

SCHEDULES

SCHEDULE 9

PAYMENTS AND OTHER BENEFITS IN CONNECTION WITH TERMINATION OF EMPLOYMENT ETC

PART II

CONSEQUENTIAL AMENDMENTS

Finance Act 1995 (c. 4)

5 In section 92 of the Finance Act 1995 (post-employment deductions), for subsection (10) substitute—

“(10) Tax shall not be charged under section 148 of the Taxes Act 1988 (payments and other benefits in connection with termination of employment etc) in respect of a payment or other benefit received by an individual, or an individual’s executors or administrators, in so far as—

- (a) in the case of a cash benefit, it is provided for meeting the cost of an amount to which this subsection applies, or
- (b) in the case of a non-cash benefit, it is or represents a benefit equivalent to the cost of defraying such an amount.

This subsection applies to an amount which, without being an amount to which this section applies, would fall to be treated as such an amount if subsection (4) of this section were omitted and, where the individual has died, he had not died but had himself defrayed any amounts defrayed by his executors or administrators.”.