**I N C O N F I D E N C E**

Cabinet Legislation Committee



**Minute of Decision**

**LEG-21-MIN-0088**

*This document contains information for the New Zealand Cabinet. It must be treated in confidence and handled in accordance with any security classification, or other endorsement. The information can only be released, including under the Official Information Act 1982, by persons with the appropriate authority.*

**Income Tax (Deemed Rate of Return on Attributing Interests in Foreign Investment Funds, 2020–21 Income Year) Order 2021**

**Portfolio Revenue**

On 10 June 2021, the Cabinet Legislation Committee:

1. **noted** that the Income Tax (Deemed Rate of Return on Attributing Interests in Foreign Investment Funds, 2020–21 Income Year) Order 2021sets the deemed rate of return on attributing interests in foreign investment funds at 4.43 per cent for the 20202-21 income year;
2. **authorised** the submission to the Executive Council of the Income Tax (Deemed Rate of Return on Attributing Interests in Foreign Investment Funds, 2020–21 Income Year) Order 2021 [PCO 23831/3.0];
3. **noted** that a waiver of the 28-day rule was sought:
   1. so that the Order can come into force on 18 June 2021;
   2. on the grounds that taxpayers using the deemed rate of return method for calculating their income must wait for the 2020–21 rate to come into force, and that it is of no benefit to taxpayers or the government to require taxpayers using the rate to wait an extra 28 days to be able to file their tax return;
4. **agreed** to a waiver of the 28-day rule.

Rebecca Davies Committee Secretary

**Present: Officials present from:**

Hon Chris Hipkins (Chair) Office of the Prime Minister

Hon Andrew Little Officials Committee for LEG Hon David Parker

Hon Nanaia Mahuta Hon Poto Williams Hon Jan Tinetti Kieran McAnulty, MP

1

2r4hxlcklw 2021-07-29 16:20:31 **I N C O N F I D E N C E**