

THE FINANCE (NO. 2) BILL, 2010

Arrangement of Clauses

*Clause*

1. Short title
2. Chap. 6:02 amended
3. Chap. 13:02 amended
4. Chap. 17:04 amended
5. Chap. 23:52 amended
6. Chap. 23:54 amended
7. Chap. 25:05 amended
8. Chap. 30:52 amended
9. Chap. 32:02 amended
10. Chap. 35:50 amended
11. Chap. 39:02 amended
12. Chap. 39:03 amended
13. Chap. 48:50 amended
14. Chap. 62:01 amended
15. Chap. 71:91 amended
16. Chap. 75:01 amended
17. Chap. 75:02 amended
18. Chap. 75:04 amended
19. Chap. 75:06 amended
20. Chap. 76:01 amended
21. Chap. 77:01 amended
22. Chap. 78:01 amended
23. Chap. 81:07 amended
24. Chap. 85:04 amended
25. Validation
26. Commencement

*Legal Supplement Part C to the "Trinidad and Tobago Gazette", Vol. 49,  
No. 146, 23rd November, 2010*

No. 21 of 2010

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First Session Tenth Parliament Republic of  
Trinidad and Tobago

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HOUSE OF REPRESENTATIVES

**BILL**

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

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## **BILL**

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

[ , 2010]

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

1. This Act may be cited as the Finance (No. 2) Act, Short title  
2010.

Chap. 6:02  
amended

**2. The Judges Salaries and Pensions Act is amended—**

- (a) in section 12(1) and (2)(b), by deleting the words “one thousand, nine hundred and fifty dollars” wherever they occur and substituting the words “three thousand dollars”; and
- (b) in section 13(1) and 2(b), by deleting the words “one thousand, nine hundred and fifty dollars” wherever they occur and substituting the words “three thousand dollars”.

Chap. 13:02  
amended

**3. The Prison Service Act is amended in the Fifth Schedule—**

- (a) in rule 5(1), by deleting the words “one thousand, nine hundred and fifty dollars” and substituting the words “three thousand dollars”; and
- (b) in rule 6, by deleting the words “one thousand, nine hundred and fifty dollars” and substituting the words “three thousand dollars”.

Chap. 17:04  
amended

**4. The Retiring Allowances (Diplomatic Service) Act is amended—**

- (a) in section 8(1), by deleting the words “one thousand, nine hundred and fifty dollars” and substituting the words “three thousand dollars”;
- (b) in section 10(1), by deleting the words “one thousand, nine hundred and fifty dollars” and substituting the words “three thousand dollars”;
- (c) in section 11(3)(a) and (3)(b), by deleting the words “one thousand, nine hundred and fifty dollars” wherever they occur and substituting the words “three thousand dollars”;

- (d) in section 11(4)(a) and (4)(b), by deleting the words “one thousand, nine hundred and fifty dollars” and substituting the words “three thousand dollars”; and
- (e) in section 16(1), by deleting the words “one thousand, nine hundred and fifty dollars” and substituting the words “three thousand dollars”.

**5. The Pensions Act is amended—**

Chap. 23:52  
amended

- (a) in section 18(1), by deleting the words “one thousand, nine hundred and fifty dollars” and substituting the words “three thousand dollars”; and
- (b) in section 19(1), by deleting the words “one thousand, nine hundred and fifty dollars” and substituting the words “three thousand dollars”.

**6. The Widows’ and Orphans’ Pensions Act is amended in section 5, by deleting the words “one thousand, nine hundred and fifty dollars” wherever they occur and substituting the words “three thousand dollars.”**

Chap. 23:54  
amended

**7. The Municipal Corporations (Pensions) Act is amended—**

Chap. 25:05  
amended

- (a) in section 10, by deleting the words “one thousand, nine hundred and fifty dollars” and substituting the words “three thousand dollars”; and
- (b) in section 17(1), by deleting the words “one thousand, nine hundred and fifty dollars” and substituting the words “three thousand dollars”.

