SCHEDULES

F1SCHEDULE 1

Textual Amendments

F1 Sch. 1 repealed (21.7.2008) by Statute Law (Repeals) Act 2008 (c. 12), Sch. 1 Pt. 8



Textual Amendments

F2 Sch. 2 repealed by Finance Act 1984 (c. 43, SIF 40:1), s. 128(6), Sch. 23 Pt. I

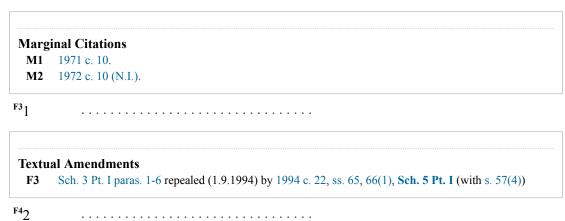
SCHEDULE 3

Section 4.

VEHICLES EXCISE DUTY

PART I

Provisions Substituted in Part II of Schedules 1 to 5 to the $^{\rm M1}$ Vehicles (Excise)Act 1971 and the $^{\rm M2}$ Vehicles (Excise) Act (Northern Ireland) 1972



Textu	ial Amendments
F4	Sch. 3 Pt. I paras. 1-6 repealed (1.9.1994) by 1994 c. 22, ss. 65, 66(1), Sch. 5 Pt. I (with s. 57(4))
F53	
3	
	nal Amendments
F5	Sch. 3 Pt. I paras 1-6 repealed (1.9.1994) by 1994 c. 22, ss. 65, 66(1), Sch. 5 Pt. I (with s. 57(4))
^{F6} 4	
Textu	nal Amendments
F6	Sch. 3 Pt. I paras. 1-6 repealed (1.9.1994) by 1994 c. 22, ss. 65, 66(1), Sch. 5 Pt. I (with s. 57(4))
F ⁷ 5	
3	
Textu	nal Amendments
F7	Sch. 3 Pt. I paras 1-6 repealed (1.9.1994) by 1994 c. 22, ss. 65, 66(1), Sch. 5 Pt. I (with s. 57(4))
^{F8} 6	
Textu	nal Amendments
F8	Sch. 3 Pt. I paras 1-6 repealed (1.9.1994) by 1994 c. 22, ss. 65, 66(1), Sch. 5 Pt. I (with s. 57(4))
^{F9} 7	
Textu F9	ral Amendments Sch. 3 para. 7 repealed (1.10.1991) by Finance Act 1991 (c. 31, SIF 107:2), ss. 10, 123, Sch. 19 Pt.IV;
r z	S.I. 1991/2021, art.2.

PART II

Amendment of Part I of Schedule 4 to The $^{\rm M3}$ Vehicles (Excise) Act 1971 and The $^{\rm M4}$ Vehicles (Excise) Act (Northern Ireland) 1972

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Marginal Citations
M3 1971 c. 10.
M4 1972 c. 10 (N.I.).
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^{F10} 8	Amendments made in both Acts
8	
Textu F10	al Amendments Sch. 3 Pt. II para. 8 repealed (1.9.1994) by 1994 c. 22, ss. 65, 66(1), Sch. 5 Pt. I (with s. 57(4))
F119	Amendments made only in the Act of 1971
9	
Textu F11	al Amendments Sch. 3 Pt. II para. 9 repealed (3.5.1994) by 1994 c. 9, s. 258, Sch. 26 Pt. I(3) (with Sch. 3)
^{F12} 10	
Textu F12	al Amendments Sch. 3 Pt. II para. 8 repealed (1.9.1994) by 1994 c. 22, ss. 65, 66(1), Sch. 5 Pt. I (with s. 57(4))
^{F13} 11	
Textu F13	al Amendments Sch. 3 Pt. II para. 11 repealed (1.9.1994) by 1994 c. 22, ss. 65, 66(1), Sch. 5 Pt. I (with s. 57(4))
	Amendments made only in the Act of 1972
F1412	
Textu F14	al Amendments Sch. 3 para. 12 repealed (1.10.1991) by Finance Act 1991 (c. 31, SIF 107:2), ss. 10, 123, Sch. 19 Pt.IV ; S.I. 1991/2021, art.2 .
	SCHEDULES 4, 5

