



Finance Act 1990

1990 CHAPTER 29

PART IV

MISCELLANEOUS AND GENERAL

Ports levy

115 Levy on privatisation of certain ports.

- (1) A levy shall be chargeable on the disposal of securities of a company which is, or has control of, a successor company to a relevant port authority if the disposal is made by—
 - (a) the relevant port authority,
 - (b) a company under the control of the relevant port authority, or
 - (c) a person constituted under a private Act, the Bill for which was promoted by the relevant port authority.
- (2) For the purposes of this section and sections 116 to 120 below—
 - (a) “securities”, in relation to a company, includes shares, debentures, bonds and other securities of the company, whether or not constituting a charge on the assets of the company;
 - (b) “control” shall be construed in accordance with section 416 of the Taxes Act 1988;
 - (c) a company is a successor company to a relevant port authority if the whole or any part of the authority’s undertaking is transferred to it in accordance with the provisions of a private Act, the Bill for which was promoted by the authority;
 - (d) a relevant port authority is an authority which is a harbour authority within the meaning of the ^{M1}Harbours Act 1964 or the ^{M2}Harbours Act (Northern Ireland) 1970 but not a company having a share capital or a local authority (within the meaning of section 842A of the Taxes Act 1988); and
 - (e) “shares” include stock;

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and in sections 116 to 120 below “levy” means levy under subsection (1) above.

Marginal Citations

- M1** 1964 c. 40.
M2 1970 c. 1(N.I.).

116 Amount of levy.

- (1) Subject to subsection (2) below, levy shall be charged at the rate of 50 per cent. on the consideration given for the securities disposed of.
- (2) Where no consideration is given for the securities disposed of, or their market value at the time of the disposal is greater than the consideration given, levy shall be charged at the rate of 50 per cent. on that market value.
- (3) There shall be allowed as a deduction from the amount on which levy would otherwise be chargeable any expenditure wholly and exclusively incurred for the purposes of the disposal by the person making the disposal, being—
 - (a) fees, commissions or remuneration paid for professional services,
 - (b) costs of transfer,
 - (c) costs of advertising, or
 - (d) expenses reasonably incurred in ascertaining the market value of the securities disposed of.
- (4) Where—
 - (a) a scheme has been effected or arrangements have been made (whether before or after a disposal) whereby the value of securities disposed of has been materially reduced, and
 - (b) the aim or one of the aims of the scheme or arrangements is decreasing liability to levy,
 the amount on which levy would be chargeable apart from this subsection shall be increased by such amount as appears to the Secretary of State to be appropriate.
- (5) The market value of securities shall be determined for the purposes of this section as it would fall to be determined in accordance with sections 150(1) to (3) and 152 of the ^{M3}Capital Gains Tax Act 1979 for the purposes of tax on chargeable gains (but subject to section 117 below).
- (6) The Treasury may substitute for the percentage for the time being specified in subsections (1) and (2) above such other percentage as they may prescribe by order made by statutory instrument.
- (7) An order under subsection (6) above shall not be made unless a draft of the order has been laid before and approved by a resolution of the House of Commons.

Marginal Citations

- M3** 1979 c. 14.

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

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117 Levy on employee securities.

- (1) This section applies where securities of a company are disposed of for no consideration, or for a consideration less than their market value, to—
 - (a) directors or employees of the company or of another company which is a wholly-owned subsidiary of the company,
 - (b) the trustees of a share option scheme or profit sharing scheme approved under Schedule 9 to the Taxes Act 1988, or
 - (c) the trustees of trusts to which section 86 of the ^{M4}Inheritance Tax Act 1984 applies and which do not permit any of the settled property to be applied otherwise than for the benefit of—
 - (i) persons of a class defined by reference to employment by, or the holding of office with, the company or another company which is a wholly-owned subsidiary of the company, or
 - (ii) persons of a class defined by reference to marriage or relationship to, or dependence on, persons of that class;and in this subsection “wholly-owned subsidiary” shall be construed in accordance with section 736 of the ^{M5}Companies Act 1985.
- (2) Where this section applies, the market value of the securities shall for the purposes of section 116 above be taken to be reduced—
 - (a) if no consideration is given for the securities, to nil, or
 - (b) otherwise, to the amount of the consideration given for the securities, or as nearly to nil, or that amount, as is permitted under subsection (3) below.
- (3) A reduction under subsection (2) above shall not exceed the difference between—
 - (a) three per cent. of the aggregate of the amounts on which levy is chargeable (ignoring any reduction under subsection (2) above) in the case of the disposal in question and any other disposals of securities of the company made on or before the day of that disposal, and
 - (b) the amount of any reductions under subsection (2) above in the case of the other disposals.

