

L.N. 75 of 2015

**VALUE ADDED TAX ACT
(CAP. 406)**

Remission of Interest (Amendment) Rules, 2015

BY VIRTUE of the powers conferred by articles 21, 42 and 75 of the Value Added Tax Act, the Minister for Finance has made the following rules:-

1. The title of these rules is the Remission of Interest (Amendment) Rules, 2015, and these rules shall be read and construed as one with the Remission of Interest Rules, hereinafter referred to as "the principal rules". Citation.
S.L. 406.20

2. In the title of the principal rules, immediately after the words "Remission of Interest" there shall be added the words "and Administrative Penalties". Amends the title of the principal rules.

3. In rule 1 of the principal rules, for the words "Remission of Interest Rules" there shall be substituted the words "Remission of Interest and Administrative Penalties Rules". Amends rule 1 of the principal rules.

4. Rule 2 of the principal rules shall be substituted by the following: Substitutes rule 2 of the principal rules.
 - "2. The Commissioner may, at his discretion remit wholly or in part:
 - Cap. 406. (a) any interest incurred under the provisions of article 21(4) of the Value Added Tax Act; and
 - Cap. 406. (b) any administrative penalty incurred under any of the provisions of articles 37 to 41 of the Value Added Tax Act:

Provided that the Commissioner may only remit such interest or administrative penalty if he is satisfied that the tax due was not paid within the prescribed period due to a reasonable excuse, so however that reliance placed on any other person to perform any task shall not constitute a reasonable excuse."

5. In sub-rule (2) of rule 3 of the principal rules, for the words "any remission of interest granted" there shall be substituted the words "any remission of interest or administrative penalty granted". Amends rule 3 of the principal rules.

Amends rule 6
of the principal
rules.

6. In rule 6 of the principal rules, for the words "in respect of interest already paid" there shall be substituted the words "in respect of interest or administrative penalty already paid".

