

The Direct Taxes for 2004 (Sark) Ordinance, 2003

THE CHIEF PLEAS OF SARK, in exercise of the powers conferred upon them by sections 1 (1), 2 (2), 7 (a) and (i), 8 (2), 10 (a), (b) and (d), and 20, of the Direct Taxes (Sark) Law, 2002, hereby order:-

Imposition of direct taxes for 2004.

1. In order to raise revenue towards financing the budgeted cost of public purposes which Chief Pleas have resolved should be provided or undertaken, there are hereby imposed for the financial year ending on 31st December 2004:

- (a) property tax; and
- (b) personal capital tax,

in accordance with the Law, the General Provisions Ordinance, and this Ordinance.

General rates of property tax for 2004.

2. (1) Subject to section 3 of this Ordinance, the rates of property tax for 2004 are:

- (a) in respect of dwellings, £ 5.20 per quarter;
- (b) in respect of domestic outbuildings, £ 5.20 per quarter;
- (c) in respect of tourist or guest accommodation, £5.20 per quarter;
- (d) in respect of other commercial buildings, £5.20 per quarter;
- (e) in respect of agricultural buildings, including hay barns, £ 5.20

per quarter;

(f) in respect of open land, £ Nil per quarter.

(2) If a designation has been assigned to any land, building or part thereof in the Cadastre in accordance with the General Provisions Ordinance, that designation determines the classification of that land, building or part thereof for the purposes of this section.

General rate of personal capital tax for 2004.

3. Subject to section 4 of this Ordinance, the rate of personal capital tax for 2004 payable by an individual who does not make an election in accordance with section 8 (2) (b) or 8 (2) (c) of the Law is 0.25 % per pound of that individual's net capital assets.

Minimum and maximum personal capital tax.

4. (1) The minimum personal capital tax payable by an individual for 2004 is, subject to section 10 of the General Provisions Ordinance, £100.

(2) The maximum personal capital tax payable by an individual for 2004 is £ 3,500.

"Forfait" factor.

5. For the purpose of making the calculation required in the case of a person who makes an election in accordance with section 8 (2) (b) of the Law, the factor prescribed for 2004 is a factor of 3.

Deferred and instalment payments.

6. Notwithstanding section 13 (2) of the Law, an individual may elect in writing, at the same time as delivering to the Assessor his own declaration and calculation of the direct tax(es) which he is liable to pay, or within 14 days of service upon him of

an assessment under section 14 of the Law, to pay his property tax and/or personal capital tax for 2004 –

- (a) in one lump sum, and less a discount of 5%, on or before 31st March 2004;
- (b) by four equal instalments, on or before 31st March, 30th June, 30th September and 31st December 2004; or
- (c) by not more than nine equal monthly banker's standing order payments, commencing on or before 31st March 2004;

provided, in the case of instalment payments, that no such payment is less than £15.

Interpretation and construction.

7. (1) In this Ordinance:

“2004” means the financial year ending on 31st December 2004;

“the Law” means the Direct Taxes (Sark) Law, 2002;

“the General Provisions Ordinance” means the Direct Taxes (General Provisions) (Sark) Ordinance, 2003;

and other words and expressions used in this Ordinance have the same meanings as they have in the Law.

(2) This Ordinance, the General Provisions Ordinance and the Law are to be construed as one.

Citation.

8. This Ordinance may be cited as the Direct Taxes for 2004 (Sark) Ordinance, 2003.