Ss. 59(2)–(4), 60, 61, 62(4), 65(1), 67 repealed by Finance Act 1990 (c. 29, SIF 114), s. 132, **Sch. 19 Pt. VI**
F32 S. 62(5) repealed by Statute Law (Repeals) Act 1989 (c. 43), s. 1(1), **Sch. 1 Pt. II Gp. 2**

Marginal Citations

M4 1891 c. 39.

63 Securities for annual and other payments.

In determining whether an instrument is—

- (a) the only, principal or primary security for any annuity or for any sum or sums of money within the meaning of paragraph (1) of the heading “Bond, Covenant or Instrument of any kind whatsoever” in Schedule 1 to the Stamp Act 1891; or

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(b) the only, principal or primary security for the payment or repayment of money within the meaning of paragraph (1) of the heading “Mortgage, Bond, Debenture, Covenant and Warrant of Attorney” in that Schedule, no account shall be taken of any other instrument which is a security for the same annuity, sum or sums, or for the same payment or repayment, as the case may be, or for any part thereof, unless that other instrument is chargeable with stamp duty under either of the said paragraphs and is duly stamped.

64 F33

Textual Amendments

F33 S. 64 repealed by [Finance Act 1985 \(c. 54, SIF 114\)](#), s. 98(6), [Sch. 27 Pt. IX\(1\)](#)

65 Miscellaneous exemptions.

- (1) F34
- (2) In Part VII of the ^{M5}Finance Act 1946 . . . ^{F35}, the references to a unit trust scheme shall be deemed not to include references—
- (a) to any common investment scheme under section 22 of the ^{M6}Charities Act 1960; or
 - (b) to any unit trust scheme the units in which are, under the terms of the trust instrument relating to the scheme, required to be held only by bodies of persons established for charitable purposes only or trustees of trusts so established.
- (3) No stamp duty shall be chargeable in respect of any form of application for legal aid under [^{F36}the ^{M7}Legal Aid Act 1974 or the ^{M8}Legal Aid (Scotland) Act 1967] or in respect of any form relating to the offer and acceptance of a certificate pursuant to an application for legal aid under those Acts.

Textual Amendments

- F34** Ss. 59(2)–(4), 60, 61, 62(4), 65(1), 67 repealed by [Finance Act 1990 \(c. 29, SIF 114\)](#), s. 132, [Sch. 19 Pt. VI](#)
- F35** Words repealed by [Finance Act 1988 \(c. 39, SIF 114\)](#), s. 148, [Sch. 14 Pt. XI](#)
- F36** Words substituted by virtue of [Interpretation Act 1978 \(c. 30\)](#), [s. 17\(2\)\(a\)](#)

Marginal Citations

- M5** 1946 c. 64.
M6 1960 c. 58.
M7 1974 c. 4.
M8 1967 c. 43.

66 F37

Status: Point in time view as at 01/02/1991.
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Textual Amendments
F37 S. 66 repealed by Finance Act 1967 (c. 54), s. 29(5)(b), Sch. 16 Pt. III

67 **F38**

Textual Amendments
F38 Ss. 59(2)–(4), 60, 61, 62(4), 65(1), 67 repealed by Finance Act 1990 (c. 29, SIF 114), s. 132, Sch. 19 Pt. VI and subject to an amendment to s. 67 (27.7.1999) by 1999 c. 16, ss. 113(3)(4), 114(1)(2), Sch. 16 para. 2, Sch. 17 Pt. I para. 6

PART V

MISCELLANEOUS

68 Abolition of land tax.

- (1) All properties which remained chargeable to land tax until the end of the land tax year 1962 - 63 shall be exonerated from land after the end of that year.
- (2) As respects land tax for the land tax year 1962 - 63 and for earlier years, and all other matters—
 - (a) the functions of the Land Tax Commissioners shall be transferred to the Commissioners for the general purposes of the income tax for the respective divisions in which the properties are situated,
 - (b) the functions of the collectors of land tax shall be transferred to the collectors of taxes ;
 and the offices of the Land Tax Commissioner, clerk to Land Tax Commissioners and collector of land tax shall be abolished.

 This subsection shall come into force on the 1st October 1963.
- (3) This section shall not affect any compulsory redemption of land tax under section 39 of the Finance Act 1949 where the date on which the property became liable to redemption was a date falling on or before the 24th March 1963.
- (4) In section “land tax year” means a period of twelve months ending with the 24th March.

Modifications etc. (not altering text)
C5 The text of ss. 56(4), 59(5), 68, 73(9) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

69 **F39**

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Textual Amendments

F39 S. 69 repealed by [Finance Act 1965 \(c. 25\)](#), s. 97(5), **Sch. 22 Pt. V**

70 **F40**

Textual Amendments

F40 S. 70 repealed by [Electricity and Gas Act 1963 \(c. 59\)](#), s. 4(2), **Sch. 2**