Textual Amendments

F15 Schs. 4, 5 repealed by Income and Corporation Taxes Act 1988 (c. 1, SIF 63:1), s. 844, Sch. 31

F16SCHEDULE 6

Textu F16	sch. 6 repealed (6.3.1992 with effect as mentioned in s. 289(1)(2) of the repealing Act) by Taxation of Chargeable Gains Act 1992 (c. 12), ss. 289, 290, Sch.12 (with s. 201(3), Sch. 11 paras. 20, 22, 26(2), 27)
	Interpretation
^{F17} 1	
Toytu	al Amendments
F17	Sch. 6 repealed (6.3.1992 with effect as mentioned in s. 289(1)(2) of the repealing Act) by Taxation of Chargeable Gains Act 1992 (c. 12), ss. 289, 290, Sch.12 (with s. 201(3), Sch. 11 paras. 20, 22, 26(2), 27)
	Election for pooling
F182	
Textu F18	sal Amendments Sch. 6 repealed (6.3.1992 with effect as mentioned in s. 289(1)(2) of the repealing Act) by Taxation of Chargeable Gains Act 1992 (c. 12), ss. 289, 290, Sch.12 (with s. 201(3), Sch. 11 paras. 20, 22, 26(2), 27)
F193	Effect of election
Textu F19	sal Amendments Sch. 6 repealed (6.3.1992 with effect as mentioned in s. 289(1)(2) of the repealing Act) by Taxation of Chargeable Gains Act 1992 (c. 12), ss. 289, 290, Sch.12 (with s. 201(3), Sch. 11 paras. 20, 22, 26(2), 27)
	The 1982 identification rules
F204	
Textu F20	sal Amendments Sch. 6 repealed (6.3.1992 with effect as mentioned in s. 289(1)(2) of the repealing Act) by Taxation of Chargeable Gains Act 1992 (c. 12), ss. 289, 290, Sch.12 (with s. 201(3), Sch. 11 paras. 20, 22, 26(2), 27)
	The indexation allowance
F215	

	Supplementary
Textu F26	Sch. 6 repealed (6.3.1992 with effect as mentioned in s. 289(1)(2) of the repealing Act) by Taxation of Chargeable Gains Act 1992 (c. 12), ss. 289, 290, Sch.12 (with s. 201(3), Sch. 11 paras. 20, 22, 26(2), 27)
F2610	
	Consideration for options
Textu F25	al Amendments Sch. 6 repealed (6.3.1992 with effect as mentioned in s. 289(1)(2) of the repealing Act) by Taxation of Chargeable Gains Act 1992 (c. 12), ss. 289, 290, Sch.12 (with s. 201(3), Sch. 11 paras. 20, 22, 26(2), 27
^{F25} 9	Transfers on a no gain / no loss basis
Textu F24	Sch. 6 repealed (6.3.1992 with effect as mentioned in s. 289(1)(2) of the repealing Act) by Taxation of Chargeable Gains Act 1992 (c. 12), ss. 289, 290, Sch.12 (with s. 201(3), Sch. 11 paras. 20, 22, 26(2), 27
F 24 8	
Textu F23	Sch. 6 repealed (6.3.1992 with effect as mentioned in s. 289(1)(2) of the repealing Act) by Taxation of Chargeable Gains Act 1992 (c. 12), ss. 289, 290, Sch.12 (with s. 201(3), Sch. 11 paras. 20, 22, 26(2), 27
Textu F22	al Amendments Sch. 6 repealed (6.3.1992 with effect as mentioned in s. 289(1)(2) of the repealing Act) by Taxation o Chargeable Gains Act 1992 (c. 12), ss. 289, 290, Sch.12 (with s. 201(3), Sch. 11 paras. 20, 22, 26(2), 27
F226	
Textu F21	al Amendments Sch. 6 repealed (6.3.1992 with effect as mentioned in s. 289(1)(2) of the repealing Act) by Taxation o Chargeable Gains Act 1992 (c. 12), ss. 289, 290, Sch.12 (with s. 201(3), Sch. 11 paras. 20, 22, 26(2), 27

