



Finance Act 1901

1901 CHAPTER 71 Edw 7

PART I

CUSTOMS AND EXCISE

10 Addition or deduction of new or altered duties in the case of contract.

- (1) Where any new [^{F1}customs duty] or new excise duty is imposed, or where any [^{F1}customs duty] or excise duty is increased, and any goods in respect of which the duty is payable are delivered after the day on which the new or increased duty takes effect in pursuance of a contract made before that day, the seller of the goods may, in the absence of agreement to the contrary, recover, as an addition to the contract price, a sum equal to any amount paid by him in respect of the goods on account of the new duty or the increase of duty, as the case may be.
- (2) Where any [^{F1}customs duty] or excise duty is repealed or decreased, and any goods affected by the duty are delivered after the day on which the duty ceases or the decrease in the duty takes effect in pursuance of a contract made before that day, the purchaser of the goods, in the absence of agreement to the contrary, may, if the seller of the goods has had in respect of those goods the benefit of the repeal or decrease of the duty, deduct from the contract price a sum equal to the amount of the duty or decrease of duty, as the case may be.
- (3) Where any addition to, or deduction from, the contract price may be made under this section on account of any new or repealed duty, such sum as may be agreed upon or in default of agreement determined by the Commissioners of Customs . . . ^{F2}, as representing in the case of a new duty any new expenses incurred, and in the case of a repealed duty any expenses saved, may be included in the addition to or deduction from the contract price, and may be recovered or deducted accordingly.

[^{F3}(3A) This section applies whether or not the goods have undergone a process of manufacture or preparation, or have become a part or ingredient of other goods.]

- (4) ^{F4}

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Finance Act 1901. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

Textual Amendments

- F1** Words substituted by [Customs and Excise Management Act 1979 \(c. 2\)](#), [Sch. 4 para. 12](#) Table Pt. I
- F2** Words repealed by [Statute Law \(Repeals\) Act 1989 \(c. 43\)](#), s. 1(1), [Sch. 1 Pt. II](#) Group 2
- F3** [S. 10\(3A\)](#) inserted (21.7.2008) by [Statute Law \(Repeals\) Act 2008 \(c. 12\)](#), [Sch. 2 para. 3](#)
- F4** S. 10(4) repealed by [Statute Law \(Repeals\) Act 1989 \(c. 43\)](#), s. 1(1), [Sch. 1 Pt. II](#) Group 2

Modifications etc. (not altering text)

- C1** S. 10 amended by [Finance Act 1902 \(c. 7\)](#), [s. 7](#), [European Communities Act 1972 \(c. 68\)](#), [s. 6\(6\)](#) and [Excise Duties \(Surcharges or Rebates\) Act 1979 \(c. 8\)](#), [s. 3\(2\)](#)
- C2** Reference to Commissioners of Customs and Commissioners of Inland Revenue to be construed as reference to Commissioners of Customs and Excise: [Customs and Excise Management Act 1979 \(c. 2\)](#), [Sch. 4 para. 1](#)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- [s. 10\(3A\)](#) inserted by [2008 c. 12 Sch. 2 para. 3](#)