

**SECOND SUPPLEMENT TO THE GIBRALTAR  
GAZETTE**

**No. 4521 of 22 November, 2018**

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LEGAL NOTICE NO. 261 OF 2018.

**INTERPRETATION AND GENERAL CLAUSES ACT  
INCOME TAX (AMENDMENT) REGULATIONS 2018**

In exercise of the powers conferred on it by section 23(g)(ii) of the Interpretation and General Clauses Act, and of all other enabling powers, and for the purpose of implementing obligations falling within the Treaties, the Government has made the following Regulations–

**Title and commencement.**

1. These Regulations may be cited as the Income Tax (Amendment) Regulations 2018 and come into operation on the date of publication.

**Amendment of Income Tax Act 2010.**

2.(1) The Income Tax Act 2010 (“the Act”) is amended in accordance with the provisions of this regulation.

(2) In Table C of Schedule 1 to the Act, after Class 3A, insert the following–

“Class 3B  
“Income from Movable Property”

- (a) Subject to (b) below, any non-trading rental income arising from a movable property located outside of Gibraltar received or receivable by a company.
- (b) For the purposes of (a) above, any non-trading rental income arising from a movable property located outside of Gibraltar will be deemed to accrue in and derive from Gibraltar where the company in receipt of that income is a company registered in Gibraltar.”

Dated 22nd November, 2018.

F R PICARDO,  
For the Government

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**EXPLANATORY MEMORANDUM**

These Regulations amend the Income Tax Act 2010 for the purposes of satisfying EU requirements