



# Finance Act 1978

## 1978 CHAPTER 42

### PART V **U.K.**

#### MISCELLANEOUS AND SUPPLEMENTARY

#### 77 **Disclosure of information to tax authorities in other member States.** **U.K.**

- (1) No obligation as to secrecy imposed by statute or to otherwise shall preclude the Commissioners of Inland Revenue or an authorised officer of those Commissioners from disclosing to the competent authorities of another member State any information required to be so disclosed by virtue of the Directive of the Council of the European Communities dated 19th December 1977 No. [77/799/EEC](#).
- (2) Neither the Commissioners nor an authorised officer shall disclose any information in pursuance of the said Directive unless satisfied that the competent authorities of the other State are bound by, or have undertaken to observe, rules of confidentiality with respect to the information which are not less strict than those applying to it in the United Kingdom.
- (3) Nothing in this section shall permit the Commissioners of Inland Revenue or an authorised officer of those Commissioners to authorise the use of information disclosed by virtue of the said Directive other than for the purposes of taxation or to facilitate legal proceedings for failure to observe the tax laws of the receiving State.

#### **Modifications etc. (not altering text)**

- C1** [S. 77](#) extended by [Finance Act 1990 \(c. 48\), s. 17\(2\)](#) and by [Finance Act 1990 \(c. 29\), s. 125\(5\)\(6\)](#)
- C2** The text of ss. 8, 9, 77, 80(3)(b) and Schs. 1, 11 and 13 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

*Status: Point in time view as at 31/07/1998.*

*Changes to legislation: There are currently no known outstanding effects for the Finance Act 1978, PART V. (See end of Document for details)*

**Textual Amendments**

**F1** S. 78 repealed by Finance Act 1984 (c. 43), s. 128(6), **Sch. 23 Pt. XIV**

**79** ..... <sup>F2</sup> **U.K.**

**Textual Amendments**

**F2** S. 79 repealed by Customs and Excise Management Act 1979 (c. 2), s. 177(3), **Sch. 6 Pt. I**

**80 Short title, interpretation, construction and repeals. U.K.**

- (1) This Act may be cited as the Finance Act 1978.
- (2) In this Act “the Taxes Act” means the Income and Corporation Taxes Act 1970.
- (3) In this Act—
  - (a) Part I (except sections 8 and 9) shall be construed as one with [<sup>F3</sup>the <sup>M1</sup>Customs and Excise Management Act 1979];
  - (b) Part II shall be construed as one with Part I of the <sup>M2</sup>Finance Act 1972;
  - (c) Part III, so far as it relates to income tax, shall be construed as one with the Income Tax Acts, so far as it relates to corporation tax shall be construed as one with the Corporation Tax Acts . . . <sup>F4</sup>;
  - (d) ..... <sup>F5</sup>
- (4) Except so far as the context otherwise requires, any reference in this Act to any enactment shall be construed as a reference to that enactment as amended, and as including a reference to that enactment as applied, by or under any other enactment, including this Act.
- (5) The enactments mentioned in Schedule 13 to this Act (which include spent enactments) are hereby repealed to the extent specified in the third column of that Schedule, but subject to any provision at the end of any Part of that Schedule.

**Textual Amendments**

- F3** Words substituted by Customs and Excise Management Act 1979 (c. 2), **Sch. 4 para. 12** Table Pt. I
- F4** Words repealed by Capital Gains Tax Act 1979 (c. 14, SIF 63:2), s. 158, **Sch.8**
- F5** S. 80(3)(d) repealed by Capital Transfer Tax Act 1984 (c. 51, SIF 65), s. 277, **Sch. 9**

**Modifications etc. (not altering text)**

**C3** The text of ss. 8, 9, 77, 80(3)(b) and Schs. 1, 11 and 13 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.

**Marginal Citations**

- M1** 1979 c. 2.
- M2** 1972 c. 41.

**Status:**

Point in time view as at 31/07/1998.

**Changes to legislation:**

There are currently no known outstanding effects for the Finance Act 1978, PART V.