

New Zealand.



ANALYSIS.

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| <p>Title.</p> <ol style="list-style-type: none"> 1. Short Title. 2. Application of Act. 3. Increased scales of estate duty. Increased exemption from estate duty in respect of small estates. | <ol style="list-style-type: none"> 4. Increased rates of succession duty. Consequential repeals. 5. Increased rates of gift duty. 6. Exemption from gift duty of contributions by employers to superannuation funds for employees. Schedule. |
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1920, No. 42.

Title.

AN ACT to amend the Death Duties Act, 1909.

[5th November, 1920.]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

Short Title.

1. This Act may be cited as the Death Duties Amendment Act, 1920, and shall be read together with and deemed part of the Death Duties Act, 1909 (hereinafter referred to as the principal Act).

Application of Act.

2. This Act and the principal Act as hereby amended shall, so far as relating to death duties, apply to the estates of all persons who die after the commencement of this Act, and shall, so far as relating to gift duty, apply to all gifts made after the commencement of this Act.

Increased scales of estate duty.

3. (1.) The First Schedule to the principal Act is hereby repealed, and the Schedule to this Act substituted therefor.

Increased exemption from estate duty in respect of small estates.

(2.) Section twelve of the principal Act is hereby amended by omitting the words "five hundred pounds" wherever they occur, and substituting the words "one thousand pounds."

Increased rates of succession duty.

4. (1.) Except as otherwise provided in the principal Act or this Act, succession duty shall be payable on every succession, and shall be a percentage of the value of the succession, varying in manner provided in this section.

(2.) If the successor is the wife of the deceased, succession duty shall be payable as follows:—

(a.) If the value of the succession does not exceed ten thousand pounds, no succession duty shall be payable in respect thereof:

- (b.) If the value of the succession exceeds ten thousand pounds, but does not exceed twenty thousand pounds, the rate of succession duty shall be two per centum thereof, save that the succession duty payable shall not in any case exceed the amount by which the value of the succession exceeds ten thousand pounds :
- (c.) If the value of the succession exceeds twenty thousand pounds, the rate of succession duty shall be four per centum thereof.
- (3.) If the successor is the husband of the deceased (whether or not he is also a relative of the deceased by blood) succession duty shall be payable as follows :—
- (a.) If the value of the succession does not exceed five hundred pounds, no succession duty shall be payable in respect thereof :
- (b.) If the value of the succession exceeds five hundred pounds, but does not exceed one thousand five hundred pounds, the rate of succession duty shall be one per centum thereof, save that the succession duty payable shall not in any case exceed the amount by which the value of the succession exceeds five hundred pounds :
- (c.) If the value of the succession exceeds one thousand five hundred pounds, but does not exceed two thousand five hundred pounds, the rate of succession duty shall be two per centum thereof :
- (d.) If the value of the succession exceeds two thousand five hundred pounds, the rate of succession duty shall be three per centum thereof.
- (4.) If the successor is a child, grandchild, or other lineal descendant of the deceased, succession duty shall be payable as follows :—
- (a.) If the value of the succession does not exceed one thousand pounds, no succession duty shall be payable in respect thereof :
- (b.) If the value of the succession exceeds one thousand pounds, but does not exceed five thousand pounds, the rate of succession duty shall be one per centum thereof, save that the succession duty payable shall not in any case exceed the amount by which the value of the succession exceeds one thousand pounds :
- (c.) If the value of the succession exceeds five thousand pounds, but does not exceed ten thousand pounds, the rate of succession duty shall be two per centum thereof :
- (d.) If the value of the succession exceeds ten thousand pounds, but does not exceed fifteen thousand pounds, the rate of succession duty shall be three per centum thereof :
- (e.) If the value of the succession exceeds fifteen thousand pounds, but does not exceed twenty thousand pounds, the rate of succession duty shall be three and a half per centum thereof :
- (f.) If the value of the succession exceeds twenty thousand pounds, the rate of succession duty shall be four per centum thereof.