Marginal Citations

M4 1984 c. 51.

M5 1985 c. 6.

118 Payment of levy.

- (1) Levy chargeable on a disposal shall be paid to the Secretary of State by the person by whom the disposal was made.
- (2) The amount of the levy shall be assessed by the Secretary of State who shall serve a notice of assessment on the person by whom the disposal was made stating the date of issue of the notice of assessment and the effect of subsection (3) below.
- (3) The amount assessed shall be payable within the period of three months beginning with the day on which the disposal was made or within the period of 30 days beginning with the date of the issue of the notice of assessment, if that period ends later.

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- (4) Where any levy payable by the person by whom the disposal was made is not paid within the period of six months beginning with the first day after the period within which it is payable, the Secretary of State may, within the period of three years beginning with that day, serve on the company whose securities were disposed of a notice stating—
- (a) particulars of the levy assessed and the amount remaining unpaid,
 - (b) the date of issue of the notice, and
 - (c) the effect of subsection (5) below.
- (5) The amount unpaid shall be payable to the Secretary of State by the company within the period of 30 days beginning with the date of issue of the notice under subsection (4) above.
- (6) Any amount paid in accordance with subsection (5) above shall cease to be payable to the Secretary of State by the person who made the disposal but the company may recover it from that person.
- (7) A person who is liable to make a payment of levy but does not make payment of the amount due during the period within which it is payable shall also pay to the Secretary of State interest on the unpaid levy at the rate applicable under section 178 of the ^{M6}Finance Act 1989 from the first day after the end of that period until payment of the levy is made; and the interest shall be paid without deduction of tax.
- (8) In subsection (2) of that section, after paragraph (m) there shall be inserted “and
- (n) section 118(7) of the Finance Act 1990.”

Marginal Citations

M6 1989 c. 26.

119 Information for purposes of levy.

- (1) A person who makes a disposal of securities on which levy is chargeable shall give to the Secretary of State, not later than 30 days after the day on which the disposal is made, written notification that he has made the disposal.
- (2) The Secretary of State may by notice in writing require—
- (a) a person who is or may be liable to levy,
 - (b) a person to whom there has been made a disposal of securities on which levy is chargeable, or
 - (c) a company whose securities have been the subject of such a disposal,
- to deliver to him documents, or to furnish to him particulars, to which subsection (3) below applies within such time, not less than 30 days after the date of the notice, as may be specified in the notice.
- (3) This subsection applies to—
- (a) documents specified or described in the notice under subsection (2) above which are in the possession or power of the person to whom the notice is given and which (in the opinion of the Secretary of State) contain, or may contain, information relevant to a liability to levy or to the amount of such a liability, and

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- (b) particulars specified or described in the notice which the Secretary of State may reasonably require as being relevant to, or to the amount of, such a liability.
- (4) Where any person fails to give notification in accordance with subsection (1) above or to comply with a notice under subsection (2) above, he shall be liable—
 - (a) to a penalty not exceeding £300, and
 - (b) if the failure continues after a penalty is imposed under paragraph (a) above, to a further penalty or penalties not exceeding £60 for each day on which the failure continues after the day on which the penalty under paragraph (a) above was imposed (but excluding any day for which a penalty under this paragraph has already been imposed).
- (5) Where a person fraudulently or negligently furnishes any incorrect particulars in response to a notice under subsection (2) above he shall be liable to a penalty not exceeding £3,000.
- (6) Proceedings for a penalty under this section shall be instituted by the Secretary of State before the High Court or, in Scotland, before the Court of Session, the Court of Exchequer in Scotland, and any penalty imposed by the court shall be paid to the Secretary of State.
- (7) Proceedings within subsection (6) above may not be instituted later than six years after the date on which the penalty was incurred or began to be incurred.
- (8) Any proceedings within subsection (6) above instituted in England and Wales shall be deemed to be civil proceedings by the Crown within the meaning of Part II of the ^{M7}Crown Proceedings Act 1947 and any such proceedings instituted in Northern Ireland shall be deemed to be civil proceedings within the meaning of that Part of that Act as for the time being in force in Northern Ireland.

