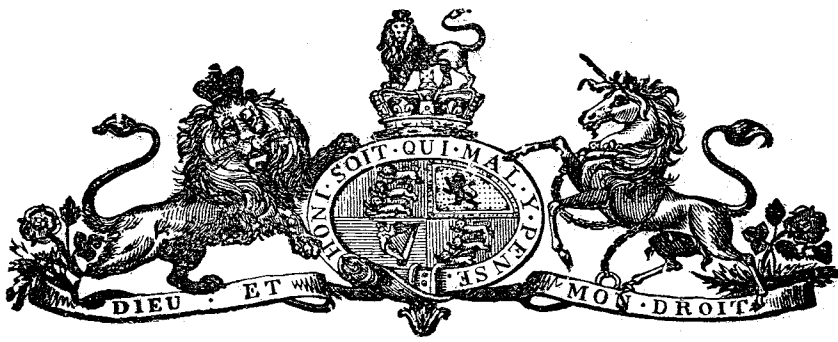


T A S M A N I A.



1897.

ANNO SEXAGESIMO-PRIMO

VICTORIÆ REGINÆ,

No. 5.

Amended by 60 Vict. No. 25

62

AN ACT to continue certain provisions of A.D. 1897.
"The Income Tax Act, 1894," and to
amend the same. [24 December, 1897.]

WHEREAS "The Income Tax Act, 1894," expires on the Thirty-first day of *December*, One thousand eight hundred and ninety-seven, and it is desirable to continue so much of the said Act and every Amendment thereof as relates to the levying and collecting a Tax upon the Dividends and Incomes of Companies: **PREAMBLE.**

Be it therefore enacted by His Excellency the Governor of *Tasmania*, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1 This Act may be cited as "The Income Tax Act, 1897." **Short title.**

2 In this Act the expression "the said Act" means "The Income Tax Act, 1894." **Interpretation.**
58 Vict. No. 16.

3 Notwithstanding anything to the contrary contained in Section Eighty of the said Act, so much of the said Act and every Amendment thereof as imposes a Tax upon so much of the income of every Company as is represented or contained in any dividend declared or ascertained or becoming due to the shareholders of such Company, and provides for the time and manner of the payment thereof, and for the collection and recovery of such Tax, shall continue and remain in full force and effect until the thirty-first day of *December*, One thousand eight hundred and ninety-eight. **Act continued so far as it relates to Companies.**

Income Tax.

A.D. 1897.

Companies
incorporated out-
side *Tasmania*.

4 Every Company which is incorporated outside *Tasmania*, and which carries on mining operations in *Tasmania*, either in connection with any other business or not, shall be deemed to have its chief place of business in *Tasmania*.

Deduction from
taxable amount
of income of
certain Com-
panies.

5 In every case in which so much of the income of any Company as is distributed in dividends amongst its shareholders includes sums received as dividends from any other Company in respect of which Income Tax has been paid as provided by this Act, the amount represented by such dividends as last aforesaid shall be deducted from the taxable amount of the income of such Company as first aforesaid.

Allowance for
Income Tax.

6 In computing the amount of Tax payable under this Act upon dividends declared by any Company, there shall be an allowance made in respect of so much of the amount of such dividend as consists of money upon which any Tax may have been paid under the said Act.

Expiration of Act
not to affect pro-
ceedings, &c. for
recovery of Tax.

7 The expiration of the operations of the said Act on the Thirty-first day of *December*, One thousand eight hundred and ninety-seven, shall not—

- i. Affect the past operation of the said Act, or the sufficiency or insufficiency, validity or invalidity of anything done or suffered, or the payment and recovery of any tax which may have become payable to Her Majesty thereunder; nor
- ii. Interfere with any assessment made or to be made thereunder, or any appeal against any such assessment; nor
- iii. Interfere with the institution or prosecution of any proceeding in respect of any offence committed, or the recovery of any penalty or forfeiture incurred, against or under the said Act.