

1974/70

**THE INCOME TAX (WITHHOLDING PAYMENTS)
REGULATIONS 1967, AMENDMENT NO. 9**

DENIS BLUNDELL, Governor-General
ORDER IN COUNCIL

At the Government Buildings at Wellington this 25th day of March 1974

Present:

THE HON. H. WATT PRESIDING 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.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Income Tax (Withholding Payments) Regulations 1967, Amendment No. 9, 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 1st day of April 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. Payments declared not to be extra emoluments or salary or wages—Regulation 3 of the principal regulations is hereby amended by revoking subclause (2).

*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

3. Amount of tax deductions—(1) Regulation 6 of the principal regulations is hereby amended by revoking subclause (1) (as substituted by regulation 3 of the Income Tax (Withholding Payments) Regulations 1967, Amendment No. 4), and substituting the following subclause:

“(1) Subject to the provisions of these regulations, every tax deduction from a withholding payment shall be of the amount calculated according to the amount of the payment at the appropriate rate specified in the First Schedule to these regulations.”

(2) The Income Tax (Withholding Payments) Regulations 1967, Amendment No. 4, is hereby consequentially amended by revoking regulation 3.

4. Amount of tax deductions from payments to absentees—(1) The First Schedule to the principal regulations is hereby amended by revoking Part E (as amended by regulation 2 of the Income Tax (Withholding Payments) Regulations 1967, Amendment No. 3).

(2) The Income Tax (Withholding Payments) Regulations 1967, Amendment No. 3 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 revoke the special provisions relating to the payment of withholding tax by absentees in respect of periodic payments by way of superannuation, pension, retiring allowance, or other allowance or annuity in respect of or in relation to the past employment of the absentee or of any person of whom the absentee is or has been the spouse or a child or a dependant. These payments will now be subject to tax deductions in the same manner as salary or wages.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 28 March 1974.

These regulations are administered in the Inland Revenue Department.