Marginal Citations

M7 1947 c. 44.

120 Supplementary provisions relating to levy.

- (1) The time when a disposal of securities is made shall be determined for the purposes of sections 115 to 119 above as it would fall to be determined in accordance with section 27 of the ^{M8}Capital Gains Tax Act 1979 for the purposes of tax on chargeable gains.
- (2) A payment of levy by the person by whom a disposal is made shall be allowable as a deduction from the consideration in the computation under that Act of the gain accruing to the person on the disposal; but, subject to that, no payment of levy, interest on unpaid levy or penalty under section 119 above shall be allowed as a deduction in computing any income, profits or losses for any tax purposes.
- (3) There shall be paid into the Consolidated Fund—
 - (a) all payments of levy received by the Secretary of State,
 - (b) all interest paid to the Secretary of State on unpaid levy, and
 - (c) all penalties paid to the Secretary of State under section 119 above.

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- (4) Any expenses of the Secretary of State incurred in consequence of any of sections 115 to 119 above or of this section shall be defrayed out of money provided by Parliament.

Marginal Citations

M8 1979 c. 14.

Petroleum revenue tax

121 Limit on PRT repayment interest where loss carried back.

- (1) Schedule 2 to the ^{M9}Oil Taxation Act 1975 (management and collection of PRT) shall be amended as follows.
- (2) At the beginning of paragraph 16 (interest on repayments) there shall be inserted the words “ Subject to paragraph 17 below ”.
- (3) After that paragraph there shall be inserted the following paragraph—

- “¹⁷
- (1) This paragraph applies where—
- (a) an assessment made on a participator for a chargeable period or an amendment of such an assessment (in this paragraph referred to as “the relevant assessment or amendment”) gives effect to relief under subsection (2) or subsection (3) of section 7 of this Act for one or more allowable losses accruing in a later chargeable period (in this paragraph referred to, in relation to the relevant assessment or amendment, as “the relief for losses carried back”); and
 - (b) the later chargeable period referred to in paragraph (a) above ends after 30th June 1991; and
 - (c) an amount of tax becomes repayable to the participator by virtue of the relevant assessment or amendment (whether wholly or partly by reason of giving effect to the relief for losses carried back).
- (2) In the following provisions of this paragraph, so much of the repayment of tax referred to in sub-paragraph (1)(c) above as is attributable to giving effect to the relief for losses carried back is referred to as “the appropriate repayment”.
- (3) For the purpose of determining the amount of the appropriate repayment in a case where the relevant assessment or amendment not only gives effect to the relief for losses carried back but also takes account of any other matter (whether a relief or not) which goes to reduce the assessable profit of the period in question or otherwise to reduce the tax payable for that period, the amount of the repayment which is attributable to the relief for losses carried back is the difference between—
- (a) the total amount of tax repayable by virtue of the relevant assessment or amendment; and
 - (b) the amount of tax (if any) which would have been so repayable if no account had been taken of the relief for losses carried back.

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- (4) Where this paragraph applies, the amount of interest which, by virtue of paragraph 16 above, is carried by the appropriate repayment shall not exceed the difference between—
- (a) 85 per cent. of the allowable loss or losses referred to in sub-paragraph (1)(a) above; and
 - (b) the amount of the appropriate repayment.”

Marginal Citations

M9 1975 c. 22.

122 Variation, on account of fraudulent or negligent conduct, of decision on expenditure claim etc.

- (1) In the ^{M10}Oil Taxation Act 1975, in Schedule 5 (allowance of certain expenditure on a claim by the responsible person) paragraph 9 (variation of decision on a claim where the amount of expenditure allowed etc. was incorrectly stated in the notice of the decision) shall be amended in accordance with subsections (2) to (4) below.

