

ANTIGUA AND BARBUDA



ANTIGUA AND BARBUDA SALES TAX (AMENDMENT) ACT 2017

NO. OF 2017

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ANTIGUA AND BARBUDA

ANTIGUA AND BARBUDA SALES TAX (AMENDMENT) ACT 2017

BILL FOR

AN ACT to amend the Antigua and Barbuda Sales Tax Act 2006

ENACTED by the Parliament of Antigua and Barbuda as follows:

1. Short Title

This Act may be cited as the Antigua and Barbuda Sales Tax (Amendment) Act 2017.

2. Interpretation

In this Act “principal Act” means the Antigua and Barbuda Sales Tax Act 2006 No.5

3. Amendment of subsection (4) of section 91 of the principal Act

Subsection (4) of section 91 is amended:

- (a) by deleting the word “(2)” appearing in lines 2 and 5 thereof and substituting the word “(3)” in both instances; and
- (b) by deleting the word “If” appearing in line 1 thereof and substituting the words’ “Subject to subsection (5)), if”.

4. Amendment of principal Act

The principal Act is amended:

- (a) by inserting the following after subsection (4) of section 91 thereof as amend the following:
 - “(4a) No action maybe taken by the Commissioner under subsection (4) after the expiration of 6 months from date of an order under subsection (3) or such shorter period as the Minister may determine by order in any particular case, with the prior approval of Cabinet”.

EXPLANATORY MEMORANDUM

The Antigua and Barbuda Sales Tax (Amendment) Act 2017 seeks to amend the principal Act, being the Antigua and Barbuda Sales Tax 2006 in order to place a limitation on any action by the Commissioner of Inland Revenue under subsection (4) of the said section 91.

Accordingly, the Commissioner's action can only take place within six months after any extinguishment of an ABST debt under the Act, or shorter period as the Minister of Finance, with the prior approval, order under the said subsection (3).