# Second Session Eleventh Parliament Republic of Trinidad and Tobago



# REPUBLIC OF TRINIDAD AND TOBAGO

# Act No. 10 of 2016

[L.S.]

An Act to provide for the variation of certain duties and taxes and to introduce provisions of a fiscal nature and for related matters

[Assented to 23rd December, 2016]

ENACTED by the Parliament of Trinidad and Tobago as Enactment follows:

# PART I PRELIMINARY

1. This Act may be cited as the Finance (No. 3) Act, short title 2016.

Commencement

**2.** Sections 3, 4 and 5 of this Act come into force on 1st January, 2017.

## PART II

# GOVERNMENT SAVINGS BONDS

Chap. 71:41 amended

- 3. The Government Savings Bond Act is amended—
  - (a) in section 2, by deleting the definition of "bonds" and substituting the following definition:
    - " "bonds" means the bonds authorized to be issued under this Act, the types of which are set out in Part A of the Schedule;";
  - (b) in section 3(1)(a), by deleting the words "three hundred million dollars (\$300,000,000)" and substituting the words "two billion dollars (\$2,000,000,000)";
  - (c) by repealing section 8 and substituting the following section:

"Regulations

8. (1) The Minister may make Regulations for the carrying out of the purposes of the Act including—

- (a) denomination of bonds;
- (b) rates of interest;
- (c) methods of encashment;
- (d) forms, issue, and recording of such bonds; and
- (e) method of holding bonds.
- (2) The Regulations prescribed under this Act shall apply in respect of a particular type of bonds in the manner set out in Part B of the Schedule.

# (3) The Minister may amend the Schedule to the Act by Regulations."; and

(d) by inserting the following Schedule:

### "SCHEDULE

(Sections 2 and 8)

#### PART A

#### Types of Bonds

- 1. Government Savings Bonds
- 2. National Tax Free Savings Bonds
- 3. Tax Free Housing Bonds
- 4. National Savings Bonds

#### PART B

#### REGULATIONS APPLICABLE TO TYPES OF BONDS

Regulations	$Type\ of\ Bonds$
1. Government Savings Bonds Regulations	Government Savings Bonds
2. National Tax Free Savings Bonds Regulations	National Tax Free Savings Bonds
3. Tax Free Housing Bonds Regulations	Tax Free Housing Bonds".

# PART III INCOME TAX

- **4.** (1) The Income Tax Act is amended in the Third Chap. 75:01 Schedule by deleting paragraph 1 and substituting the amended following paragraph:
  - " 1. The rate of tax payable on the chargeable income of a person, other than a company, is—
    - (a) twenty-five cents for every dollar up to \$1,000,000 of chargeable income; and

(b) thirty cents for every dollar that exceeds \$1,000,000 of chargeable income.".

### PART IV

### CORPORATION TAX

Chap. 75:02 amended

- **5.** The Corporation Tax Act is amended in the First Schedule by deleting paragraph 1 and substituting the following paragraph:
  - 1. Subject to paragraphs 2 and 3, the rate of corporation tax payable on the profits of a company, is—
    - (a) twenty-five cents for every dollar up to \$1,000,000 of chargeable profit; and
    - (b) thirty cents for every dollar that exceeds \$1,000,000 of chargeable profit.".

### PART V

# MISCELLANEOUS TAXES

Chap. 77:01 amended

**6.** The Miscellaneous Taxes Act is amended by inserting after Part XIV the following Part:

# "PART XV

### Online Purchase Tax

Online purchase

- 70. (1) A tax called the online purchase tax shall be charged on the value of a good which is—
  - (a) purchased by means of an electronic transaction:
  - (b) imported into Trinidad and Tobago by air transportation;
  - (c) consigned to a consumer; and
  - (d) entered from a transit shed.

- (2) The rate of the online purchase tax is seven per cent of the value of a good and is payable by the importer.
  - (3) In this section—

Chap. 22:05

Chap. 78:01

"consumer" has the meaning assigned to it in section 2 of the Electronic Transactions Act:

"electronic transaction" has the meaning assigned to it in section 2 of the Electronic Transactions Act:

"entered" has the meaning assigned to it in section 2 of the Customs Act;

"importer" has the meaning assigned to it in section 2 of the Customs Act;

"value of a good" means the value determined in accordance with the Sixth Schedule of the Customs Act: and

"transit shed" has the meaning assigned to it in section 2 of the Customs Act.

Tax Authority

- 71. (1) The Tax Authority for the purpose of this Part is the Comptroller of Customs and Excise.
- (2) The Comptroller may exercise the powers given for the collection, enforcement and management of duty under the Customs Chap. 78:01 Act and any other written law in respect of the online purchase tax.

President may remit Chap. 78:01

72. The power of the President to remit Customs Duty under section 9 of the Customs Act shall apply *mutatis mutandis* to online purchase tax.".

Passed in the House of Representatives this 9th day of November, 2016.

# J. SAMPSON-MEIGUEL

Clerk of the House

Passed in the Senate this 20th day of December, 2016.

B. CAESAR

Clerk of the Senate (Ag.)