- (2) After sub-paragraph (1) there shall be inserted the following sub-paragraphs—

“(1A) In any case falling within sub-paragraph (1B)

below, sub-paragraph (1) above shall have effect—

- (a) with the substitution for the words “within the period of three years commencing with” of the words “at any time after”; and
- (b) with the omission of the words “before the expiry of that period”.

(1B) The cases referred to in sub-paragraph (1A)

above are those where—

- (a) the incorrect statement of the relevant amount in the notice of the decision mentioned in sub-paragraph (1) above was an over-statement of that amount; and
- (b) that over-statement was, in whole or in part, referable to an error in a statement or declaration made in connection with the claim; and
- (c) at least one of the conditions in sub-paragraph (1C) below is fulfilled with respect to that error.

(1C) The conditions referred to in sub-paragraph (1B)(c)

above are—

- (a) that the error was attributable, in whole or in part, to the fraudulent or negligent conduct of the responsible person or a person acting on his behalf;
- (b) that paragraph (a) above does not apply but, on the error coming to the notice of the person by whom the statement or declaration was made or a person acting on his behalf, the error was not remedied without unreasonable delay; and
- (c) that paragraph (a) above does not apply but, on the error coming to the notice of any person who subsequently becomes the responsible person, the error was not remedied without unreasonable delay.”

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- (3) After sub-paragraph (2) there shall be inserted the following sub-paragraph—
- “(2A) In any case where—
- (a) the relevant amount which was incorrectly stated is a part of any expenditure falling within paragraph (c) of sub-paragraph (2) above (in this sub-paragraph referred to as a “paragraph (c) amount”), and
 - (b) under sub-paragraph (1B)(a) above the question arises whether the incorrect statement was an over-statement,
- that question shall be determined by comparing the total amount which, in accordance with the notice of decision containing the incorrect statement, was brought into account under section 2(9)(b)(ii) of this Act with the total amount which would have been so brought into account if the paragraph (c) amounts stated in that notice had been correct”.
- (4) For sub-paragraph (11) there shall be substituted the following sub-paragraph—
- “(11) In a case falling within sub-paragraph (1B) above, this paragraph has effect in relation to notices of decisions of the Board under paragraph 3 above whenever given; and, in any other case, this paragraph has effect in relation to such notices given after 15th March 1983.”
- (5) In the Table set out in paragraph 2 of Schedule 6 to the ^{M11}Oil Taxation Act 1975 (which modifies Schedule 5 in its application to a claim under Schedule 6) in the second column relating to paragraph 9 of Schedule 5 there shall be inserted— “Omit sub-paragraph (1C)(c).”
- (6) In the Table set out in paragraph 1(3) of Schedule 7 to the ^{M12}Oil Taxation Act 1975 (which modifies Schedule 5 in its application to Schedules 7 and 8), in the entry in the second column relating to paragraph 9 of Schedule 5,—
- (a) at the beginning insert “In sub-paragraph (1C) omit paragraph (c)”; and
 - (b) after “(b) and (c)” insert “omit sub-paragraph (2A)”.

Marginal Citations

- M10** 1975 c. 22.
M11 1975 c. 22.
M12 1975 c. 22.

Miscellaneous

123 Gas levy.

- (1) Gas levy shall not be payable by any person in respect of any gas unless—
- (a) the gas is purchased by that person under a tax-exempt contract or under terms comprised in an excluded oil document; or
 - (b) the gas is won by that person, and not sold by him under such a contract or under terms so comprised, and is gas to which subsection (2) below applies.
- (2) This subsection applies to gas which the British Gas Corporation was on 23rd August 1986 obliged or entitled to purchase (whether immediately or at some future date) under a tax-exempt contract or under terms comprised in an excluded oil document.

