STATUTORY INSTRUMENTS

1983 No. 1099

VALUE ADDED TAX

The Value Added Tax (Horses and Ponies) Order 1983

Made - - - -	26*th July* 1983
Laid before the House of Commons	27*th July* 1983
Coming into Operation	*1st October* 1983

The Treasury, in exercise of the powers conferred on them by sections 3(9) and 14 of the Finance Act 1972(**a**) and all other powers enabling them in that behalf, hereby make the following Order:

1. This Order may be cited as the Value Added Tax (Horses and Ponies) Order 1983 and shall come into operation on 1st October 1983.

2. Except as provided in article 3, article 4 shall apply to the supply of a horse or pony by a taxable person where he acquired the horse or pony in either of the following circumstances—

(a) a supply on which no tax was chargeable;

(b) a supply on which tax was chargeable in accordance with article 4.

3. Article 4 does not apply to:

(a) a supply which is a letting on hire;

(b) a supply if an invoice or similar document showing an amount as being tax or as being attributable to tax is issued in respect of the supply;

(c) any supply by a taxable person unless he keeps such records and accounts as the Commissioners may specify in a notice published by them for the purposes of this Order.

4. Where this article applies, tax shall be charged as if the supply of the horse or pony were for a consideration equal to the excess of—

(a) the consideration for which the horse or pony is supplied, over

(b) the consideration for which the horse or pony was acquired,

and accordingly shall not be charged unless there is such an excess.

5. Where article 4 applies tax charged on the supply shall be excluded from any credit under sections 3 and 4 of the Finance Act 1972.

(a) 1972 c. 41, as amended by Schedule 6 to the Finance Act 1977 (c.36).

Ian B. Lang,
Donald Thompson,
Two of the Lords Commissioners
of Her Majesty's Treasury.

26th July 1983.

EXPLANATORY NOTE

(*This Note is not part of the Order.*)

This Order provides, subject to specified conditions, for the tax chargeable on the supply (otherwise than by hiring) of horses and ponies by a taxable person to be charged only on the excess, if any, of the price which that person obtained for a horse or pony over the price he gave for it.

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