Chap. 30:52  
amended

8. The Litter Act is amended—

(a) in section 3(6) by—

- (i) deleting the words “one thousand dollars” and substituting the words “two thousand dollars”; and
- (ii) deleting the words “two thousand dollars” and substituting the words “four thousand dollars”;

(b) in section 3A(2) by—

- (i) by deleting the words “one thousand dollars” and substituting the words “two thousand dollars”; and
- (ii) by deleting the words “two thousand dollars” and substituting the words “four thousand dollars”;

(c) in section 4, by deleting the words “one thousand dollars” and substituting the words “two thousand dollars”;

(d) in section 6(4), by deleting the words “one thousand dollars and to a further fine of two hundred dollars” and substituting the words “two thousand dollars and to a further fine of four hundred dollars”; and

(e) in section 9(2), by deleting the words “one thousand dollars and to a further fine of two hundred dollars” and substituting the words “two thousand dollars and to a further fine of four hundred dollars”.

Chap. 32:02  
amended

9. The Senior Citizens Pension Act is amended—

(a) in section 2, by inserting in appropriate alphabetical sequence the following definitions:

“citizen” has the meaning assigned  
“Chap. 18:01 to it in the Immigration Act;

“resident” has the meaning assigned  
to it in the Immigration Act;”;

(b) in section 3, by inserting after subsection (3) the following subsection:

“ (4) In the calculation of Senior Citizens Pension there shall not be taken into account any lump sum payments received or interest from savings accrued by a senior citizen.”;

(c) in section 4—

(a) by deleting the word “sixty” occurring in subsection (1)(b)(ii) and substituting the word “fifty”;

(b) by repealing subsection (2) and substituting the following subsection:

“ (2) For the purpose of computing ordinary residence in Trinidad and Tobago under subsection (1)(b)(i), the period of temporary absence from Trinidad and Tobago—

(a) by a senior citizen, not exceeding five years in the aggregate;

(b) by a senior citizen for the purpose of employment in a Trinidad and Tobago firm or the service of the Government of Trinidad and Tobago;

(c) by a dependent of a person in the service of the Government of Trinidad and Tobago outside of Trinidad and Tobago, for the period of that service,

shall not be counted as a period of absence from Trinidad and Tobago.”;

(d) in the Schedule by inserting the following:

“exceeding \$2,800  
but not exceeding \$3,000                      \$1,000”.

Chap. 35:50  
amended

**10.** The Fire Service Act is amended in the Fifth Schedule, in subclauses 3(1), 3(3), 3(4), 3(8) and 3(9), by deleting the words “one thousand, nine hundred and fifty dollars” and substituting the words “three thousand dollars”.

Chap. 39:02  
amended

**11.** The Teachers’ Pensions Act is amended in section 12(1), by deleting the words “one thousand, nine hundred and fifty dollars” and substituting the words “three thousand dollars”.

Chap. 32:03  
amended

**12.** The Assisted Secondary School Teachers’ Pensions Act is amended in section 11(1), by deleting the words “one thousand, nine hundred and fifty dollars” and substituting the words “three thousand dollars”.

Chap. 48:50  
amended

**13.** The Motor Vehicles and Road Traffic Act is amended in the Fourth Schedule by inserting after paragraph 7 the following paragraphs:

“No motor vehicle tax on vehicles manufactured to use compressed natural gas                      **8.**(1) Notwithstanding the requirements under this Schedule—

(a) new private or commercial motor vehicles manufactured to use compressed natural gas; and

(b) used private or commercial motor vehicles manufactured to use compressed natural gas and not older than two years from the year of manufacture,

shall be free from motor vehicles tax.

(2) This paragraph expires on 31st December, 2015.”.

Chap.62:01  
amended

**14.** The Petroleum Act is amended—

(a) in section 2(1), in the definition of “sub-licence”, by inserting after the words “on land”, the words “or in a marine area”; and



(b) in section 24A, by inserting after the words “on land”, the words “or in a marine area”.

**15. (1) The Central Tenders Board Act is amended—** Chap. 71:91  
amended

(a) in section 19(1), by deleting the words “five hundred thousand dollars” wherever they occur and substituting the words “one million dollars”; and

(b) in section 27B, in subsection (2)—

(i) in paragraph (a), by deleting the words “two hundred thousand dollars” and substituting the words “five hundred thousand dollars”; and

(ii) in paragraph (b), by deleting the words “one million dollars” and substituting the words “two million dollars”.