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- (3) In determining whether any gas which is won at any time is gas to which subsection (2) above applies, no account shall be taken of—
- (a) any future variation of rights and liabilities under a tax-exempt contract, or under terms comprised in an excluded oil document, other than one effected by the exercise of an existing option; or
 - (b) any future termination of such rights and liabilities other than one occurring before 5th March 1990.
- (4) In this section—
- “excluded oil document” means a document which on 1st April 1980 was treated for the purposes of paragraph (a) of subsection (1) of section 10 of the Oil Taxation Act 1975 as containing the whole or part of a contract for the sale of excluded oil as defined in that subsection;
 - “existing option” means an option granted before the commencement of this section;
 - “future”, in relation to a variation or termination, means effected or occurring after that commencement;
 - “tax-exempt contract” has the same meaning as the ^{M13}Gas Levy Act 1981;
 - “termination” means any termination, whether occurring by effluxion of time, by the exercise of an existing option or otherwise.
- (5) This section shall be deemed to have come into force on 24th August 1986.

Marginal Citations

M13 1981 c. 3.

124 Inheritance tax: restriction on power to require information.

- (1) In section 219 of the ^{M14}Inheritance Tax Act 1984 (power to require information), after subsection (1) there shall be inserted—
- “(1A) A notice under this section is not to be given except with the consent of a Special Commissioner and the Commissioner is to give his consent only on being satisfied that in all the circumstances the Board are justified in proceeding under this section.”
- (2) This section shall apply with respect to notices given on or after the day on which this Act is passed.

Marginal Citations

M14 1984 c. 51.

125 Information for tax authorities in other member States.

- (1) Subsections (1) to (8) and (8C) to (9) of section 20 of the ^{M15}Taxes Management Act 1970 (powers to call for information relevant to liability to income tax, corporation tax or capital gains tax) shall have effect as if the references in those provisions to tax liability included a reference to liability to a tax of a member State other than

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the United Kingdom which is a tax on income or on capital for the purposes of the ^{M16}Directive of the Council of the European Communities dated 19th December 1977 No. [77/799/EEC](#).

- (2) In their application by virtue of subsection (1) above those provisions shall have effect as if—
- (a) the reference in section 20(7A) to any provision of the Taxes Acts were a reference to any provision of the law of the member State in accordance with which the tax in question is charged,
 - (b) the references in subsection (2) of section 20B to an appeal relating to tax were references to an appeal, review or similar proceedings under the law of the member State relating to the tax in question, and
 - (c) the reference in subsection (6) of that section to believing that tax has or may have been lost to the Crown were a reference to believing that the tax in question has or may have been lost to the member State.
- (3) Section 219 of the Inheritance Tax Act 1984 (power to require information for purposes of that Act) shall have effect as if the reference to that Act in subsection (1) of that section included a reference to any provision of the law of a member State other than the United Kingdom in accordance with which there is charged any tax—
- (a) which is of a character similar to that of inheritance tax or is chargeable on or by reference to death or gifts inter vivos, and
 - (b) in relation to which the Directive mentioned in subsection (1) above has effect by virtue of any other Directive of the Council (whether adopted before or after the passing of this Act) extending that Directive.
- (4) In its application by virtue of subsection (3) above section 219 shall have effect as if the reference to income tax in subsection (2) of that section included a reference to any tax of a member State other than the United Kingdom such as is mentioned in subsection (1) above.
- (5) In section 77 of the ^{M17}Finance Act 1978 (disclosure of information to tax authorities of member States: obligation of secrecy) references to the Directive mentioned in subsection (1) above shall include a reference to that Directive as extended by any other Directive of the Council (whether adopted before or after the passing of this Act) to any taxes of a character similar to that of inheritance tax or chargeable on or by reference to death or gifts inter vivos.
- (6) Subsections (1) and (2) above shall apply with respect to notices given on or after the day on which this Act is passed, subsections (3) and (4) above shall apply with respect to notices given on or after such day as the Treasury may by order made by statutory instrument appoint and subsection (5) above shall come into force on that day.

