

**SECOND SUPPLEMENT TO THE GIBRALTAR  
GAZETTE**

**No. 3,122 of 19th August, 1999**

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LEGAL NOTICE NO. 104 OF 1999

**INCOME TAX ACT**

**INCOME TAX (ALLOWANCES DEDUCTIONS AND EXEMPTIONS)  
(AMENDMENT) RULES 1999**

In exercise of the powers conferred on me by sections 37A and 98 of the Income Tax Act and of all other enabling powers I have made the following rules –

**Title.**

1. These rules may be cited as the Income Tax (Allowances Deductions and Exemptions) (Amendment) Rules 1999 and shall be deemed to have come into operation on 1 July 1999.

**Amendments to the Income Tax (Allowances Deductions and Exemptions) Rules 1992.**

2. The Income Tax (Allowances Deductions and Exemptions) Rules 1992 are amended as follows–

(a) in rule 3 by inserting after sub rule 3(42) the following sub-rule–

“(43) the income accruing to a life fund maintained by a life assurance company in so far as the retention of the income within the fund is necessary to maintain the fund at the level required by the Insurance Companies (Solvency Margins and Guarantee Funds) Regulations 1996.”;

(aa) in the headnote to rule 26, by deleting “United Kingdom” and substituting “EEA and Commonwealth”;

- (b) in rule 26 at sub-rule 26(1) by deleting “The United Kingdom” where it first occurs in that sub-rule and by inserting the following–

“A Relevant Territory being one of–

- (i) the United Kingdom;
  - (ii) any other Member State of the European Economic Area; or
  - (iii) any territory of the Commonwealth.”;
- (c) by deleting “United Kingdom” and inserting “Relevant Territory” where “United Kingdom” appears –
- (i) throughout sub-rule 26(1) other than on the first occasion;
  - (ii) where the words occur on the first and third occasions in sub-rule 26(2); and
  - (iii) on each occasion the words occur in sub-rule 26(5);
- (d) by inserting –

“or equivalent legislation in the Relevant Territory” after “Income and Corporation Taxes Act 1988” where those words occur in sub-rule 26(1) and sub-rule 26(2);

- (e) by inserting–

“or the equivalent body in the Relevant Territory” after the words “Commissioners of Inland Revenue in the United Kingdom” where those words occur in sub-rule 26(2); and

- (f) by repealing Rule 27.

Dated this 19th day of August, 1999 .

P. SPELLER,  
Acting Governor.

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**EXPLANATORY MEMORANDUM**

These rules amend the allowances granted to insurance companies under the Income Tax Act and amend the Double Taxation Relief system to include EEA Member States.