**16. The Income Tax Act is amended—**

Chap. 75:01  
amended

(a) in section 8(1)—

(i) in paragraph (x), by deleting the full stop and substituting a semicolon; and

(ii) by inserting after paragraph (x), the following paragraph:

“(y) with effect from 1st October, 2010, the special duty allowance paid to an office holder in the Police Service, as classified under the Third Schedule to the Police Service Act.”;

Chap. 15:01

(b) in section 11(1)—

(i) in paragraph (bb), by deleting the words “subsection (1)(b)” and substituting the words “paragraph (b)”;

(ii) by inserting after paragraph *(bb)*, the following paragraphs:

“(bc) with effect from 1st January, 2011, where that person incurs expenditure on—

(i) the acquisition of plant, machinery and equipment, excluding installation costs, for the purpose of providing a compressed natural gas kit and cylinder installation service; or

(ii) the acquisition and installation, in a motor vehicle, of a CNG kit and cylinder, a wear and tear allowance on 130% of that expenditure in accordance with paragraph *(b)* and sections 11A and 11B;

*(bd)* with effect from 1st January, 2011, where a person incurs expenditure on—

(i) the acquisition of plant, machinery, parts and materials for use in the manufacture of solar water heaters; or

- (ii) the acquisition of—
  - (A) wind turbines and supporting equipment; and
  - (B) solar photovoltaic systems and supporting equipment,

a wear and tear allowance on 150% of that expenditure in accordance with paragraph (b) and sections 11A and 11B;”;

(c) in section 18A—

- (i) by deleting the word “2003” wherever they occur and substituting in each place the word “2011”;
- (ii) in subsection (1), by deleting the word “ten” and substituting the word “eighteen”;
- (iii) by repealing subsection (4) and substituting the following subsection:

“ (4) Where in a year of income, an individual acquires a house by way of purchase or construction together with one or more other individuals to be used as their residence—

- (a) each individual shall be entitled to that proportion of the allowance as may have been determined among themselves; and

- (b) the aggregate allowance shall not exceed eighteen thousand dollars in any year.”; and
- (iv) by repealing subsection (6);
- (d) by inserting after section 18A, the following section:
- “Allowance for solar water heating equipment” 18B. Where an individual in a year of income commencing 1st January, 2011, purchases solar water heating equipment for household use, that individual shall be entitled to an allowance of twenty-five per cent of the cost of the solar water heating equipment, up to a maximum of ten thousand dollars.”;
- (e) by inserting after section 27, the following section:
- “Deductions in respect of charities and other charitable funds” 27A. An individual to whom section 17 applies who makes a contribution to a charity or other charitable fund, shall be allowed to claim a deduction equal to the amount of that contribution, up to a maximum of fifteen per cent of the total annual income of that individual.”;
- (f) in section 35, in subsections (2)(b) and (3), by deleting the words “forty per cent” where they occur and substituting in each place the words “twenty-five per cent”;
- (g) in section 43—
- (i) in subsection (1)—
- (A) in paragraph (g), by inserting after the words “1979”, the words “but not later than 31st December, 2009”;

- (B) by deleting the full stop at the end of paragraph (g) and inserting a semicolon; and
- (C) by inserting the following new paragraph:

“(h) four hundred and fifty thousand dollars, where construction commenced after 31st December, 2009.”;

(ii) in subsection (3)—

- (A) in paragraph (g), by inserting after the word “1979”, the words “but not later than”;
- (B) by deleting the full stop at the end of paragraph (g) and inserting a semicolon; and
- (C) by inserting the following new paragraph:

“(h) four hundred and fifty thousand dollars, where the repairs, alterations or improvements were made after 31st December, 2009.”;

(h) by inserting after section 48A, the following section:

“Tax credit on CNG Kits and Cylinders 48B. Where an individual, in a year of income commencing 1st January, 2011, purchases and installs a CNG Kit and Cylinder in his motor vehicle, that individual shall be entitled to a tax credit of twenty-five per cent of the cost of the CNG Kit and Cylinder up to a maximum of ten thousand dollars.”;

(i) by repealing section 103A and substituting the following section:

<sup>“Waiver of liabilities</sup> 103A. (1) Notwithstanding any written law to the contrary, there shall be a waiver of the following liabilities:

- (a) interest on outstanding income tax, further tax, additional tax, withholding tax and business levy due and payable for the years of income up to and including the year 2009, where such taxes or levy are paid during the period 8th September, 2010 to 31st May, 2011;
- (b) outstanding interest charged on any income tax, further tax, additional tax, withholding tax and business levy due and payable for the years of income up to and including the year 2009, where such taxes and levy have been paid prior to 8th September, 2010;
- (c) all penalties due and payable on the outstanding income tax and withholding tax for the years of income up to and including the year ending 31st December, 2009, where such taxes are paid during the period 8th September, 2010 to 31st May, 2011;
- (d) all penalties in respect of income tax and withholding tax due and payable for the years of income up to and

including the year ending 31st December 2009, where such taxes are paid prior to 8th September, 2010, where such penalties have not been paid;

- (e) penalties on outstanding income tax returns for the years of income up to and including the year 2009, where such returns are filed during the period 8th September, 2010 to 31st May, 2011; and
- (f) penalties with respect to income tax returns for the years of income up to and including the year 2009 and filed prior to 8th September, 2010, where such penalties have not been paid.

(2) For the avoidance of doubt, the waiver granted in this section shall not—

- (a) affect any liability to income tax, further tax, additional tax, withholding tax or business levy due and payable by a person under this Act; or
- (b) apply to any interest and penalties paid prior to 8th September, 2010.

(3) Where any income tax returns, income tax, withholding tax or business levy remains outstanding after 31st May, 2011, the interest and penalties, which

would have been payable on such returns, taxes and levies shall be revived and become payable as if the waiver in subsection (1) had not been granted.”;

(j) in the Seventh Schedule—

- (i) in Class A, by deleting from the words “Shop Fittings” to the end;
- (ii) by inserting in Class B the following items:

“Adding Machines and  
Calculators—Manual  
Billiard Tables  
Boats—Barges  
Boats—Lighters  
Boats—Motor  
Boats—Pontoons  
Boats—Punts  
Boats—Rowing and Sailing  
Brick-making Plant—Walls  
and Windbreak  
Calculating Machines  
—Hand-operated  
Cameras  
Cash Registers—Manual  
Cigarette Papers—Cutting  
and Folding Plant  
Cigarette—Manufacturing  
Machinery  
Cigarette—Tools and  
Equipment  
Coffee Manufacturing  
Cylinders—Gas  
Dentists—Fittings  
Dentists—Instruments  
Dictaphones



Doctors—Instruments  
 Filing Cabinets  
 Fire Extinguishers  
 Fixtures and Fittings  
 Furniture—Household  
 Hydraulic Jacks  
 Ice Company Plant— Refrigerator  
 Irrigation—Water Supply  
 Lighters  
 Medical Practitioners—  
     Instruments  
 Medical Practitioners—  
     Radium Plaques and  
     Needles  
 Motor Boats  
 Newspaper Equipment—  
     Linotype metal  
 Newspaper Equipment—  
     Stereos and Blocks  
 Newspaper Equipment—Type  
 Office Machines and  
     Equipment—Dictaphones  
 Office Machines and  
     Equipment—Addressograph  
 Office Machines and  
     E q u i p m e n t — C a s h  
     Registers  
 Office Machines and  
     E q u i p m e n t — P r o o f  
     Machines—Banks  
 Office Machines and  
     Equipment—Telephones  
 PBX Systems

Photography Equipment  
 Poultry Farmers— Egg Grader  
 Poultry Farmers—Eggboxes  
 and Fillers  
 Radio Transceiver Sets  
 Roadmaking Plant—Utensils  
 for drawing  
 Safes  
 Scales—Weighbridge  
 Sea-craft  
 Shop Fittings  
 Vacuum Cleaners  
 Water Tanks and Pumps  
 Weighbridges  
 Wireless Sets.”.