Marginal Citations

M15 [1970 c. 9.](#)

M16 [O.J. No. L366/15.](#)

M17 [1978 c. 42.](#)

126 Pools payments for football ground improvements.

- (1) This section applies to any payment (including a payment made before the passing of this Act) which, in consequence of the reduction in pool betting duty effected by

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section 4 above, is made by a person liable to pay that duty in order to meet, directly or indirectly, capital expenditure incurred (whether by the person to whom it is made or any other person) in improving the safety or comfort of spectators at a ground to be used for the playing of association football.

- (2) Where a person carrying on a trade makes a payment to which this section applies, the payment may be deducted in computing for tax purposes the profits or gains of the trade.
- (3) A payment to which this section applies shall not be regarded as an annual payment.
- (4) Section 153 of the ^{M18}Capital Allowances Act 1990 shall not apply to expenditure of the kind mentioned in subsection (1) above in so far as it has been or is to be met, directly or indirectly, out of a payment to which this section applies.
- (5) Where a payment to which this section applies is made to trustees, the sum received by them and any assets representing it (but not any income or gains arising from them) shall not be relevant property for the purposes of Chapter III of Part III of the ^{M19}Inheritance Tax Act 1984.

Marginal Citations

M18 1990 c. 1.

M19 1984 c. 51.

127 Definition of “local authority” for certain tax purposes.

- (1) In the Taxes Act 1988 the following section shall be inserted after section 842—

“842A Local authorities.

- (1) Except so far as the context otherwise requires, in the Tax Acts “local authority” means—
 - (a) in relation to England and Wales, an authority of a description specified for the purposes of this paragraph,
 - (b) in relation to Scotland, an authority of a description specified for the purposes of this paragraph, and
 - (c) in relation to Northern Ireland, an authority of a description specified for the purposes of this paragraph.
- (2) The following are the descriptions of authority specified for the purposes of paragraph (a) of subsection (1) above—
 - (a) a charging authority for the purposes of the Local Government Finance Act 1988;
 - (b) a precepting authority for the purposes of that Act;
 - (c) a body having power by virtue of regulations under section 74 of that Act to issue a levy;
 - (d) a body having power by virtue of regulations under section 75 of that Act to issue a special levy;
 - (e) a combined police authority established by an amalgamation scheme under the Police Act 1964;

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- (f) a fire authority constituted by a combination scheme under the Fire Services Act 1947;
 - (g) an authority having power to make or determine a rate.
- (3) The following are the descriptions of authority specified for the purposes of paragraph (b) of subsection (1) above—
- (a) a regional council;
 - (b) an islands council;
 - (c) a district council;
 - (d) a joint board or committee within the meaning of the Local Government (Scotland) Act 1973;
 - (e) an authority having power to requisition any sum from an authority falling within any of paragraphs (a) to (c) above.
- (4) The following are the descriptions of authority specified for the purposes of paragraph (c) of subsection (1) above—
- (a) an authority having power to make or determine a rate;
 - (b) an authority having power to issue a precept, requisition or other demand for the payment of money to be raised out of a rate.
- (5) In this section “rate” means a rate the proceeds of which are applicable for public local purposes and which is leviable by reference to the value of land or other property.”
- (2) In the ^{M20}Capital Gains Tax Act 1979, in section 155(1) (interpretation) the following definition shall be inserted after the definition of “land”—
- ““local authority” has the meaning given by section 842A of the Taxes Act 1988.”.
- (3) Schedule 18 to this Act (consequential amendments) shall have effect.
- (4) This section shall be deemed to have come into force on 1st April 1990.

Marginal Citations

M20 1979 c. 14.

128 Repayment of fees and charges.

- (1) This section applies where at the beginning of the day on which this Act is passed—
- (a) an enactment confers power to make provision for payment of a fee or charge (however described), and
 - (b) sums paid in pursuance of provision made in exercise of the power are payable into the Consolidated Fund.
- (2) Subject to subsection (3) below, the enactment shall be treated as also conferring power to make provision about repayment of sums paid, or purported to be paid, in pursuance of provision made in exercise of the power.
- (3) Subsection (2) above shall not apply if the fee or charge is one—
- (a) repayment of which is prohibited or regulated by an enactment, or

