

SPECIAL TAX REVISION.

1° AND 2° GEO. VI., No. XL.

No. 40 of 1937.

AN ACT to make certain amendments to the special tax Acts known as the Financial Emergency Tax Act, 1937 ; the Hospital Fund (Contributions) Act, 1930, and the Gold Mining Profits Tax Act, 1934, consequent on the passing of the Income Tax Assessment Act, 1937 ; to make provision for the consolidation and reprinting of the said special tax Acts with their respective amendments, and for other purposes consequent thereon or incidental thereto.

[Assented to 18th January, 1938.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

PART I.—PRELIMINARY.

Short title.

1. This Act may be cited as the *Special Tax Acts Revision Act, 1937*, and shall come into operation at the same time as the Income Tax Assessment Act, 1937.

2. This Act is divided into Parts as follows:—

Act divided
into Parts.

PART I.—PRELIMINARY.

PART II.—FINANCIAL EMERGENCY TAX ACT,
1937.

PART III.—HOSPITAL FUND (CONTRIBUTIONS) ACT,
1930.

PART IV.—GOLD MINING PROFITS TAX ACT, 1934.

PART II.—FINANCIAL EMERGENCY TAX ACT,
1937.

3. The Financial Emergency Tax Act, 1937, is in this Part referred to as the principal Act.

Reference to
principal Act.

4. Section three of the principal Act is amended—

Amendment
of s. 3 of the
principal Act.

(a) by substituting the words “net assessable income” for the word “income” in line five of subsection (1);

(b) by substituting the words “net assessable income” for the word “income” in line ten of subsection (1);

(c) by substituting the words “net assessable income” for the word “income” in line nineteen of subsection (1);

(d) by inserting the words “by companies” after the word “payable” in the fourth line of subsection (3) and striking out all words in the subsection after the word “thirty-eight” in the sixth line of the subsection.

Companies.

5. The Schedule to the principal Act is amended—

Amendment of
Schedule to
principal Act.

(a) by substituting the words “net assessable income” for the word “income” as it appears in subcolumn (a) of columns one and two respectively of the First Part of the Schedule;

(b) in the Third Part of the Schedule by striking out all the words in paragraph (b) down to and including the word “scale” and inserting the following paragraph in their place:—

“Other companies: The rate of tax payable by other companies on their net assessable in-

come shall be in accordance with the following scale:—”

(e) in the Third Part of the Schedule by striking out the words “where the profit made or interest received for the period of assessment under the Dividend Duties Act, 1902, and its amendments” at the head of the scale of tax and substituting the following:—

“Where the net assessable income for the year of income subject to the imposition of the tax.”

Citation of principal Act as amended.

6. (1.) The principal Act as amended by this Act may be cited as the “Financial Emergency Tax Act, 1937” (as amended).

Reprinting.

(2.) The principal Act as amended by this Act shall be reprinted by the Government Printer under the supervision of the Clerk of Parliaments and the short title shall be amended to conform to the provisions of subsection (1) of this section.

PART III.—HOSPITAL FUND (CONTRIBUTIONS) ACT, 1930.

Reference to principal Act.

7. The Hospital Fund (Contributions) Act, 1930, is in this Part referred to as the principal Act.

Amendment of s. 1 of the principal Act.

8. Section one of the principal Act is repealed and the following section is enacted in its place:—

Short title.

1. (1.) This Act may be cited as the Hospital Fund (Contributions) Act, 1930-1937.

(2.) The Hospital Fund Act, 1930-1937, is incorporated with and shall be read as one with this Act.

Amendment of s. 2 of the principal Act.

9. Section two of the principal Act is amended as follows:—

(a) by striking out the words and figures—“Hospital Fund Act, 1930,” in line four of the section and substituting the words and figures—“Hospital Fund Act, 1930-1937”;

(b) by striking out all words in paragraph (a) after the word “pound” in line three of the paragraph and substituting the following:—“On the net assessable income of a taxpayer”;

- (c) by striking out all words after the words "salary and wages" in line four of paragraph (b) and substituting the following:—"Subject to assessment under the provisions of the said Act."

10. (1.) The principal Act as amended by this Act may be cited as the Hospital Fund (Contributions) Act, 1930-1937. Citation of principal Act as amended.

(2.) The principal Act as amended by this Act shall be reprinted by the Government Printer under the supervision of the Clerk of Parliaments and the short title of the reprint shall be in conformity with subsection (1) of this section. Reprinting.

PART IV.—GOLD MINING PROFITS TAX ACT, 1934.

11. The Gold Mining Profits Tax Act, 1934, is in this part referred to as the principal Act. Reference to principal Act.

12. Section two of the principal Act is amended by striking out the words and figures "Gold Mining Profits Tax Assessment Act, 1934," and substituting the words and figures "Gold Mining Profits Tax Assessment Act, 1934-1937." Amendment of s. 2 of the principal Act.

13. Section three of the principal Act is amended— Amendment of s. 3 of the principal Act.

(a) by striking out the words and figures "Gold Mining Profits Tax Assessment Act, 1934," and substituting the words and figures "Gold Mining Profits Tax Assessment Act, 1934-1937";

(b) by striking out all words after the word "amount" in line six of the section and substituting the following:—

"of the taxable income of every company carrying on the business of gold mining in Western Australia: provided that in arriving at the taxable income of every such company no allowance shall be made as against the assessable income of the company in respect of any recoup of capital expenditure which would be otherwise allowable under the provisions of section one hundred and twenty-two

of the Income Tax Assessment Act, 1937, in arriving at the taxable income for the purpose of the last-mentioned Act.”

Citation of
principal Act
as amended.

14. (1.) The principal Act as amended by this Act may be cited as the Gold Mining Profits Tax Act, 1934-1937.

Reprinting.

(2.) The principal Act as amended by this Act shall be reprinted by the Government Printer under the supervision of the Clerk of Parliaments; and the short title of any such reprint shall be altered in conformity with subsection (1) of this section.