Chap. 75:02  
amended

**17. (1)** The Corporation Tax Act is amended—

(a) in sections 10G, 10I, 10J, 10K and 10L, by deleting the words “one million dollars” and substituting the words “two million dollars” wherever they occur;

(b) in section 16(1), by deleting the words “commenced before December 31, 2005 and is completed on or before December 31, 2007” and substituting the following:  
“Commenced—

(a) before December 31, 2005 and is completed on or before December 31, 2007; and

(b) on or after January 1, 2008 and is completed on or before December 31, 2014”.

(2) Paragraph (b) of this section is deemed to have come into effect on the 1st day of January, 2008.

## 18. The Petroleum Taxes Act is amended—

Chap. 75:04  
amended

(a) in section 2(1), in the definition of “deep water”, by deleting the words “one thousand metres” and substituting the words “four hundred metres”;

(b) in section 9—

(i) by deleting the full stop at the end of paragraph (b) and substituting a semicolon; and

(ii) by inserting after paragraph (b) the following paragraph:

“(c) petroleum operations in deepwater.”;

(c) in section 15 (4A), by inserting after the word “2007”, the words “on or after January 1, 2011”;

(d) in section 15A—

(i) in subsection (1)—

(A) by deleting the words “on or after the coming into operation of the Finance (No. 2) Act, 2007” and substituting the words “during the specified period”; and

(B) by deleting the words “on or after the coming into operation of the said Act” and substituting the words “during the specified period”;

(ii) in subsection (2)—

(A) by deleting the words “on or after the coming into operation of the Finance (No. 2) Act, 2007” and substituting the words “during the specified period”; and

- (B) by deleting the words “on or after the coming into operation of the said Act” and substituting the words “into during the specified period”;
- (iii) in subsection (3), by deleting the words “on or after the coming into operation of the Finance (No. 2) Act, 2007” and substituting the words “during the specified period”; and
- (iv) by inserting after subsection (3) the following subsection:
- “(4) In this section, “specified period” means the period between the coming into operation of the Finance (No. 2) Act, 2007 and December 31, 2010.”;
- (e) by inserting after section 25A, the following sections:
- “Investment  
tax credits 25B. (1) In computing supplemental petroleum tax, a tax credit of twenty per cent of the qualifying capital expenditure in respect of—
- (a) mature marine oil fields and mature land oil fields; and
- (b) the acquisition of machinery and plant for use in enhanced oil recovery projects,
- incurred in development activity carried out on land or in marine areas under Exploration and Production Licences is a deduction against the supplemental petroleum tax assessed.

(2) In this section—

“mature marine oil field” or  
 “mature land oil field”  
 means an oil field that is  
 twenty-five years or older  
 from the date of its first  
 commercial production;

“qualifying capital expenditure”  
 means—

(a) direct tangible and  
 intangible costs  
 (exclusive of all dry  
 holes) incurred in  
 field development  
 activity in a mature  
 marine oil field or a  
 mature land oil field;  
 or

(b) capital expenditure  
 incurred in the acqui-  
 sition of machinery  
 and plant as specified  
 in the Fourth  
 Schedule for use in  
 enhanced oil recovery  
 projects.

Fourth  
 Schedule

(3) For the purposes of this  
 section, the Minister with respon-  
 sibility for petroleum shall classify  
 the following fields or projects:

- (a) mature marine field;
- (b) mature land field;
- (c) marine crude oil field;
- (d) land crude oil field; and
- (e) enhanced oil recovery  
 project.

(4) A person carrying on production business in a field or project classified by the Minister under subsection (3), shall notify the Board in the event of any changes in the classification.

(5) A person carrying out production business under subsection (1) shall only qualify for one tax credit in respect of any field and he shall elect one tax credit accordingly.

(6) The tax credits under this section do not include finance, administrative or other indirect costs.

Time for  
claiming tax  
credits

25C. Tax credits under section 25B may be claimed only in the accounting period in which the expenditure giving rise to the tax credit was incurred.

Shortfalls  
and excesses  
in tax credits

25D. (1) In computing supplemental petroleum tax credits under section 25B, where there is a shortfall in claiming a tax credit, a request may be made to the Board to amend the claim in a previous quarter within the same financial year.

(2) Where the tax credits under section 25B that are deductible, exceed the gross income in any financial year, the amount of the excess shall not be carried forward to be set off against the gross income for succeeding years.

