



# Finance Act 1944

## CHAPTER 23

### FINANCE ACT 1944

#### PART I

##### CUSTOMS AND EXCISE.

- 1 Beer.
- 2 Sugar preferences.
- 3 Entertainments duty on season tickets, and c.
- 4 Bottling of vintage port in bond.
- 5 Amendment of s. 6 (2) of Finance Act, 1927.
- 6 Repeal of armorial bearings and carriage duties.
- 7 Repeal of provisions as to church-door notices and provision of forms.
- 8 Licensed premises : continuance in force of term licences pending confirmation of re-grant.
- 9 Licensed premises : provision as to war damage occurring while licence suspended.

#### PART II

##### PURCHASE TAX.

- 10 Amendment as to purchase tax in respect of imported chargeable goods.
- 11 Application of customs enactments to imported chargeable goods.
- 12 Power to except a person from registration where tax on his purchases would be not less than tax on his sales.
- 13 Amendment as to exclusion from registration of small businesses.
- 14 Power to require security for tax as condition of holding a certificate of registration.
- 15 Relief against double charge of purchase tax.
- 16 Penalties for certain offences in relation to purchase tax.

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- 17 Fraudulent evasion of purchase tax.
- 18 Definition of "registered" and "holder of certificate of registration".

### **PART III**

#### INCOME TAX (CHARGE OF TAX AND MISCELLANEOUS).

- 19 Income tax for 1944-45.
- 20 Higher rates of income tax for 1943-44.
- 21 Extension to 1944-45 of s. 11 of Finance (No. 2) Act, 1939.
- 22 Increased house allowance to clergymen and ministers.
- 23 Amendment of s. 24 of Finance Act, 1920.
- 24 Sale of copyrights for lump sum.
- 25 Maintenance orders.
- 26 Simplification of procedure.

### **PART IV**

#### INCOME TAX (EXPENDITURE ON SCIENTIFIC RESEARCH).

- 27 Allowances for expenditure on scientific research not of a capital nature and on payments to research associations, universities, &c.
- 28 Allowances for capital expenditure on scientific research.
- 29 Provisions as to assets representing capital expenditure.
- 30 Carrying forward of allowances.
- 31 Supplementary provisions.

### **PART V**

#### EXCESS PROFITS TAX.

- 32 Increase of standard profits in certain cases.
- 33 Tax avoidance.
- 34 Amendment of s. 21 of Finance Act 1943.

### **PART VI**

#### ESTATE DUTY.

*Basis of charge in respect of deceased's benefits from certain companies.*

- 35 Amendment of basis of charge on company's assets in respect of deceased's benefits from the company.
- 36 Amendment of s. 59 of Finance Act, 1940.
- 37 Computation of losses.

*Amendment as to avoidance of duplication of charge where deceased has received benefits from a company.*

- 38 Amendment of s. 51 of Finance Act, 1940.

*Computation of net income of company.*

- 39 Computation of net income of company.

*Relaxation of provisions as to purchases of annuities from relatives.*

- 40 Relaxation of provisions of Finance Act, 1940, as to purchases of annuities, &c., from relatives.

*Application of Part VI.*

41 Application of Part VI

**PART VII**

MISCELLANEOUS.

- 42 Trading with the enemy.  
43 Rate of succession and legacy duty payable in certain cases of illegitimate children.  
44 Stamp duty on transfer of shares, stock or marketable securities previously transferable by delivery.  
45 Exemption of certain assignments by seamen from stamp duty.  
46 Extension of Barracks Acts, 1890, s. 11.  
47 Provisions as to permanent annual charge for the National Debt.  
48 Amendment as to deficit for 1943-44.  
49 Short title, construction, extent and repeals.

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SCHEDULES.

FIRST SCHEDULE — Beer (Rates of Duty and Drawback).

PART I

*Rate of Excise Duty.*

PART II

*Rate of Excise Drawback.*

PART III

*Rate of Customs Duty in case of Beer being an Empire Product.*

PART IV

*Rate of Customs Duty in case of Beer not being an Empire Product.*

PART V

*Rate of Customs Drawback in case of Beer being an Empire Product.*

PART VI

*Rate of Customs Drawback in case of Beer not being an Empire Product.*

SECOND SCHEDULE — Purchase Tax (Consequential and Transitional Provisions relating to Amendment as to Tax in respect of Imported Goods).

PART I

*Consequential provisions.*

PART II

*Transitional provisions.*

- 1 A purchase which apart from this provision would be a...

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- 2 A purchase which, if section ten of this-Act had not...
- 3 Where goods are delivered after the passing of this Act...

THIRD SCHEDULE — Limitations on Relief from Estate Duty chargeable under Finance Act, 1940, s. 44.

- 1 (1) The provisions of subsection (1) of section thirty-one of...
- 2 Where, if section forty-four of the Finance Act, 1940, had...
- 3 Where the amount allowed is allowed as a deduction from...

FOURTH SCHEDULE — Enemy Property.

PART I — INCOME TAX.

*Tax on income payable to custodian.*

- 1 Where any income which, but for the operation of the...
- 2 Where an assessment is made on a custodian under paragraph...
- 3 Where an assessment is made on a custodian under paragraph...
- 4 Where, in the case of any individual who, but for...

*Payment of tax by custodian.*

- 5 A custodian shall, save as expressly provided in this Part...
- 6 (1) A custodian shall, on demand of the Commissioners of...

*Effect of release of property or income by custodian.*

- 7 Where a custodian releases to or for the benefit of,...
- 8 Where an assessment is made under any of the preceding...

*Relaxation of time limits.*

- 9 Notwithstanding anything in the Income Tax Acts limiting the time...

*Supplementary.*

- 10 For the purposes of paragraphs 1 to 4 of this...
- 11 Where income from any source for any year of assessment...
- 12 In this Part of this Schedule, the expression " income...

*Years to which this Part of this Schedule applies.*

- 13 This Part of this Schedule shall have effect with respect...  
PART II — ESTATE DUTY.
  - 1 Property which, but for the operation of the law relating...
  - 2 Where, but for the operation of the law relating to...
  - 3 On the death of a person who, immediately before his...
  - 4 No property shall be deemed for the purposes of section...
  - 5 A custodian shall, on demand of the Commissioners of Inland...
  - 6 Where a custodian releases to the executor of any person...
  - 7 This Part of this Schedule shall have effect, and be...  
PART III — LEGACY DUTY AND SUCCESSION DUTY.
    - 1 For the avoidance of doubt it is hereby declared that,...
    - 2 Where, whether before or after the passing of this Act,...
    - 3 Where, whether before or after the passing of this Act,...
    - 4 Nothing in the last two preceding paragraphs shall render any...  
PART IV — GENERAL.

- 1 (1) Any custodian and any person who holds any property...
- 2 In this Schedule the following expressions have the meanings hereby...
- 3 Part I of this Schedule shall be construed as one...

FIFTH SCHEDULE — Enactments Repealed.

PART I

*Miscellaneous enactments repealed as from the passing of this Act.*

PART II

*Enactments relating to Armorial Bearings and  
Carriage Duties repealed as from 1st January, 1945.*