



Isle of Man

Ellan Vannin

AT 1 of 2014

INCOME TAX (AMENDMENT) ACT 2014



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**Isle of Man***Ellan Vannin*

INCOME TAX (AMENDMENT) ACT 2014

Signed in Tynwald: 18 February 2014
Received Royal Assent: 18 February 2014
Announced to Tynwald: 18 February 2014

AN ACT to amend the law about income tax; and for connected purposes.

BE IT ENACTED by the Queen's Most Excellent Majesty, by and with the advice and consent of the Council and Keys in Tynwald assembled, and by the authority of the same, as follows:—

PART 1 – INTRODUCTORY

1 Short title

The short title of this Act is the Income Tax (Amendment) Act 2014.

2 Commencement

This Act comes into operation on 6 April 2014.

3 Expiry of Act

- (1) This Act expires on the day following its promulgation.
- (2) The expiry does not —
 - (a) revive any provision amended by this Act as the provision operated before the amendment commenced;
 - (b) revive anything not in operation or existing when the amendment took effect;
 - (c) affect the continuing operation of the amendment; or
 - (d) affect the continuing validity of any order confirmed by this Act.

4 Confirmation of temporary taxation orders

- (1) The Income Tax (Company Residence) (Temporary Taxation) Order 2012 (which substitutes a new section 2N in the Income Tax Act 1970 for the tax year commencing 6 April 2012 and subsequent tax years) is confirmed and continues as a permanent order.
- (2) Articles 5 and 6 of the Income Tax (International Agreements) (Temporary Taxation) Order 2013 (and articles 1 to 2 of that Order so far as relating to articles 5 and 6) are confirmed and continue as a permanent order.
- (3) The Taxes (International Arrangements) Order 2013 (which enables effect to be given in the law of the Island to certain international arrangements) is confirmed and continues as a permanent order subject to the following provisions of this section.
- (4) In article 9—
 - (a) in paragraph (3)(b) (amendment of section 105D(3)), in the substituted subsection (3), for “taxpayer” substitute **“person”**;
 - (b) in paragraph (8) (amendment of section 105K(2)) —
 - (i) for “105K(a)” substitute **“105K(2)(a)”**; and
 - (ii) for “, or to conceal” substitute **“or conceal”**;
 - (c) for paragraph (9)(c)(ii) (amendment of section 105L(2)(b)) substitute —
 - “(ii) for paragraph (b) substitute —**
 - “(b) after —**
 - (i) the document has been delivered;
 - (ii) the information has been provided; or
 - (iii) in a case within section 105C, the document has been inspected; or **“.”**
- (5) In article 11(2) for “Articles 12(2) to 12(11)” substitute **“article 9(2) to (11)”**.
- (6) The amendments made by subsections (4) and (5) are to be treated as having always had effect. **“.”**

PART 2 — INCOME TAX ACT 1970 AMENDED

5 Amendment of the Income Tax Act 1970

This Part amends the *Income Tax Act 1970*.

- 6 [Amends Section 2 – income on which tax is payable.]
- 7 [Substitutes Section 48 – taxation treatment of social security benefits.]
- 8 [Amends Section 115A – temporary taxation orders.]

PART 3 – AMENDMENTS TO INCOME TAX (INSTALMENT PAYMENTS) ACT 1974

9 **Act amended**

This Part amends the *Income Tax (Instalment Payments) Act 1974*.

10 [Inserts new Part 1 heading.]

11 [Amends Section 1 – definitions and regulations.]

12 [Inserts new Part 2 and new Part 3 heading – deemed employment.]

PART 4 – CLOSING PROVISION

13 [Inserts Part 19 heading and section 112K – offence of fraudulent evasion – into the Income Tax Act 1970.]

14 **Schedule**

The Schedule (which contains minor and consequential amendments) has effect.

SCHEDULE

[Section 14]

MINOR AND CONSEQUENTIAL AMENDMENTS

[Amends the following Acts —

Income Tax Act 1970

Income Tax (Instalment Payments) Act 1974

Interpretation Act 1976

Customs and Excise Management Act 1986.]