

1972 No. 1799

INCOME TAX

**The Income Tax (Payments to Sub-Contractors in the
Construction Industry) (No. 2) Regulations 1972**

Made - - - 27th November 1972

Laid before the House of Commons 5th December 1972

Coming into Operation 1st January 1973

The Commissioners of Inland Revenue, in exercise of the powers conferred upon them by section 29 of the Finance Act 1971(a), hereby make the following Regulations:—

1.—(1) These Regulations may be cited as the Income Tax (Payments to Sub-Contractors in the Construction Industry) (No. 2) Regulations 1972 and shall come into operation on 1st January 1973.

(2) The Interpretation Act 1889(b) shall apply to these Regulations as it applies for the interpretation of an Act of Parliament.

(3) In these Regulations the expression “the principal Regulations” means the Income Tax (Payments to Sub-Contractors in the Construction Industry) Regulations 1971(c). Other expressions have the same meaning as in the principal Regulations.

2. Regulation 4 of the principal Regulations shall have effect as if for paragraph (2) thereof there were substituted the following paragraph:—

“(2) The contractor shall, if required to do so by any authorised officer of the Commissioners of Inland Revenue, make and deliver to that officer a complete list of all persons excepted from the principal section to whom (or to whose nominee) the contractor made any payment such as is mentioned in the principal section during such period as may be specified, the total amount paid to each of those persons in that period and full particulars of the evidence by reference to which the contractor decided that each

(a) 1971 c. 68.

(b) 1889 c. 63.

(c) S.I. 1971/1779 (1971 III, p. 4903).

of those persons was excepted from the principal section, and the contractor shall make such records as will enable him to comply with such a requirement:

Provided that the period to which the requirement relates shall not begin earlier than three years before the beginning of the year in which the requirement is made."

By Order of the Commissioners of Inland Revenue.

J. M. Green,
Secretary.

27th November 1972.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations relieve contractors in the construction industry of the universal obligation to make annual lists of all their sub-contractors paid without the deduction of 30 per cent prescribed by section 29 of the Finance Act 1971. Instead, they require contractors to make their own records of those payments and they oblige a contractor to prepare annual lists only if he is expressly required to do so by the Inland Revenue.

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