
EXPLANATORY NOTE

(This note is not part of the Order)

This Order makes provision consequential on the establishment of the Welsh Revenue Authority by the Tax Collection and Management (Wales) Act 2016 and on the creation of land transaction tax by the Land Transaction Tax and Anti-avoidance of Devolved Taxes (Wales) Act 2017.

Article 2 inserts a reference to the Welsh Revenue Authority in Schedule 1 to the House of Commons Disqualification Act 1975 so as to disqualify the chairperson and non-executive members of the Authority from being members of the House of Commons.

Article 3 lists the Welsh Revenue Authority as a public body in Part 6 of Schedule 1 of the Freedom of Information Act 2000 (so bringing the Authority within the definition of “Welsh public authority” in section 83 of that Act).

Article 4 inserts a reference to the Welsh Revenue Authority in Schedule 1 to the Public Interest Disclosure (Prescribed Persons) Order 2014. This enables a protected disclosure (within the meaning of Part 4A of the Employment Rights Act 1996) about devolved taxes to be made to the Authority.

Article 5 adds a reference to land transaction tax to regulation 45 of the Money Laundering, Terrorist Financing and Transfer of Funds (Information on the Payer) Regulations 2017. Under those Regulations, the Commissioners for Revenue and Customs are required to maintain a register of the beneficial owners of certain trusts. This amendment ensures that a trust, the trustees of which are liable to pay land transaction tax, is included as a taxable relevant trust.

A full impact assessment has not been produced for this instrument as no, or no significant, impact on the private, voluntary or public sector is foreseen.