(5.) If the successor is the brother or sister, or the half-brother or half-sister, of the deceased, succession duty shall be payable as follows:—

(a.) If the value of the succession does not exceed five hundred pounds, no succession duty shall be payable in respect thereof:

(b.) If the value of the succession exceeds five hundred pounds, but does not exceed twenty thousand pounds, the rate of succession duty shall be five per centum thereof, save that the succession duty payable shall not in any case exceed the amount by which the value of the succession exceeds five hundred pounds:

(c.) If the value of the succession exceeds twenty thousand pounds, the rate of succession duty shall be ten per centum thereof.

(6.) If the successor is any other relative of the deceased in any degree not more remote than the fourth, succession duty shall be payable as follows:—

(a.) If the value of the succession does not exceed five hundred pounds, no succession duty shall be payable in respect thereof:

(b.) If the value of the succession exceeds five hundred pounds, but does not exceed ten thousand pounds, the rate of succession duty shall be five per centum thereof, save that the succession duty payable shall not in any case exceed the amount by which the value of the succession exceeds five hundred pounds:

(c.) If the value of the succession exceeds ten thousand pounds, the rate of succession duty shall be ten per centum thereof.

(7.) In all other cases succession duty shall be payable as follows:—

(a.) If the value of the succession does not exceed five hundred pounds, no succession duty shall be payable in respect thereof:

(b.) If the value of the succession exceeds five hundred pounds, but does not exceed twenty thousand pounds, the rate of succession duty shall be ten per centum thereof, save that the succession duty payable shall not in any case exceed the amount by which the value of the succession exceeds five hundred pounds:

(c.) If the value of the succession exceeds twenty thousand pounds, the rate of succession duty shall be twenty per centum thereof.

(8.) In addition to the rates of succession duty payable as aforesaid, there shall be payable as succession duty an amount equal to ten per centum of all moneys exceeding one thousand pounds payable to any person domiciled out of New Zealand, not being the wife or husband of the deceased or a relative of the deceased within the third degree of consanguinity.

(9.) This section is in substitution for the following enactments, namely:—

(a.) Sections sixteen and eighteen of the principal Act;

Consequential
repeals.

- (b.) Section ten of the Death Duties Amendment Act, 1911; and
 (c.) Subsections one and two of section ninety-two of the Finance Act, 1915:

and those enactments are hereby accordingly repealed.

5. (1.) Section forty-six of the principal Act is hereby amended by omitting the words "The rate of gift duty shall be five per centum of the value of the gift, and." Increased rates of gift duty.

(2.) The rate of gift duty payable under the principal Act shall be as follows:—

- (a.) Where the value of the gift exceeds one thousand pounds, but does not exceed five thousand pounds, the rate of duty shall be five per centum thereof:
 (b.) Where the value of the gift exceeds five thousand pounds, but does not exceed ten thousand pounds, the rate of duty shall be seven and a half per centum thereof:
 (c.) Where the value of the gift exceeds ten thousand pounds, the rate of duty shall be ten per centum thereof.

6. Any payment made by an employer to a fund established for the purpose of providing retiring-allowances for the employees or any of the employees of the donor shall be deemed to be the creation of a charitable trust within the meaning of section forty-three of the principal Act, and shall be exempt from gift duty accordingly. Exemption from gift duty of contributions by employers to superannuation funds for employees.

SCHEDULE.

Schedule.

SCALE OF RATES OF ESTATE DUTY.

Final Balance of Estate.		Rate per Cent.
Exceeding £1,000, but not exceeding £2,000	...	1
" £2,000	£3,000	2
" £3,000	£4,000	3
" £4,000	£6,000	4
" £6,000	£8,000	5
" £8,000	£10,000	6
" £10,000	£15,000	7
" £15,000	£20,000	8
" £20,000	£25,000	9
" £25,000	£30,000	10
" £30,000	£35,000	11
" £35,000	£40,000	12
" £40,000	£45,000	13
" £45,000	£50,000	14
" £50,000	£60,000	15
" £60,000	£70,000	16
" £70,000	£80,000	17
" £80,000	£90,000	18
" £90,000	£100,000	19
" £100,000	...	20