Disposal of  
machinery  
and plant

25E. (1) Where any machinery or plant in respect of which a tax credit is granted under section 25B is disposed of within three years of the financial year in which the tax credit was granted, the gross income of the financial year in which the disposal took place shall be increased by the amount of the tax credit previously granted.

(2) For the purposes of subsection (1) machinery or plant is deemed to be disposed of where it is sold, or exchanged or transferred from production business to any other business or from land operations to marine operations or vice versa or where it is not put into use within three years of the financial year in which the tax credit was granted.”;

(f) in the First Schedule, by inserting the following clause:

“ For every dollar of the taxable profits of a person in respect of petroleum operations in deepwater—  
35 per cent.”;

(g) in the Second Schedule, in clause 6C (3) by deleting the words “on or after the coming into operation of the Finance (No. 2) Act, 2007” and substituting the words “during the period on or after the coming into operation of the Finance (No. 2) Act, 2007 and December 31, 2010”;

(h) in Part A of the Third Schedule—

(i) in clause 2—

(A) by repealing paragraph (a) and substituting the following:

“(a) where the weighted average crude oil price is U.S. \$50.00 per barrel or less, no tax is chargeable;”;

(B) by inserting after paragraph (c) the following:

“(ca) where the weighted average crude oil price is between U.S. \$90.01 and U.S. \$200.00 per barrel, the tax is chargeable under Columns “A” and “B” of Part B at rates based on the following sliding scale:

SPT rate= base SPT  
+ 0.2% (P-U.S. \$90.00)

SPT= supplemental  
petroleum tax

P= weighted average  
crude oil price;”;

(ii) in clause 3—

(A) by repealing paragraph (a) and substituting the following:

“(a) where the weighted average crude oil price is U.S. \$50.00 per barrel or less, no tax is chargeable;”;



(B) by repealing paragraphs (b), (c), (d), (e) and (f) and substituting the following:

“(b) where a person carries out petroleum operations in a land area under a licence, sub-licence or contract, the tax is chargeable at the rates set out in Column “C” of Part B;

(c) where the weighted average crude oil price is between U.S. \$90.01 and U.S. \$200.00 per barrel, the tax is chargeable under Column “C” of Part B at rates based on the following sliding scale:

SPT rate= base SPT +  
0.2% (P-U.S. \$90.00)

SPT= supplemental  
petroleum tax

P= weighted average  
crude oil price;”;

(iii) in clause 8(1), by deleting the words “Column D” and substituting the words “Column C”;

(iv) by inserting after clause 8 the following clause:

Sustain-  
ability  
incentives

9. (1) With effect from 1st January, 2011, the rate of supplemental petroleum tax for any mature marine oil field or small marine oil field shall be discounted by twenty per cent.

(2) In this clause—

“mature marine  
oil field”  
means a  
marine oil  
field that is  
twenty-five  
years or older  
from the date  
of its first  
commercial  
production;  
and

“small field”  
means a field  
that has  
production  
levels of 1500  
barrels or less  
of oil equiva-  
lent per day.

(3) For the purposes  
of this clause, the  
Minister with respon-  
sibility for petroleum  
shall classify the  
following fields:

- (a) mature field;
- (b) mature marine  
field;
- (c) marine crude  
oil field; and
- (d) small field.

(4) A person carrying  
on production business in a  
field classified by the  
Minister under subclause

(3), shall notify the Board in the event of any changes in the classification.

(5) A person carrying out production business under subclause (1) shall only qualify for one discount in respect of any field and he shall elect one discount accordingly.”;

(i) by repealing Part B of the Third Schedule and substituting the following:

“PART B  
SCALE OF SUPPLEMENTAL  
PETROLEUM TAX RATES

PRICE U.S. \$		RATE %		
BETWEEN		MARINE	LAND AND DEEPWATER BLOCK	
\$	\$	A	B	C
00.00 and	49.99	0	0	0
50.00 and	90.00	42	33	18
90.01 and	200.00	SPT rate+base SPT + 0.2% (P-\$90.00)		
201.00 and over		64	55	40”; and

(j) by inserting after the Third Schedule, the following Schedule:

“FOURTH SCHEDULE (Section 25B)

MACHINERY AND PLANT FOR ENHANCED  
OIL RECOVERY TAX CREDIT

- Water injection pumps
- Water treating equipment
- Filtration equipment
- Oxygen scavenging equipment
- Gas desorption towers

Chemical scavenging units  
 Biocide treating units  
 Accumulator vessels  
 Steam generators  
 Compressors  
 Boilers  
 Equipment for use in injector wells

Other machinery as may be specified by the Minister with responsibility for petroleum.”.

