



**THE INCOME TAX (WITHHOLDING PAYMENTS)
REGULATIONS 1967, AMENDMENT NO. 10**

—
DENIS BLUNDELL, Governor-General
ORDER IN COUNCIL

At the Government House at Wellington this 24th day of June 1974

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Land and Income Tax Act 1954, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

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REGULATIONS

1. Title, commencement, and application—(1) These regulations may be cited as the Income Tax (Withholding Payments) Regulations 1967, Amendment No. 10, and shall be read together with and deemed part of the Income Tax (Withholding Payments) Regulations 1967* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 3rd day of July 1974.

(3) These regulations shall apply with respect to withholding payments made on or after the date of the commencement of these regulations, whether made in respect of any date before or after or any period commencing before or after the date of the commencement of these regulations.

2. Interpretation—The First Schedule to the principal regulations is hereby amended by inserting in clause 1 of Part F (as inserted by regulation 2 of the Income Tax (Withholding Payments) Regulations

*S.R. 1967/71

- Amendment No. 1: (*Revoked by S.R. 1971/74*)
- Amendment No. 2: (*Revoked by S.R. 1972/133*)
- Amendment No. 3: S.R. 1972/133
- Amendment No. 4: S.R. 1972/182
- Amendment No. 5: (*Revoked by S.R. 1973/218*)
- Amendment No. 6: (*Revoked by S.R. 1974/49*)
- Amendment No. 7: S.R. 1973/323
- Amendment No. 8: S.R. 1974/49
- Amendment No. 9: S.R. 1974/70

1967, Amendment No. 4), after the definition of the expression "Commission", the following expression:

"'Pay period' means a pay period as defined in the Social Security Act 1964:"

3. Tax deductions from payments of superannuation benefit—The First Schedule to the principal regulations is hereby further amended by revoking subclause (1) of clause 3 of Part F (as so inserted and amended by regulation 2 of the Income Tax (Withholding Payments) Regulations 1967, Amendment No. 8) and substituting the following subclause:

"(1) From every payment of superannuation benefit, in relation to any pay period, the tax deduction shall be an amount calculated in accordance with the following formula:

$$\frac{a}{b} \times c$$

where—

- a is the number of days for which the superannuation benefit is payable in respect of that pay period; and
- b is the total number of days in that pay period; and
- c is the amount of the tax deduction that would have been made, in accordance with the provisions of clause 3 of the First Schedule to the Income Tax Assessment Act 1957, from an amount of salary or wages equal to the amount of the superannuation benefit that is payable for all the days in that pay period, if that amount of salary or wages had been derived by an employee rateably over the whole of that pay period and an 'S' tax code had applied to the employee."

4. Consequential revocations—The Income Tax (Withholding Payments) Regulations 1967, Amendment No. 8, are hereby consequentially revoked.

P. G. MILLEN,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations prescribe that the rate of tax deductions to be made from payments of the superannuation benefit under Part I of the Social Security Act 1964 shall be the rate applicable to an equivalent payment of salary or wages derived rateably over the same period.

The new rates of withholding tax with respect to the superannuation benefits of \$89.40 (gross) payable to a married beneficiary and \$107.40 (gross) to a single beneficiary for each complete pay period of 28 days with effect from 3 July 1974 will be \$6.72 and \$10.16 respectively.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 27 June 1974.

These regulations are administered in the Inland Revenue Department.