Textual Amendments

F27 Sch. 6 repealed (6.3.1992 with effect as mentioned in s. 289(1)(2) of the repealing Act) by Taxation of Chargeable Gains Act 1992 (c. 12), ss. 289, 290, Sch.12 (with s. 201(3), Sch. 11 paras. 20, 22, 26(2), 27)

SCHEDULE 7

Section 35.

APRT: M5 MODIFICATIONS OF FINANCE ACT, 1982, SCHEDULE 19

Marginal Citations

M5 1982 c. 39.

- In paragraph 1(3) (returns for periods after liability for APRT has ceased) the word "nine" shall be omitted.
- In paragraph 2(2) (instalment payments where liability for APRT expires) for the words from "the chargeable period" to "for that field" there shall be substituted the words "any chargeable period ending on or after 31st December 1984."
- 3 (1) In paragraph 14 (repayment of APRT) in sub-paragraph (1) for the words from "for the last" to "section 139(1)(b)" there shall be substituted the words " for the ninth chargeable period following the first chargeable period referred to in section 139(1) (a)".
 - (2) In sub-paragraph (2) of that paragraph for the words from "the last" to "this Act" there shall be substituted the words "the ninth chargeable period referred to in sub-paragraph (1) above" and for the words "subsection (4) of that section" there shall be substituted the words "section 139(4) of this Act".
 - (3) In sub-paragraph (3) of that paragraph for the words "the last chargeable period" and in sub-paragraph (4)(a) of that paragraph for the words "the chargeable period" there shall be substituted the words "the ninth chargeable period".
- In paragraph 17 (abandoned fields) in sub-paragraph (1)(c) for the words from "last" to "section 139(1)(b)" there shall be substituted the words "ninth chargeable period following the first chargeable period referred to in section 139(1)(a)".

SCHEDULE 8

Section 37.

RELIEFS FOR EXPLORATION AND APPRAISAL EXPENDITURE ETC

PART I

SECTION TO BE INSERTED AFTER SECTION 5 OF THE PRINCIPAL ACT

Modifications etc. (not altering text)

C1 The text of Sch. 8 Pt. I 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

Allowance of exploration and appraisal expenditure.

- "5A(1) The exploration and appraisal expenditure which, subject to the provisions of this section and Schedule 7 to this Act, is allowable in the case of a person who is a participator in an oil field is any expenditure (whether or not of a capital nature) which—
 - (a) is incurred after 15th March 1983 by that person or, if that person is a company, by that company or a company associated with it in respect of the expenditure; and
 - (b) is so incurred wholly and exclusively for one or more of the purposes specified in subsection (2) below; and
 - (c) at the time it is so incurred, does not relate to a field for which a development decision has previously been made.
 - (2) The purposes referred to in subsection (1) above are—
 - (a) the purpose of searching for oil in the United Kingdom, the territorial sea thereof or a designated area;
 - (b) the purpose of ascertaining the extent or characteristics of any oil-bearing area in the United Kingdom, the territorial sea thereof or a designated area;
 - (c) the purpose of ascertaining what are the reserves of oil of any such oil-bearing area; and
 - (d) subject to subsection (3) below, the purpose of making to the Secretary of State any payment under or for the purpose of obtaining a licence (not being a payment by way of royalty or other periodic payment).
 - (3) Expenditure incurred for the purpose mentioned in subsection (2)(d) above is not allowable under this section unless, at the time the allowance is claimed,—
 - (a) the licence to which the expenditure related has expired or has been determined or revoked; or
 - (b) part of the licensed area has been surrendered;
 - and where paragraph (b) above applies only that proportion of the expenditure which corresponds to the proportion of the licensed area which has been surrendered is expenditure falling within subsection (1) above.
 - (4) Subject to subsection (5) below, subsections (2) and (4) to (8) of section 5 of this Act apply for the purposes of this section as they apply for the purposes of that section.
 - (5) In the application for the purposes of this section of the provisions of section 5 of this Act referred to in subsection (4) above,—