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- (b) power to make provision about repayment of which is expressly conferred, or expressly negated, to any extent.
- (4) Without prejudice to the generality of the power conferred by virtue of subsection (2) above, the provision which may be made by virtue of that subsection includes provision—
 - (a) that repayment shall be made only if a specified person is satisfied that specified conditions are met or in other specified circumstances;
 - (b) that repayment shall be made in part only;
 - (c) that, in the case of partial repayment, the amount repaid shall be a specified sum or determined in a specified manner; and
 - (d) for repayment of different amounts in different circumstances.
- (5) In subsection (4) above “specified” means specified in the instrument exercising the power.
- (6) In determining for the purposes of this section whether sums are payable into the Consolidated Fund, section 3 of the ^{M21}Government Trading Funds Act 1973 (payments into a trading fund) shall be disregarded.
- (7) In this section “enactment” includes Northern Ireland legislation as defined in section 24(5) of the ^{M22}Interpretation Act 1978.
- (8) An Order in Council under paragraph 1(1)(b) of Schedule 1 to the ^{M23}Northern Ireland Act 1974 (legislation for Northern Ireland in the interim period) which states that it is made only for purposes corresponding to those of this section—
 - (a) shall not be subject to sub-paragraphs (4) and (5) of paragraph 1 of that Schedule (affirmative resolution of both Houses of Parliament); but
 - (b) shall be subject to annulment in pursuance of a resolution of either House.

Modifications etc. (not altering text)

- C1** S. 128 extended (16.7.1992) by Finance (No. 2) Act 1992 (c. 48), s. 13(3)
- S. 128 extended (3.5.1994) by 1994 c. 9, s. 5, Sch. 2 para. 28
- S. 128 amended (1.9.1994) by 1994 c. 22, ss. 58(2), 66(1) (with s. 57(4))

Marginal Citations

- M21** 1973 c. 63.
- M22** 1978 c. 30.
- M23** 1974 c. 28.

129 Settlement of stock disputes by deputy registrars.

In section 5 of the ^{M24}National Debt Act 1972 (settlement by Chief Registrar of friendly societies of disputes as to holdings on National Savings Stock Register)—

- (a) in subsection (1), after the words “Chief Registrar of friendly societies” there shall be inserted the words “ or a deputy appointed by him ”,
- (b) in subsection (2), after the words “Chief Registrar” there shall be inserted the words “ or deputy ”,
- (c) in subsection (3)(a), after the words “Chief Registrar of friendly societies” there shall be inserted the words “ or a deputy appointed by him ”, and
- (d) subsection (3)(b) shall cease to have effect.

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

Changes to legislation: There are currently no known outstanding effects for the Finance Act 1990, Part IV. (See end of Document for details)

Marginal Citations

M24 1972 c. 65.

130 Limit for local loans.

In section 4(1) of the ^{M25}National Loans Act 1968 (which provides that the aggregate of any commitments of the Public Works Loan Commissioners in respect of undertakings to grant local loans and any amount outstanding in respect of the principal of such loans shall not exceed £42,000 million or such other sum not exceeding £50,000 million as the Treasury may specify by order) for the words “£42,000 million” and “£50,000 million” there shall be substituted respectively “ £55,000 million ” and “ £70,000 million ”.

Marginal Citations

M25 1968 c. 13.

General

131 Interpretation etc.

- (1) In this Act “the Taxes Act 1970” means the ^{M26}Income and Corporation Taxes Act 1970 and “the Taxes Act 1988” means the ^{M27}Income and Corporation Taxes Act 1988.
- (2) Chapter II of Part I of this Act shall be construed as one with the ^{M28}Value Added Tax Act 1983.
- (3) Part II of this Act, so far as it relates to capital gains tax, shall be construed as one with the ^{M29}Capital Gains Tax Act 1979.

Marginal Citations

M26 1970 c. 10.

M27 1988 c. 1.

M28 1983 c. 55.

M29 1979 c. 14.

132 Repeals.

The enactments specified in Schedule 19 to this Act (which include spent or unnecessary 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.

133 Short title.

This Act may be cited as the Finance Act 1990.

Status:

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

Changes to legislation:

There are currently no known outstanding effects for the Finance Act 1990, Part IV.