



Progressive Taxation in Theory and Practice

Volume 9, Nos. 1-2

Edwin Robert Anderson Seligman

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This historic book may have numerous typos and missing text. Purchasers can download a free scanned copy of the original book (without typos) from the publisher. Not indexed. Not illustrated. 1894 Excerpt: ...among the German writers of the first half of this century. They elaborated what is known as the clear-income theory of taxation (Freieinkommens-theorie), which, as we have seen,¹ rests practically on the Ricardian view of income. x"The Substance of a Speech made by Lord Auckland in the House of Peers on the Bill for granting certain Duties upon Income" (1799), 25. That Lord Auckland was a believer in the give-andtake theory clearly appears from his discussion of the income tax as "a fair price for (its) protection." Ibid., 27. 2"Dieser geheiligte Antheil der Menschheit." Sonnenfels, "Grundsätze der Polizei, Handlung und Finanz" (1765), iii, § 94. See especially 5th ed. (1787), 192-194. 3 "Besteuerung des reinen Einkommens " and "standesmassiger TInterhalt" are his words. Ibid., § 102. iii, 214-216. 4This error, so often repeated, is probably due to John. Stuart Mil who refers only to Bentham in connection with the doctrine. Even recent writers like Cohn, "Finanzwissenschaft" (1889), § 221 repeat the mistake. Among the earliest advocates of the clear-income theory resting on the benefit principle was BehrBehr thinks it "undeniable that the real basis as well as the measure of the duty to pay taxes is to be found in the participation in the protection, and in the enjoyment of the insurance institutions of the State," and that any tax the extent of which is not regulated by this condition sins against the cardinal doctrine of justice.² He deduces from this the necessity of a tax proportional to what he calls "clear produce of property."³ The clear-produce idea was soon more sharply formulated. Thus Jakob holds that it is just that everyone should pay the St...

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