- (a) any reference in subsection (2) of section 5 to the purpose mentioned in subsection (1)(b) of that section shall be construed as a reference to any of the purposes specified in subsection (2) of this section;
- (b) the reference in subsection (2)(a) of section 5 to subsection (1) of that section shall be construed as a reference to subsection (1) of this section; and
- (c) the reference in subsection (6) of section 5 to a sum received does not include a reference—
 - (i) to a sum received from the disposal of oil won in the course of operations carried out for any of the purposes in paragraphs (a) to (c) of subsection (2) of this section; or
 - (ii) to a sum received for the assignment of any of the rights conferred by a licence or of any interest in a licensed area.
- (6) Expenditure is not allowable under this section in connection with an oil field if, or to the extent that, it has been allowed under Schedule 5, Schedule 6 or Schedule 7 to this Act in connection with any oil field.
- (7) For the purposes of subsection (1)(c) above, a development decision is made when—
 - (a) consent for development is granted to a licensee by the Secretary of State in respect of the whole or part of an oil field; or
 - (b) a programme of development is served on a licensee or approved by the Secretary of State for the whole or part of an oil field;

and subsections (4) and (5) of section 36 of the Finance Act 1983 (meaning of development etc.) apply in relation to this subsection as they apply in relation to subsections (2) and (3) of that section.

- (8) If, at the time when it is incurred, expenditure relates to an area—
 - (a) which is not then an oil field, but
 - (b) in respect of which notice of a proposed determination has previously been given under paragraph 2(a) of Schedule 1 to this Act,

that area shall be treated for the purposes of this section as having become an oil field at the time the notice was given unless, when the actual determination is made, the area is not included in an oil field."

PART II

AMENDMENTS RELATING TO THE NEW ALLOWANCE

The principal Act

- In section 2(9) of the principal Act (amounts to be taken into account in respect of expenditure) at the end of paragraph (e) there shall be added "and
 - (f) any exploration and appraisal expenditure allowable in the case of the participator under section 5A of this Act which, on a claim made by him under Schedule 7 to this Act, has been allowed under that Schedule before the Board have made an assessment to tax or a determination on or in relation to him for the period in respect of the field, so far as that expenditure has not been taken into account in any previous assessment to tax or determination."

Modifications etc. (not altering text)

- C2 Part of the text of Sch. 8 Pt. II paras. 1, 2, 5, 6, 8 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
- At the end of subsection (3) of section 3 of the principal Act (expenditure not allowable under that section if already allowed under other provisions) there shall be added the words "but where expenditure allowable under section 5A of this Act has been allowed on a claim under Schedule 7 to this Act, nothing in this subsection shall prevent a claim being made for an allowance under this section in respect of the same expenditure unless the person making the claim is the participator who made the claim under that Schedule".

Modifications etc. (not altering text)

- C3 Part of the text of Sch. 8 Pt. II paras. 1, 2, 5, 6, 8 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
- In section 5 of the principal Act (allowance of abortive exploration expenditure) in subsection (1) after the words "1st January 1960" there shall be inserted the words "and before 16th March 1983".
- In section 9 of the principal Act (limit on amount of tax payable) in subsection (2) (a)(ii) for the words "and (e)" there shall be substituted the words "(e) and (f)".
- In paragraph 2 of Schedule 2 to the principal Act (returns by participators) at the end of sub-paragraph (2) there shall be inserted the following sub-paragraph:—
 - "(2A) Every participator in an oil field shall, in the first return under this paragraph which he makes for that field, state whether any and, if any, how much exploration and appraisal expenditure to which section 5A of this Act applies and which relates to, or to a licence for, any part of the field has been claimed under Schedule 7 to this Act—
 - (a) by him, or
 - (b) by a company associated with him in respect of that expenditure, or
 - (c) if he or such a company is the new participator, within the meaning of Schedule 17 to the Finance Act 1980, by the old participator, within the meaning of that Schedule, or by a company associated with him in respect of that expenditure,

and subsection (7) of section 5 of this Act applies for the purposes of this sub-paragraph as it applies for the purposes of that section."

