

LAND TAX AND INCOME TAX.2^d GEO. VI., No. XII.**No. 12 of 1938.****AN ACT to impose a Land Tax and an Income Tax.**

[Assented to 30th November, 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:—

- Short title. 1. This Act may be cited as the *Land Tax and Income Tax Act, 1938.*
- Incorporation. 2. The Land and Income Tax Assessment Act, 1907, and its amendments, so far as applicable to land tax, and the Income Tax Assessment Act, 1937, so far as applicable to income tax, are incorporated with and shall be read as one with this Act.
- Imposition of land tax and income tax. 3. Land tax and income tax are imposed at the several rates declared in this Act.
- Imposition of land tax. 4. Pursuant to the Land and Income Tax Assessment Act, 1907, and its amendments, for the year ending the thirtieth day of June, one thousand nine hundred and thirty-nine, land tax is imposed at the rate specified in the First Part of the Schedule.
- Rate of income tax payable by taxpayers other than companies. 5. For the year of assessment ending the thirtieth day of June, one thousand nine hundred and thirty-nine, income tax shall be payable under the Income Tax Assessment Act, 1937, by all persons (other than companies) at the rates set out in the Second Part of the Schedule.

THE SCHEDULE.

FIRST PART.

Rate of Land Tax.

The rate of land tax shall be twopence for every pound of the unimproved value, as assessed by or under the said Acts, of all land chargeable with such tax:

Provided that the tax payable in respect of a pastoral lease shall be at the rate of twopence for every pound:—

(i) of a sum equal to twenty times the amount of the annual rent reserved by the lease in cases other than those mentioned in the next following paragraph of this proviso; or

(ii) of a sum equal to twenty times the amount of the annual rent payable or paid by the lessee if such lessee—

(a) prior to the commencement of the Land Act, 1933, has applied for a new lease under subsection (4) of section thirty of the Land Act Amendment Act, 1917, and such application has been approved; or

(b) has paid double rent in respect of his holding under the provisions of the Land Act Amendment Act, 1918; or

(c) has applied for a new lease under subsection (1) of section one hundred and fourteen of the Land Act, 1933,

Provided further, that such land tax shall not apply to improved land within the meaning of section nine (as amended by Act No. 8 of 1936) of the Land and Income Tax Assessment Act, 1907-1931, held at noon on the thirtieth day of June, one thousand nine hundred and thirty-eight, and used solely or principally for the purposes of an agricultural, pastoral, horticultural, apicultural, grazing, pig-raising or poultry-farming business:

Provided further, that the minimum amount payable by any person for land tax shall be two shillings and sixpence.

SECOND PART.

Rate of Income Tax payable by all Persons (other than Companies).

(1) When the whole of the taxable income does not exceed six thousand six hundred and seventy-two pounds the rate of tax per pound, subject as hereinafter provided, shall be 2.007 pence where the taxable income is one hundred and one pounds and shall increase uniformly with each increase of one pound of the taxable income by .007 of one penny.

Such rate of tax may be calculated from the following formula:—
and such application has been approved:

R = rate of tax in pence per pound.

I = taxable income in pounds.

$R = 2 + .007 (I-100)$ pence.

When the whole of the taxable income exceeds six thousand six hundred and seventy-two pounds the rate of tax for every pound thereof shall be forty-eight pence.

(2) When the taxable income of any person is less than one hundred and one pounds the rate of tax shall be twopence in the pound.

(3) Provided that, for the year of assessment ending the thirtieth day of June, one thousand nine hundred and thirty-nine, the rate of tax to be levied as aforesaid shall be reduced by twenty per centum.

(4) The minimum amount payable by any taxpayer for income tax shall be two shillings and sixpence.