Chap. 75:06  
 amended

**19.** The Value Added Tax Act is amended in Schedule 2 by inserting—

(a) after item 9, the following item:

“ 9A. (1) New private or commercial motor vehicles manufactured to use Compressed Natural Gas (CNG).

(2) Used private or commercial motor vehicles, manufactured to use CNG and not older than two years from the year of manufacture

(3) This item expires on 31st December, 2015.”;

(b) after item 27, the following item:

“27A. Wind turbines and parts.”; and

(c) after item 38, the following item:

“ 39. The items contained in the First schedule to the Customs Act, being solar water heating for domestic use and other solar water heaters under tariff heads numbers 8419.19.10 and 8419.19.20, respectively.”.

Chap. 76:01  
 amended

**20.** (1) The Stamp Duty Act is amended in the First Schedule, by inserting after the heading “Lease for any definite term less than one year”, the following heading:

“Lease of State Agricultural Lands in respect of small and medium sized parcels up to a maximum of ten hectares      Duty \$/% Nil”.

(2) This section is deemed to have come into effect on the 5th day of March, 2009.

**21.** The Miscellaneous Taxes Act is amended in section 64, by deleting the word “primarily”. Chap. 77:01 amended

**22.** The Customs Act is amended— Chap. 78:01 amended

(a) in the First Schedule in the Third Column at Heading Ex 8708.99.90, by deleting the words “25%” and substituting the word “Free”; and

(b) in the Third Schedule under the heading “Part A List of Conditional Duty Exemptions I—For Approved Industry”, by inserting at the end thereof the following item:

“ Machinery, equipment, materials and parts for the manufacture or assembly of solar water heaters.”.

**23.** (1) The Trinidad and Tobago Free Zones Act is amended in the First Schedule in Part II under the heading “ACTIVITIES WHICH MAY BE CARRIED ON IN A FREE ZONE BUT DO NOT QUALIFY AS APPROVED ACTIVITIES” by deleting item 3. Chap. 81:07 amended

**24.** (1) The Income Tax (In Aid of Industry) Act is amended in section 16(1), by deleting the words “seventy-five per cent” and substituting the words “ninety per cent”. Chap. 85:04 amended

(2) This section is deemed to have come into effect on the 1st day of January, 2010.

Validation

- 25.** (1) Payments of any pension made under—
- (a) the Judges Salaries and Pensions Act;
  - (b) the Retiring Allowances (Diplomatic Service) Act;
  - (c) the Pensions Act;
  - (d) the Widows' and Orphans' Pensions Act;
  - (e) the Municipal Corporations (Pensions) Act;
  - (f) the Fire Service Act;
  - (g) the Teachers' Pensions Act;
  - (h) the Assisted Secondary School Teachers' Pensions Act,

between 1st September, 2010 and the coming into force of this Act are validated.

Commencement

**26.** (1) Subject to this section, this Act comes into force on the 1st day of January, 2011.

(2) Notwithstanding any law to the contrary, the sections of this Act listed in the First Column shall come into force on the dates set out in the Second Column:

FIRST COLUMN	SECOND COLUMN
2 to 7	1st September, 2010
10 to 12	1st September, 2010
13	1st January, 2011 to 31st December, 2015
15	30th July, 2009
16(a)	1st October, 2010
16(g)	1st January, 2010
16(i)	8th September, 2010 to 31st May, 2011
17	1st January, 2010
20	5th March, 2009
24	1st January, 2010



No. 21 of 2010

FIRST SESSION  
TENTH PARLIAMENT  
REPUBLIC OF  
TRINIDAD AND TOBAGO

**BILL**

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

Received and read the

First time .....

Second time .....

Third time .....