Modifications etc. (not altering text)

C4 Part of the text of Sch. 8 Pt. II paras. 1, 2, 5, 6, 8 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

- 6 (1) In Schedule 7 to the principal Act (claims for allowance of abortive exploration expenditure) in paragraph 1(1), for the words from "of any" to "of this Act" there shall be substituted:—
 - "(a) of any abortive exploration expenditure allowable under section 5 of this Act, or
 - (b) of any exploration and appraisal expenditure allowable under section 5A of this Act".
 - (2) In paragraph 1(3) of that Schedule, after the words "section 5" there shall be added the words "or, as the case may be, section 5A."

Modifications etc. (not altering text)

C5 Part of the text of Sch. 8 Pt. II paras. 1, 2, 5, 6, 8 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

The Petroleum Revenue Tax Act 1980

In the Schedule to the M6Petroleum Revenue Tax Act 1980 (computation of payment on account) in paragraph 2(4) for the words "or (d)" there shall be substituted the words "(d) or (f)".

Marginal Citations

M6 1980 c. 1.

The Finance Act 1980

8 In Schedule 17 to the Finance Act 1980 (transfers of interests in oil fields) after paragraph 16 (abortive exploration expenditure) there shall be inserted—

" Exploration and appraisal expenditure

In relation to exploration and appraisal expenditure to which section 5A applies, paragraph 16 above has effect as if any reference therein to section 5 were a reference to section 5A."

Modifications etc. (not altering text)

Part of the text of Sch. 8 Pt. II paras. 1, 2, 5, 6, 8 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

9 F28

Textual Amendments

F28 Sch. 8 Pt. II para. 9 repealed by Finance Act 1987 (c. 16), s. 72(7), Sch. 16 Part X

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Changes to legislation: There are currently no known outstanding effects for the Finance Act 1983. (See end of Document for details)

PART III

RECEIPTS TO BE SET AGAINST ALLOWABLE EXPENDITURE

10 In this Part of this Schedule—

"allowable expenditure" means expenditure which, in accordance with section 5 or section 5A of the principal Act, is allowable on a claim made by a participator under Schedule 7 to that Act; and

"qualifying receipt" means a sum the amount of which falls, by virtue of subsection (6) of section 5 of the principal Act, to be applied by way of reduction in the amount of expenditure which would otherwise be allowable expenditure.

- 11 (1) A return made by a participator for a chargeable period under paragraph 2 of Schedule 2 to the principal Act shall give details of any qualifying receipt (whether received by him or by a person connected with him) of which details have not been given in a return made by him for an earlier chargeable period.
 - (2) [F29]Section 1122 of the Corporation Tax Act 2010] (connected persons) applies for the purposes of this paragraph.

Textual Amendments

1

- F29 Words in Sch. 8 para. 11(2) substituted (with effect in accordance with s. 1184(1) of the amending Act) by Corporation Tax Act 2010 (c. 4), s. 1184(1), Sch. 1 para. 179 (with Sch. 2)
- 12 (1) This paragraph applies where—
 - (a) a claim for allowable expenditure has been made by a participator under Schedule 7 to the principal Act; and
 - (b) as a result of the receipt (whether before or after the making of the claim) of a qualifying receipt, the amount allowed by way of allowable expenditure on the claim exceeds what it should have been.
 - (2) In determining, in a case where this paragraph applies, the assessable profit or allowable loss accruing to the participator in the chargeable period in which the qualifying receipt is received, the amount of the excess referred to in subparagraph (1)(b) above shall be taken into account under section 2 of the principal Act as an amount which is to be included among the positive amounts referred to in subsection (3)(a) of that section.
 - (3) In the application of section 9 of the principal Act (limit on amount of tax payable) to a chargeable period in respect of which sub-paragraph (2) above applies, the amount of the excess referred to in sub-paragraph (1)(b) above shall be deducted from the amount which would otherwise be the total ascertained under subsection (2)(a)(ii) of that section and, if the amount of that excess is greater than the amount which would otherwise be that total, that total shall be a negative amount equal to the difference.

