

LEGAL NOTICE NO. 5

REPUBLIC OF TRINIDAD AND TOBAGO

THE PROVISIONAL COLLECTION OF TAXES ACT, CHAP. 74:01

RESOLUTION

WHEREAS it is provided by subsection (1) of section 3 of the Provisional Collection of Taxes Act, Chap. 74:01, that where proposals for general or supplementary appropriation of public funds are made to the House of Representatives and are embodied in an Appropriation or a Supplementary Appropriation Bill, as the case may be, the President may, for the purpose of raising revenue to meet the expenditure specified in any such Bill, by Order, provide for the imposition of any tax or the variation of any existing tax and from the date of the publication of such Order in the *Gazette*, the tax as imposed or varied shall be payable:

And whereas it is provided by subsection (5) of section 3 of the said Act that an Order varying an existing tax shall cease to have effect if the Order is not confirmed with or without modifications, by a resolution agreed to by the House within the next twenty-one days after the commencement of the Order:

And whereas the Provisional Collection of Taxes Order, 1990 was made under section 3 of the said Act whereby taxes imposed by the enactments mentioned in the said Order were varied to the extent and in the manner set out therein for the purpose of raising revenue to meet the expenditure specified in the Bill entitled "An Act to provide for the Service of Trinidad and Tobago for the year ending on the 31st day of December, 1991":

And whereas it is expedient to confirm the said Order:

Be it Resolved:

That the Provisional Collection of Taxes Order, 1990, be confirmed subject to the following modifications—

1. Paragraph 5(b) is amended in section 8A(1)(a)—
 - (a) by deleting the word "or" occurring in line two and substituting therefore a comma;
 - (b) by adding after the words "Co-operative Societies Act" the words "or with a financial institution licensed under the Financial Institutions (Non-Banking) Act, 1979".
2. Paragraph 8(a) is amended in section 12—
 - (a) by transposing the word "and" in paragraph (a) to a similar position at the end of paragraph (b);
 - (b) by adding immediately after paragraph (b), the following new paragraph (c)—

"(c) where the goods are re-imported after being exported for repair, renovation or improvement and it is further shown that the goods have been subjected to a process of repair, renovation or improvement

abroad and where their form or character has not been changed, such goods shall be chargeable with tax as if the amount of the increase in the value of the goods attributable to the process were the whole value thereof.”.

3. Paragraph 14(d) is amended in the Second Schedule—

- (a) by deleting the reference to “Wine Retailer’s Licence” and substituting therefor the following—

“Wine Retailer’s Licence	For Port-of-Spain	\$500 a year
do.	For San Fernando	\$500 a year
do.	Elsewhere	\$150 a year”;

- (b) by substituting for the words “\$2,000 a year” and “\$1,700 a year” occurring against the item “Restaurant Licence”, the word “\$1,500 a year” and “\$1,000 a year” respectively;

- (c) by inserting immediately after the item entitled “Restaurant Licence” the following item—

“Special Restaurant Licence	For Port-of-Spain and within 800 metres thereof	\$2,000 a year
do.	For San Fernando and within 800 metres thereof	\$2,000 a year
do.	Elsewhere	\$1,500 a year”.

4. Paragraph 15 is amended by deleting paragraph (b)(i).

5. Paragraph 16 is deleted.

6. Paragraph 24 is amended—

- (a) by renumbering paragraphs (a) to (e) inclusive as paragraphs (b) to (f);

- (b) by inserting immediately before paragraph (b) as renumbered, the following:

“(a) by inserting immediately after section 8 the following new section:

“Suspension
of Common
External
Tariff

8A. The Minister may from time to time by Order subject to such conditions as he may prescribe suspend the Common External Tariff set out in the First Schedule for the period stated in the Order in relation to one or more types of goods, in accordance with any Agreement by Member States of the Common Market.”.

(c) by adding immediately after subsection (5) in paragraph (d) as renumbered the following new subsections—

“(6) Notwithstanding subsection (5) goods listed in Part B of the Third Schedule may be deemed to be included in Part A of that Schedule where the Minister with responsibility for International Trade has informed the Minister that Member States of the Common Market have agreed to a suspension of the Common External Tariff in relation to one or more types of goods.

(7) Subsections (5) and (6) and Part B of the Third Schedule come into operation on 1st March, 1991.”;

(d) in Chapter 3 of the First Schedule by deleting the words “45%” occurring against Tariff Heading Numbers 0305.591 and 0305.601 respectively and substituting therefor the word “Free”.

7. Paragraph 25(c) is amended by deleting the items listed in the First Column and substituting therefor the items listed in the Second Column—

FIRST COLUMN		SECOND COLUMN	
Beer, stout and malt beverages, whisky, brandy, vodka, gin, cordials, liqueurs	35%	Beer, stout and malt beverages, cordials and liqueurs	35%
		Whisky, brandy, vodka, gin	... 0%
Stranded wire of iron, etc.	... 50%	Stranded wire of iron, etc.	... 50%
		Binding wire—16 Gauge B.A.	... 0%
Nails, tacks, staples, iron	... 35%	Wire nails, staples of iron and steel	... 35%
		Masonry and roofing nails of H.S. No. 7317.001	0%
		Tacks 0%
Nails H.S. No. 7371002	... 50%	Wire nails of H.S. No. 7317002	... 50%
Nuts, bolts, screws, threaded studs and similar threaded fasteners	35%	Bolts, screws, threaded studs and similar threaded fasteners	35%
		Nuts 0%
Flat galvanized iron or steel sheets (including rolls)	50%	Flat galvanized iron or steel sheets (including rolls)	0%
		Seamless tubes and pipes less than 150 mm H.S. No. 7304001	0%
Open seam tubes and pipes less than 150 mm H.S. No. 7306009 and other steel pipes and tubes less than 150 mm H.S. No. 7306009	35%	Open seam tubes and pipes less than 150 mm H.S. No. 7306009 and other steel pipes and tubes less than 150 mm H.S. No. 7306009	35%

FIRST COLUMN	SECOND COLUMN
	Stainless steel pipes; galvanized steel pipes; and for the petroleum sector, pipes which conform to API and other internationally recognised standards 0%
Welded tubes and pipes less than 150 mm H.S. No. 7306001 50%	Welded tubes and pipes less than 150 mm H.S. No. 7306001 50%
	Stainless steel pipes; galvanized steel pipes; and for the petroleum sector, pipes which conform to API and other internationally recognised standards 0%
Slotted or perforated metal angles 50%	Slotted or perforated metal angles ... 0%
Poultry, cattle and pig feed and other animal feeds H.S. No. 2309905 50%	Poultry feed ... 50%
	Cattle, pig feed and other animal feeds H.S. No. 2309905 50%
	Milk replacers and Milk-based diets for pre-weaned animals 0%
	Macaroni, spaghetti and other pasta products 35%
	Vermicelli ... 0%
	Unsweetened biscuits ... 35%
	Cakes ... 35%
	Ice Cream cones ... 35%
Manhole covers, frames and gratings 50%	Manhole covers and frames ... 50%
	Gratings ... 0%
	Shampoos ... 35%
	Perfumes and toilet waters ... 35%
	Deodorants ... 35%
	Other skin care products ... 35%
	Face and body powders ... 35%
	Manicure preparations ... 35%
	Hair cream and hair oils ... 35%
	Shaving creams ... 35%
	Other perfumery cosmetics and toilet preparations 35%
	Ball point pens ... 0%

Confirmed by the House of Representatives this 18th day of January, 1991.

N. COX
Acting Clerk of the House