



AN BILLE CANACH IONCAIM, 1964
INCOME TAX BILL, 1964

MEMORANDUM

This Bill is intended to consolidate the Income Tax Acts up to and including the Finance Act, 1964. It also includes certain provisions relating to double taxation relief from corporation profits tax where these provisions are inseparable from the corresponding provisions and agreements relating to income tax. Every effort has been made to ensure that the Bill is a purely consolidating Bill and that it does not in any way alter existing law. This has often meant preserving unchanged the language of old enactments, although in some places it has been considered safe to seek an improvement on the original wording.

The basic enactment in the Bill is the Income Tax Act, 1918. To this must be added in the first instance the Finance Acts, 1919-22. Adaptations, over and above those flowing from sections 186 and 190 of the Income Tax Act, 1918, have to be taken into account in consequence of the Adaptation of Enactments (Act, 1922; the Revenue Commissioners Order, 1923; the Inland Revenue (Adaptation of Taxing Acts) Order, 1923; the Inland Revenue (Adaptation of Taxing Acts) First Supplemental Order, 1924, the Constitution (Consequential Provisions) Act, 1937, and the Saorstát Éireann (Adaptation) Order, 1944. The Finance Acts, 1923 to 1964, complete the body of law which the Bill purports to consolidate.

The Bill has been framed so as to operate for the year 1966-67 and subsequent years. The text is being circulated at this stage with a view to affording interested parties an opportunity to examine its provisions and to assure themselves, so far as possible, that it does no more than carry into effect the consolidating process mentioned above. To facilitate such examination, marginal references to the provisions reproduced have been inserted in the Bill and a Table of Comparison (a copy of which accompanies this Memorandum) has been prepared to show how the enactments proposed to be repealed have been dealt with in the Bill. The Minister for Finance will be glad to consider suggestions for alterations designed to perfect the Bill as a consolidating measure. He requests that they be sent, in the first instance, to the Secretary, Revenue Commissioners, Dublin Castle, Dublin 2. It will be appreciated that proposals for alterations which would change existing law would be inappropriate.

The Minister for Finance proposes that alterations, if any, based on suggestions received up to 30th April, 1965, would be incorporated in a revised print of the Bill which would take into account also any income tax provisions of the Finance Act, 1965; that the Bill as so reprinted would, subject to the approval of Dáil Éireann, be reintroduced with the Attorney General's certificate that it is a consolidating Bill and, provided Dáil Éireann agreed, would be dealt with in accordance with the procedure applicable to such Bills.

An Roinn Airgeadais,
Feabhra, 1965.