9

SCHEDULE



F30 Sch. 9 para. 1 repealed by Car Tax Act 1983 (c. 53), s. 10(4), Sch. 3 so far as relating to car tax and by Value Added Tax Act 1983 (c. 55), s. 50(2), Sch. 11 so far as relating to value added tax

2 F31

Textual Amendments

F31 Sch. 9 para. 2 repealed by Value Added Tax Act 1983 (c. 55), s. 50(2), Sch. 11

3–7 F32

Textual Amendments

F32 Sch. 9 paras. 3–7 repealed by Capital Transfer Tax Act 1984 (c. 51), ss. 274, 277, Schs. 7, 9

SCHEDULE 10

Section 48.

REPEALS

PART I

MISCELLANEOUS CUSTOMS AND EXCISE

Chapter	Short title	Extent of repeal
1964 c. 26.	The Licensing Act 1964.	Section 30(5).
1967 c. 54.	The Finance Act 1967.	In Schedule 7, paragraph 4.
1969 c. 32.	The Finance Act 1969.	Section 1(5).
		Schedule 7.
1976 c. 66.	The Licensing (Scotland) Act 1976.	Section 22.
1977 c. 45.	The Criminal Law Act 1977.	In Schedule 12, in the entry relating to the Licensing Act 1964, paragraph 1.
1979 c. 2.	The Customs and Excise Management Act 1979.	In section 51(1), the words "within the prescribed area".
1979 c. 4.	The Alcoholic Liquor Duties Act 1979.	Section 92(7).
1980 c. 48.	The Finance Act 1980.	Section 9.
1982 c. 39.	The Finance Act 1982.	In Schedule 5, in part B, paragraph 16(3).

The repeals in the Finance Act 1969, the Alcoholic Liquor Duties Act 1979 and the Finance Act 1980 have effect on the appointed day within the meaning of section 9(2) of this Act.

PART II INCOME TAX, CORPORATION TAX AND CAPITAL GAINS TAX

Modifications etc. (not altering text)

C7 The text of Sch. 10 Pt. II 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

Chapter	Short title	Extent of repeal
1970 c. 10.	The Income and Corporation Taxes Act 1970.	In section 226(3)(c) the words "(but not before he attains the age of fifty)".
1980 c. 48.	The Finance Act 1980.	In Schedule 12, paragraph 7(2)(aa).
1981 c. 35.	The Finance Act 1981.	Section 53(7).
		In section 59, in subsection (4) the words "and (7)" and in subsection (6), paragraph (b).
		In section 62(6)(a) the words "53(7),".
		In section 63(2) the words "53(7),".
1982 c. 39.	The Finance Act 1982.	In section 77, in subsection (2), the words from "and at the end" onwards.

- The repeal in section 226(3)(c) of the Income and Corporation Taxes Act 1970 shall be deemed to have come into force on 6th April 1983.
- The repeals in sections 53, 59, 62 and 63 of the Finance Act 1981 have effect in relation to events occurring on or after 6th April 1983.

PART III

OIL TAXATION

Chapter	Short title	Extent of repeal
1975 c. 22.	The Oil Taxation Act 1975.	In Schedule 7, in paragraph 1, in sub-paragraph (1) the words from "but may not"

		to the end, and, in sub- paragraph (2) the words "within the time allowed for making the original claim".
1982 c. 39.	The Finance Act 1982.	In Schedule 19, in paragraph 1(3) the word "nine".

Changes to legislation:

There are currently no known outstanding effects for the Finance Act 1983.