

**SECOND SUPPLEMENT TO THE GIBRALTAR
GAZETTE**

No. 3441 of 29 November, 2004

LEGAL NOTICE NO. 108 OF 2004.

INCOME TAX ORDINANCE

**INCOME TAX (ALLOWANCES, DEDUCTIONS AND
EXEMPTIONS) (AMENDMENT) RULES 2004**

In exercise of the powers conferred on him by section 37A of the Income Tax Ordinance the Governor has made the following Rules—

Title and Commencement.

1.(1) These Rules may be cited as the Income Tax (Allowances, Deductions and Exemptions) (Amendment) Rules 2004.

(2) Save for rule 2(4)(a), these Rules are deemed to have come into effect on 1 July 2004.

Amendment of the Income Tax (Allowances, Deductions and Exemptions) Rules 1992.

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

(2) Rule 3 is amended by inserting the following paragraph after paragraph 48—

“49.

- (a) Income received by a student from employment during vacation.
- (b) Sub-paragraph (a) applies only where the income from employment during such vacation is immediately preceded and followed by full time instruction at an educational establishment.

(c) Nothing in this paragraph shall prejudice the application of the Income Tax (Pay As You Earn) Regulations 1989.

(d) For the purposes of this paragraph–

“educational establishment” is construed in accordance with rule 8;

“full time instruction” is construed in accordance with rule 8;

“student” means an individual receiving full time instruction at an educational establishment;

“vacation” means the period of time between the end of one term and the start of the next following term as set by an educational establishment in respect of a particular student.”.

(3) Rule 6 is amended by substituting for the figure “£2430” in the two places where it occurs the figure “£2505”.

(4)

(a) Rule 7 is deemed to have been amended as follows–

(i) as from 1 July 2002, for the figure “£2300” there is substituted the figure “£2370”;

(ii) as from 1 July 2003, for the figure “£2370” there is substituted the figure “£2430”;

(b) rule 7 is amended as follows–

(i) by substituting for the figure “£2275” in the 2 places where it occurs the figure “£2345”.

(ii) by substituting for the figure “£2430” the figure “£2505”.

(5) Rule 7A is amended in paragraph (1) by substituting for the figure “£1425” the figure “£1470”.

(6) Rule 8 is amended in sub-rule (1)(c) and (4) by substituting for the figure “£850” the figure “£880”.

(7) Rule 9 is amended as follows–

- (a) by substituting for the figure “£955” where it occurs the figure “£985”;
- (b) by substituting for the figure “£795” where it occurs the figure “£820”.

(8) Rule 12 is amended by substituting for the figure “£2275” where it occurs the figure “£2345”.

(9) Rule 14A is amended by substituting for the figure “£875”, in all instances where it appears, the figure “£905”.

(10) Rule 15 is amended by substituting for the figure “£330”, in all instances where it appears, the figure “£340”.

(11) Rule 16 is amended as follows–

- (a) by substituting for the figure “£830” where it occurs the figure “£855”; and
- (b) by substituting for the figure “£585” where it occurs the figure “£605”.

(12) Rule 16A is amended by inserting after sub-rule (7) the following sub-rule–

“(8) In the application of sub-rule (2) on or after 1 July 2004, for the figure “£7,915” there is substituted the figure “£8000”.

(13) Rule 17 is amended by substituting for the figure “£530”, the figure “£550”.

(14) Rule 18 is amended as follows–

- (a) by substituting for the figure “£2430” where it occurs the figure “£2505”;

- (b) by substituting for the figure “£115” where it occurs in the first paragraph the figure “£120”;
- (c) by substituting for the figure “£2265” where it occurs in subparagraph (a) the figure “£2335”;
- (d) by substituting for the figure “£165” where it occurs in subparagraph (d) the figure “£170.

(15) Rule 20A is amended by substituting for the figure “£515”, in all instances where it appears, the figure “£1000”.

Dated this 26th day of November, 2004.

By Command,

D G BLUNT,

Deputy Governor.