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UNIVERSITY OF
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No. 5

HOUSE OF REPRESENTATIVES

Supplementary Order Paper

Tuesday, 29 April 1997

TAXATION (INCOME TAX RATES) BILL

Proposed Amendments

RT. HON. W. F. BIRCH, in Committee, to move the following amendments:

Clause 8: To add (after line 2 on page 3) the following new subclause:

(2) Section 39 (2) is repealed.

Clause 9: To add (after line 6 on page 3) the following new subclause:

“(2) Section 42 is amended by adding the following subsection:

“(2) Notwithstanding section 39 (1) and (1A), the Commissioner of Inland Revenue may issue, before 1 July 1998, a certificate of entitlement under the Income Tax Act 1994 for a period commencing on or after 1 July 1998 as if sections 40 to 43 had come into force on the day on 10 May 1996.”

Clause 24: To insert (after line 20 on page 8) the following new subsection:

“(7) The Commissioner of Inland Revenue may issue, before 1 July 1997, a certificate of entitlement under the Income Tax Act 1994 for a period commencing on or after 1 July 1997.”

Clause 28: To omit (line 10 on page 9) “After section 33, the following is inserted:” and substitute “Section 33A is replaced by:”

Clause 28A: To add (line 33 on page 10) the following new clause:

“**28A. Repeal**—Section 28 (1) of this Act is repealed on 1 April 1998.”

Clause 29: To omit (line 34 on page 10) “After section 33, the following is inserted:” and substitute “Section 33A (as replaced by section 28 of this Act) is replaced by:”

EXPLANATORY NOTE

This Supplementary Order Paper amends clause 8 to repeal section 39 (2) of the Income Tax Act 1994. Clauses 9 and 24 are amended to confirm that the Commissioner of Inland Revenue may issue certificates of entitlement before the periods commencing on 1 July 1998 and 1 July 1997, respectively.

In addition, the form of amending words in clauses 28 and 29 are also altered. The amendments to clauses 28 and 29 are necessary because the former section 33A (as enacted by section 5 of the Tax Administration Amendment Act 1996) expired at the end of the 1995-96 income year and the replacement sections 33A apply to the 1996-97 and 1997-98 income years, respectively. A new clause 28A is inserted to repeal section 28 (1) on 1 April 1998.