

**SECOND SUPPLEMENT TO THE GIBRALTAR
GAZETTE**

No. 3186 of 7th September, 2000

LEGAL NOTICE NO. 68 of 2000

INCOME TAX ORDINANCE

**INCOME TAX (ALLOWANCES, DEDUCTIONS AND
EXEMPTIONS) RULES 1992 (AMENDMENT) RULES 2000**

In exercise of the powers conferred on me by section 37A of the Income Tax Ordinance and all other powers, I make the following Rules-

Citation.

1. These Rules may be cited as the Income Tax (Allowances, Deductions and Exemptions) Rules 1992 (Amendment) Rules 2000 and shall be deemed to have come into effect on 1 July 2000.

Amendments to the Income Tax (Allowances, Deductions And Exemptions) Rules 1992.

2.(1) The Income Tax (Allowances, Deductions And Exemptions) Rules 1992 shall be amended in accordance with the provisions of this rule.

(2) Rule 3 shall be amended by inserting after sub-rule (44) the following sub-rules -

“(45) any interest received in respect of deposits held in Gibraltar in any bank or building society where the following conditions apply-

- (a) the deposits are held by a property management company established under the terms of the title deeds relating to a property in Gibraltar comprised in an urban development commonly known as a housing estate, and
- (b) the money in deposit is raised from maintenance or service charges paid by the owner-occupiers of such properties, or interest thereon, pursuant to an obligation in the lease or underlease of the property to

make such payment for the maintenance of such housing estate.

(46) the benefit to an employee by reason of the payment by his employer of premiums or contributions payable to an approved company for the purpose of providing health insurance for that employee, whether or not including his wife and dependent children, not exceeding in the aggregate the sum of £300 less any sum claimed by the employee under rule 20A, in any year of assessment.”

(3) Rule 6 shall be amended by substituting for the figure “£2125” in the two places where it occurs the figure “£2175”.

(4) Rule 7 shall be amended as follows –

- (a) by substituting for the figure “£2125” where it occurs the figure “£2175”;
- (b) by substituting for the figure “£2025” in the two places where it occurs the figure “£2060”;

(5) Rule 7A shall be amended in paragraph (1) by substituting for the figure “£1160” the figure “£1185”.

(6) Rule 8 shall be amended as follows–

- (a) in sub-rule (1)(c) and (4) by substituting for the figure “£725” the figure “£745”,
- (b) in sub-rule (1)(c), by substituting for the words “the first such child” the words “the first child to whom this rule applies”.

(7) Rule 9 shall be amended as follows–

- (a) by substituting for the figure “£810” where it occurs the figure “£830”;
- (b) by substituting for the figure “£650” where it occurs the figure “£665”, and

(c) by inserting after the words “claim a deduction” the words “under this rule”.

(8) Rule 12 shall be amended by substituting for the figure “£2025” where it occurs the figure “£2060”.

(9) Rule 14 shall be amended by substituting for sub-paragraph (i) of paragraph (b) of sub-rule (1) the following sub-paragraph—

“(i) no deduction shall be allowed under any such rules in respect of any child whose total income in his own right exceeds the amount of the deduction specified in that particular rule: notwithstanding the foregoing, this sub-paragraph shall not apply to the following income -

(aa) income to which a child is entitled as the holder of a scholarship, bursary or other educational allowance;

(bb) gains or profits from any employment by a child who is a full-time student at an educational establishment approved by the Commissioner for the purpose of this rule”.

(10) Rule 14A shall be amended by substituting for the figure “£520”, in all instances where it appears, the figure “£535”.

(11) Rule 15 shall be amended by substituting for the figure “£300”, in all instances where it appears, the figure “£310”.

(12) Rule 16 shall be amended as follows—

(a) by substituting for the figure “£665” where it occurs the figure “£680”; and

(b) by substituting for the figure “£465” where it occurs the figure “£475”.

(13) The following rule shall be inserted after rule 16—

“Special deduction for senior citizens on low income

16A.(1) This rule applies to an individual who proves to the satisfaction of the Commissioner that during a year of assessment–

- (a) he is of the age of 65 years or more or in the case of a woman 60 years or more, and
- (b) that he has not made an election under rule 25.

(2) An individual to whom this rule applies who proves to the satisfaction of the Commissioner that his total assessable income from all sources during a year of assessment–

- (a) does not exceed £7,600 per annum, shall be entitled to claim a deduction from the amount of his assessable income equal to the difference between that income and the sum of all other deductions, allowances and reliefs to which he may be entitled under these rules,
- (b) exceeds £7,600 per annum, shall be entitled to claim a deduction from the amount of his assessable income equal to the sum of £1,400 reduced by the amount of the excess.

(3) Any deduction allowable under this rule shall be reduced by one twelfth for each complete calendar month that the individual is not resident in Gibraltar.

(4) Sub-rule (3) shall not apply to the assessable income of an individual who is not resident in Gibraltar, where that assessable income includes income from a pension accruing in or derived from Gibraltar.”

(14) Rule 17 shall be amended by substituting for the figure “£365”, the figure “£375”.

(15) Rule 18 shall be amended as follows–

- (a) by substituting for the figure “£2125” where it occurs the figure “£2175”;

- (b) by substituting for the figure “£100” where it occurs in the first paragraph the figure “£105”;
- (c) by substituting for the figure “£150” where it occurs in subparagraph (d) the figure “£155”;
- (d) by substituting for the figure “£1975” where it occurs in subparagraph (a) the figure “£2020”.

(18) After rule 20, there shall be inserted the following rule—

“Deduction for health insurance premiums

20A.(1) An individual who, for the purpose of providing health insurance for himself, his spouse or his dependent children contributes to an approved insurance policy, scheme, society or fund shall be entitled to claim a deduction from his assessable income of the amount of the premium or contribution, or both, payable during the year of assessment up to a maximum of £300 in aggregate.

(2) Any deduction allowable under sub-rule (1) shall be reduced by one twelfth for each complete calendar month that the individual is not resident in Gibraltar during the year of assessment.

(3) In this rule, “approved” means approved by the Commissioner for the purposes of this rule.”

(19) Rule 25 shall be amended by substituting for the reference “and 16 to 22”, in both instances where that reference appears, the reference “16, and 17 to 22”.

Dated this 7th day of September, 2000..

P SPELLER,

Acting Governor.