

BASUTOLAND.

No. 24 of 1947.
(Promulgated 18th April, 1947.)

PROCLAMATION

BY HIS EXCELLENCY THE HIGH COMMISSIONER
Entitled the Basutoland Income Tax (Amendment)
Proclamation, 1947.

Whereas it is expedient to amend the law relating to income tax in Basutoland;

Now therefore under and by virtue of the powers in me vested I do hereby declare, proclaim and make known as follows:—

1. Section *six* of the Basutoland Income Tax Amendment (Consolidation) Proclamation, 1939, as amended by section *two* of Proclamation No. 46 of 1946, is hereby amended by deleting the definition of "Gross Income" and substituting therefor the following definition:—

" 'Gross income' means the total amount, other than receipts or accruals of a capital nature, received by or accrued to or in favour of any person in any year or period assessable under this Chapter from any source within the Territory or deemed to be within the Territory; and includes rents, interest, dividends, salaries, stipends, wages, allowances, the estimated annual value of any quarters or board or residence or any other benefit or advantage of any kind granted in respect of employment, whether in money or otherwise, and any pension, stipend, charge, or annuity; and includes also, in the case of any person to whom, in terms of any agreement relating to the grant to any other person of the right of use or occupation of land or buildings, or by the cession of any rights under any such agreement, there has accrued in any such year or period the right to have improvements effected on the land or to the buildings by any other person—

(i) the amount stipulated in the agreement as the value of the improvements or as the amount to be expended on the improvements; or

(ii) if no amount is so stipulated, an amount representing, in the opinion of the Collector, the fair and reasonable value of the improvements.

An amount shall be deemed to be derived from a source within the Territory if it is received by or accrues to or in favour of any person ordinarily resident or carrying on business within the Territory, and is received or accrues from any country outside the Territory where, owing to the fact that such person is not domiciled or ordinarily resident therein, the amount is not chargeable with income tax which appears to the Collector to correspond with the normal tax and super tax in the Territory;”.

Repeal of
section 2 of
Proclama-
tion No. 46
of 1946.

2. Section *two* of the Basutoland Income Tax Proclamation, 1946, is hereby repealed.

Amend-
ment of
section 4 of
Proclama-
tion No. 46
of 1946.

3. Paragraph (*b*) of section *four* of the Basutoland Income Tax Proclamation, 1946, is hereby amended by deleting the word “ paragraph ” where it occurs for the second time and substituting therefor the word “ paragraphs ”.

Short title
and com-
mencement.

4. This Proclamation may be cited as the Basutoland Income Tax (Amendment) Proclamation, 1947, and shall be deemed to have had force and effect as from the eighteenth day of October, 1946.

GOD SAVE THE KING.

Given under my Hand and Seal at Cape Town this Third day of April, One thousand Nine hundred and Forty-seven.

E. BARING,
High Commissioner.

By Command of His Excellency
the High Commissioner.

H. E. PRIESTMAN,
Administrative Secretary.