

# **STATES OF JERSEY**



## **DRAFT FINANCE (JERSEY) LAW 200-**

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**Lodged au Greffe on 23rd October 2007  
by the Minister for Treasury and Resources**

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**STATES GREFFE**





Jersey

## **DRAFT FINANCE (JERSEY) LAW 200-**

### **European Convention on Human Rights**

In accordance with the provisions of Article 16 of the Human Rights (Jersey) Law 2000 the Minister for Treasury and Resources has made the following statement –

In the view of the Minister for Treasury and Resources the provisions of the Draft Finance (Jersey) Law 200- are compatible with the Convention Rights.

(Signed) **Senator T.A. Le Sueur**

## **REPORT**

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This draft law gives effect to proposals described in the Budget Statement 2008.

### **Financial and manpower implications**

The financial and manpower implications are described in Section 10 of the Budget Statement 2008.

### **European Convention on Human Rights**

Article 16 of the Human Rights (Jersey) Law 2000 requires the Minister in charge of a Projet de Loi to make a statement about the compatibility of the provisions of the Projet with the Convention rights (as defined by Article 1 of the Law). On 18th October 2007 the Minister for Treasury and Resources made the following statement before Second Reading of this Projet in the States Assembly –

In the view of the Minister for Treasury and Resources the provisions of the Draft Finance (Jersey) Law 200- are compatible with the Convention Rights.

## **Explanatory Note**

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*Article 1* sets the standard rate of income tax for 2008 at 20 pence in the pound. This is subject to any provision of the Income Tax (Jersey) Law 1961 that provides for tax to be charged at a different rate.

*Article 2* amends the Stamp Duties and Fees (Jersey) Law 1998 so as to increase the maximum value of a property for which the special rate of stamp duty is available to a first time buyer from £250,000 to £300,000.

*Article 3* amends the Customs and Excise (Jersey) Law 1999 so as to increase excise duty payable on spirits, wines, beer, cider and other alcoholic beverages by 4%, to increase the excise duty on tobacco by 4.5% and to increase the excise duty on hydrocarbon oil by 4%.

*Article 4* provides for the citation of the Law and for the amendments made by Articles 2 and 3 to come into force on 1st January 2008.





Jersey

## DRAFT FINANCE (JERSEY) LAW 200-

### Arrangement

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#### Article

- 1      Standard rate of income tax for 2008
- 2      Stamp Duties and Fees (Jersey) Law 1998 amended
- 3      Customs and Excise (Jersey) Law 1999 amended
- 4      Citation and commencement







Jersey

## DRAFT FINANCE (JERSEY) LAW 200-

**A LAW** to set the standard rate of income tax for 2008, to amend further the Stamp Duties and Fees (Jersey) Law 1998 and to amend further the Customs and Excise (Jersey) Law 1999.

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*Adopted by the States* [date to be inserted]

*Sanctioned by Order of Her Majesty in Council* [date to be inserted]

*Registered by the Royal Court* [date to be inserted]

**THE STATES**, subject to the sanction of Her Most Excellent Majesty in Council, have adopted the following Law –

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### **1 Standard rate of income tax for 2008**

There shall be levied and charged in Jersey for the year 2008, in accordance with, and subject to the provisions of, the Income Tax (Jersey) Law 1961<sup>[1]</sup>, income tax at the standard rate of 20 pence in the pound.

### **2 Stamp Duties and Fees (Jersey) Law 1998 amended**

In Part 1 of the Schedule to the Stamp Duties and Fees (Jersey) Law 1998<sup>[2]</sup>, in the following items, for the amount “£250,000” there shall be substituted the amount “£300,000” –

- (a) item 1(a)(iv);
- (b) item 13(b)(iv);
- (c) item 13(d)(iv);
- (d) item 13(m)(iv).

### **3 Customs and Excise (Jersey) Law 1999 amended**

In the Customs and Excise (Jersey) Law 1999<sup>[3]</sup>, in Part 2 of Schedule 1, for paragraphs 1 to 7 there shall be substituted the following paragraphs –

#### **“1 Spirits**

There shall be charged –

- (a) on all spirits, produced by a small independent distiller of spirits, which are imported into or produced or manufactured in Jersey, excise duty at the rate of £11.10 per litre of alcohol; and

- (b) on all other spirits imported into or produced or manufactured in Jersey, excise duty at the rate of £22.19 per litre of alcohol.