71 Further provision for bearer bonds in respect of government securities

- (1) Subject to . . . ^{F41} regulations under this section, any person who is registered as the holder of any government security to which this section applies shall be entitled at his option to a bearer bond in lieu of the whole or any part of his holding; and the holder of such a bond shall be entitled, upon surrender of the bond, to be registered as the holder of the security represented by the bond.
- (2) This section applies to government securities being stock to which Part V of the ^{M9}National Debt Act 1870 applies at the commencement of this Act, or securities of such other descriptions as may be prescribed by order of the Treasury.
- (3) The Treasury may make regulations, in respect of all or any descriptions of government securities for which bearer bonds are available, whether by virtue of this section or by virtue of the terms of issue of the securities, for regulating the issue of bearer bonds and of coupons for the payment of dividends thereon; and such regulations may make provision—
 - (a) for any matters (other than income tax) for which provision is made at the commencement of this Act by Part V of the ^{M10}National Debt Act 1870 or by regulations under the said Part V in relation to stock subject to that Part;
 - (b) for any incidental, supplementary or transitional matters relating to such bonds or coupons, and to transactions connected therewith, for which it appears to the Treasury to be necessary or expedient to provide:

Provided that nothing in such regulations, so far as applicable to securities in respect of which bearer bonds are available by virtue of the terms of issue, shall take away or abridge any rights conferred on the holders by those terms.
- (4) Any power of the Treasury to make orders or regulations under this section shall be exercisable by statutory instrument; and any statutory instrument made by virtue of this section shall—
 - (a) in the case of an order under subsection (2), be laid before Parliament after being made; and
 - (b) in the case of regulations under subsection (3), be subject to annulment in pursuance of a resolution of either House of Parliament.
- (5) In this section “government securities” means securities of any description comprised in the definition of “government stock” in [^{F42}section 15(1) of the ^{M11}National Debt Act 1972].
- (6) **F43**

Status: Point in time view as at 01/02/1991.
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Textual Amendments

- F41 Words repealed by [Finance Act 1987 \(c. 16, SIF 99:6\)](#), s. 72(7), **Sch. 16 Pt. XI**
- F42 Words substituted by virtue of [National Debt Act 1972 \(c. 56\)](#), s. 15(2)
- F43 [S. 71\(6\)](#) repealed by [Statute Law \(Repeals\) Act 1986 \(c. 12\)](#), s. 1(1), **Sch. 1 Pt. III**

Marginal Citations

- M9 [1870 c. 71](#).
- M10 [1870 c. 71](#).
- M11 [1972 c. 65](#).

72 F44

Textual Amendments

- F44 [S. 72](#) repealed by [National Loans Act 1968 \(c. 13\)](#), s. 24(2), **Sch. 6 Pt. I**

73 Short title, commencement, construction, extent, amendments and repeals.

- (1) This Act may be cited as the Finance Act 1963.
- (2) Part IV of this Act (except section 67) shall come into force on the 1st August 1963.
- (3) F45
- (4) F46 Part IV shall be construed as one with the Stamp Act 1891.
- (5) Any reference in this Act to any other enactment shall, except so far as the context otherwise requires, be construed as a reference to that enactment as amended or applied by or under any other enactment, including this Act.
- (6) Such of the provisions of this Act as relate to matters in respect of which the Parliament of Northern Ireland has power to make laws shall not extend to Northern Ireland.
- (7) In consequence of, or otherwise in connection with, the enactment of Chapter II of Part II of this Act—
 - (a) F47
 - (b) the enactments mentioned in Parts I, II and III of Schedule 13 to this Act are hereby repealed, to the extent mentioned in the third column of that Schedule, but subject as respects the repeals contained in each Part to any provision made at the end of that Part as to the effect of those repeals;
 - (c) the enactments mentioned in Part IV of Schedule 13 to this Act are hereby repealed to the extent mentioned in the second column of that Part, from the date or, as the case may be, as respects the matters specified in relation thereto in the third column of that Part.
- (8) The enactments mentioned in Schedule 14 to this Act—
 - (a) so far as they are mentioned in Part I of that Schedule are hereby repealed to the extent mentioned in the second column of that Part as from the date specified in relation thereto in the third column of that Part;

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- (b) so far as they are mentioned in any other Part of that Schedule are hereby repealed to the extent mentioned in the third column of that Part, but subject as regards the repeals contained in any Part of that Schedule to any provision in relation thereto made at the end of that Part.
- (9) The provisions of Schedule 13 and 14 to this Act as to the operation or effect of repeals contained in those Schedules are without prejudice to the provisions of section 38(2) of the Interpretation Act 1889.

Textual Amendments

- F45** S. 73(3) repealed by [Customs and Excise Management Act 1979 \(c. 2\), s. 177\(3\), Sch. 6 Pt. I](#)
- F46** Words repealed by [Income and Corporation Taxes Act 1970 \(c. 10\), ss. 538, 539\(1\), Sch. 16](#); [Finance Act 1975 \(c. 7\), ss. 50, 52\(2\)\(3\), 59, Sch. 13 Pt. I](#) and [Customs and Excise Management Act 1979 \(c. 2\), s. 177\(3\), Sch. 6 Pt. I](#)
- F47** S. 73(7)(a) repealed by [Statute Law \(Repeals\) Act 1986 \(c. 12\), s. 1\(1\), Sch. 1 Pt. III](#)

Modifications etc. (not altering text)

- C6** S. 73(6) amended by [Northern Ireland Constitution Act 1973 \(c. 36\), s. 40](#)
- C7** The text of s. 73(7) and Sch. 11 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.
- C8** The text of ss. 56(4), 59(5), 68, 73(9) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Status:

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Changes to legislation:

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