



Finance Act 2018

2018 CHAPTER 3

PART 1

DIRECT TAXES

Income tax: rates and allowances

3 Main rates of income tax for tax year 2018-19

For the tax year 2018-19 the main rates of income tax are as follows—

- (a) the basic rate is 20%;
- (b) the higher rate is 40%;
- (c) the additional rate is 45%.

4 Default and savings rates of income tax for tax year 2018-19

(1) For the tax year 2018-19 the default rates of income tax are as follows—

- (a) the default basic rate is 20%;
- (b) the default higher rate is 40%;
- (c) the default additional rate is 45%.

(2) For the tax year 2018-19 the savings rates of income tax are as follows—

- (a) the savings basic rate is 20%;
- (b) the savings higher rate is 40%;
- (c) the savings additional rate is 45%.

5 Starting rate limit for savings for tax year 2018-19

Section 21 of ITA 2007 (indexation) does not apply in relation to the starting rate limit for savings for the tax year 2018-19 (so that, under section 12(3) of ITA 2007 as amended by section 4 of FA 2017, that limit remains at £5000 for that tax year).

6 Transfer of tax allowance after death of spouse or civil partner

- (1) Chapter 3A of Part 3 of ITA 2007 (transferable tax allowance) is amended as follows.
- (2) Section 55B (tax reduction: entitlement) is amended in accordance with subsections (3) to (5).
- (3) In subsection (2) (conditions for entitlement to tax reduction)—
 - (a) for paragraph (a) (individual is spouse or civil partner of maker of election in force under section 55C) substitute—
 - “(a) the individual is the gaining party (see section 55C(1)(a)) in the case of an election under section 55C which is in force for the tax year,” and
 - (b) in paragraph (d), for “individual’s” substitute “relinquishing”.
- (4) After subsection (5) insert—

“(5A) In this section “the relinquishing spouse or civil partner”, in relation to an election under section 55C, means the individual mentioned in section 55C(1) (a) by whom, or by whose personal representatives, the election is made.”
- (5) In subsection (6) (reduced personal allowance for transferor)—
 - (a) after “under subsection (1)” insert “by reference to an election under section 55C”, and
 - (b) for “individual’s” substitute “relinquishing”.
- (6) Section 55C (elections to reduce personal allowance) is amended in accordance with subsections (7) and (8).
- (7) In subsection (1)(a) (individual may make election if married or in civil partnership)—
 - (a) after “the same person” insert “(“the gaining party””, and
 - (b) in sub-paragraph (ii), after “when the election is made” insert “or, where the election is made after the death of one or each of them, when they were last both living”.
- (8) After subsection (4) insert—

“(5) The personal representatives of an individual may make any election for the purposes of section 55B that the individual (if living) might make in relation to—

 - (a) the tax year in which the individual dies, or
 - (b) an earlier tax year.”
- (9) Section 55D (procedure for elections under section 55C) is amended in accordance with subsections (10) and (11).
- (10) In subsection (3) (elections which are not automatically continued in force for subsequent years), after “is made after the end of the tax year to which it relates” insert “or is made after the death of either of the spouses or civil partners”.
- (11) In subsection (4) (election may be withdrawn only by individual who made it), after “by whom the election was made” insert “; an election made by an individual’s personal representatives may not be withdrawn”.
- (12) The amendments made by this section—
 - (a) are to be treated as having come into force on 29 November 2017,

Status: This is the original version (as it was originally enacted).

- (b) have effect in relation to elections made on or after that day, and
- (c) so have effect even where a relevant death occurred on or before that day.