## 2 Wines

There shall be charged, on all wines imported into or produced or manufactured in Jersey, excise duty at the following rates –

<i>Strength of wines</i>	<i>Rate per hectolitre</i>
Wines exceeding 1.2 % volume but not exceeding 5.5 % volume	£54.03
Wines exceeding 5.5 % volume but not exceeding 15 % volume	£141.81
Wines exceeding 15 % volume but not exceeding 22 % volume	£173.78
	<i>Rate per litre of alcohol</i>
Wines exceeding 22 % volume	£22.19.

## 3 Beer

There shall be charged –

- (a) on all beer, produced by a small independent brewer, which is imported into or produced or manufactured in Jersey, excise duty at the rate of –
- (i) £23.43 per hectolitre of beer not exceeding 4.9% volume, and
  - (ii) £35.25 per hectolitre of beer exceeding 4.9% volume; and
- (b) on all other beer imported into or produced or manufactured in Jersey, excise duty at the rate of –
- (i) £46.85 per hectolitre of beer not exceeding 4.9% volume, and
  - (ii) £70.49 per hectolitre of beer exceeding 4.9% volume.

## 4 Cider

There shall be charged –

- (a) on all cider, produced by a small independent cider-maker, which is imported into or produced or manufactured in Jersey, excise duty at the rate of –
- (i) £21.92 per hectolitre of cider not exceeding 4.9% volume, and
  - (ii) £32.98 per hectolitre of cider exceeding 4.9% volume; and
- (b) on all other cider, imported into or produced or manufactured in Jersey, excise duty at the rate of –
- (i) £43.85 per hectolitre of cider not exceeding 4.9% volume, and
  - (ii) £65.96 per hectolitre of cider exceeding 4.9% volume.

## 5 Other alcoholic beverages

There shall be charged, on all alcoholic beverages imported into or produced or manufactured in Jersey (other than wines, beer or cider exceeding 1.2% volume but not exceeding 5.5% volume), excise duty at the rate of £22.19 per litre of alcohol.

## 6 Tobacco

There shall be charged, on all tobacco imported into or grown, produced or manufactured in Jersey, excise duty at the following rates –

- |   |                         |
|---|-------------------------|
| (a) on unprocessed tobacco  | £154.47 per kilogramme  |
| (b) on cigars   | £167.14 per kilogramme  |
| (c) on cigarettes   | £209.01 per kilogramme  |
| (d) on hand-rolling tobacco   | £177.65 per kilogramme  |
| (e) on other types of processed tobacco not included in sub-paragraphs (b) to (d) | £161.77 per kilogramme. |

## 7 Hydrocarbon oil

(1) There shall be charged, on hydrocarbon oil imported or delivered into or produced in Jersey, excise duty at the following rate –

- |   |                        |
|---|------------------------|
| (a) on higher octane ultra low sulphur petrol | £42.61 per hectolitre  |
| (b) on all other ultra low sulphur petrol     | £40.92 per hectolitre  |
| (c) on ultra low sulphur diesel               | £40.92 per hectolitre  |
| (d) on all other types of hydrocarbon oil     | £44.27 per hectolitre. |

(2) For the purposes of sub-paragraph (1) –

- (a) petrol is ‘higher octane’ if its research octane number is not less than 96 and its motor octane number is not less than 86;
- (b) ‘ultra low sulphur petrol’ means unleaded petrol the sulphur content of which does not exceed 0.005% by weight; and
- (c) ‘ultra low sulphur diesel’ means gas oil the sulphur content of which does not exceed 0.005% by weight.”.

## 4 Citation and commencement

- (1) This Law may be cited as the Finance (Jersey) Law 200-.
- (2) Articles 2 and 3 shall be deemed to come into force on 1st January 2008.

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- [1] *chapter 24.750*
- [2] *chapter 24.960*
- [3] *chapter 24.660*