



*EXTRAORDINARY*  
**OFFICIAL GAZETTE**  
**THE BAHAMAS**  
PUBLISHED BY AUTHORITY

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NASSAU

29<sup>th</sup> May, 2019

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# VALUE ADDED TAX (AMENDMENT) REGULATIONS, 2019

## Arrangement of Regulations

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### Regulation

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**VALUE ADDED TAX ACT, 2014  
(NO. 32 OF 2014)**

**VALUE ADDED TAX (AMENDMENT) REGULATIONS, 2019**

The Minister, in exercise of powers conferred by section 96 of the Value Added Tax Act, 2014 (*No. 32 of 2014*) makes the following Regulations —

**1. Citation and commencement.**

- (1) These Regulations may be cited as the Value Added Tax (Amendment) Regulations, 2019.
- (2) These Regulations shall come into operation on the 1<sup>st</sup> day of July, 2019.

**2. Amendment of regulation 2 of the principal Regulations.**

Paragraph (1) of regulation 2 of the principal Regulations is amended by the deletion of the word “**ancillary transport services**” and the definition in relation thereto and the substitution as follows —

“**ancillary transport services**” means —

- (a) stevedoring services;
- (b) lashing and securing services;
- (c) cargo inspection services;
- (d) preparation of customs documentation;
- (e) storage of transported goods or goods to be transported;”.

**3. Amendment of regulation 15 of the principal Regulations.**

Paragraph (5) of regulation 15 of the principal Regulations is hereby revoked.

**4. Amendment of First Schedule to the principal Regulations.**

The First Schedule to the principal Regulations is amended —

- (a) by the deletion of the words “Section 70” and the substitution of the words “Section 72”; and

(b) by the insertion of the following —

| <b>Description of contravention</b>   | <b>Provision of Act</b> | <b>Fixed Penalty Applicable</b><br>\$ |
|---|-------------------------|---------------------------------------|
| Submitting a claim for input tax deduction that is not allowable  | Section 50              | Maximum 50,000                        |
| Failure by a registrant to issue a VAT invoice in the time, form and specifying the particulars prescribed  | Section 54              | Maximum 50,000                        |
| Issuing more than one VAT invoice or failure to issue a VAT invoice requested in writing within the time prescribed   | Section 54              | Maximum 70,000                        |
| Failure by a registrant to issue a VAT sales receipt within the form and specifying the particulars prescribed  | Section 54              | Maximum 70,000                        |
| Being a registrant supplier issuing a VAT invoice:<br>(a) as principal when a VAT invoice has already been issued by the agent of such supplier; or<br>(b) to a registrant recipient when the supplier has already issued an invoice to the agent of such recipient | Section 54              | Maximum 50,000                        |
| Being a registrant failing to issue:<br>(a) a tax credit note in the form and specifying the particulars prescribed; or   | Section 55              | Maximum 50,000                        |

|   |            |                 |
|---|------------|-----------------|
| (b) a tax debit note in the form and specifying the particulars prescribed                              |            |                 |
| Not being a registrant, issuing a tax credit note or a tax debit note                                   | Section 55 | Maximum 50,000  |
| Being a registrant issuing more than one tax credit note or tax debit note for a taxable supply         | Section 55 | Maximum 70,000  |
| Failing to provide security in the form, amount and time specified in the notice of request             | Section 65 | Maximum 70,000  |
| Preventing, interfering with or impeding the Comptroller in the exercise of his powers under section 67 | Section 67 | Maximum 100,000 |
| Impeding tax administration by failing to comply with any provision under the Act                       | Section 67 | Maximum 50,000  |

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**Made this 29<sup>th</sup> day of May, 2019.**

**Signed**  
**KEVIN PETER TURNQUEST**  
**Minister Responsible for Finance**