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## SCHEDULES

### SCHEDULE 5

#### OCCUPATIONAL PENSION SCHEMES

#### PART III

##### CONSEQUENTIAL AMENDMENTS

##### *Other amendments of Taxes Act*

- 12 (1) In section 188(1) of the Taxes Act (exemptions and reliefs in respect of tax under section 187), after paragraph (c) insert—
- “(cc) a benefit provided in pursuance of any retirement benefits scheme where under section 23 of the Finance Act 1970 the employee (as defined for the purposes of that section) was chargeable to tax in respect of sums paid, or treated as paid, with a view to the provision of the benefit ”,”
- and at the end of paragraph (d) add " or in section 24(1) of the Finance Act 1970 ".
- (2) In section 211(5) of the Taxes Act (Parliamentary pension funds) for the words from " payable by a superannuation " to the end of the subsection substitute " payable by an exempt approved scheme as defined in Chapter II of Part II of the Finance Act 1970, and for the purposes of that Chapter (and the provisions to be construed as one with it) each such Fund shall be treated as an exempt approved scheme. "
- (3) In section 283(4) of the Taxes Act (definition of close company) after paragraph (b) insert—
- “(bb) if held on trust for an exempt approved scheme as defined in Chapter II of Part II of the Finance Act 1970, or”.
- (4) In the proviso to section 303 (3) of the Taxes Act (meaning of " associate ") after paragraph (i) insert—
- “(iA) if the trust relates exclusively to an exempt approved scheme as defined in Chapter II of Part II of the Finance Act 1970, or”.
- (5) In the proviso to section 422(4), and in the proviso to section 423(1) of the Taxes Act (modification of pre-war provisions for tax free payments) at the end add " or by virtue of paragraph 1 of Part II of Schedule 5 to the Finance Act 1970 ".
- (6) At the end of paragraph 4(c) of Schedule 8 to the Taxes Act (payments on retirement or removal from office : top-slicing relief) add " or in pursuance of any exempt approved scheme as defined in Chapter II of Part II of the Finance Act 1970 ".
- (7) The repeal of Chapter II of Part I) ( of the Taxes Act by this Act shall not affect the following provisions of the Taxes Act (which apply definitions in section 224(1) in the said Chapter II), or any other enactment applying those definitions.

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Section 186(10)(c).

Section 226(9).

The proviso to paragraph 4 of Schedule 8.