

Second Session Fifth Parliament Republic of Trinidad
and Tobago



REPUBLIC OF TRINIDAD AND TOBAGO

Act No. 4 of 1997

[L.S]

AN ACT to amend the Trinidad and Tobago Free
Zones Act, 1988

[Assented to 26th March, 1997]

ENACTED by the Parliament of Trinidad and Tobago as ^{Enactment}
follows:—

Short title

1. This Act may be cited as the Trinidad and Tobago Free Zones (Amendment) Act, 1997.

Section 3
No. 19 of 1988
amended

2. Section 3 of the Trinidad and Tobago Free Zones Act (hereinafter referred to as "the Act") is amended by—

(a) deleting subsection (2) and substituting the following:

" (2) The Minister may, by Order, on the recommendation of the Company designate an area a free zone, and the limits of the free zone shall be defined in the Order."

(b) deleting subsection (3) and substituting the following:

" (3) The Minister may, on the recommendation of the Company, amend the Order made under subsection (2)."

Section 6A repealed
and substituted

3. Section 6A of the Act is repealed and the following section is substituted:

"Approved
enterprise
may manage
a free zone

6A. In furtherance of the functions given to the Company under section 6(1), the Company may authorise an approved enterprise to develop, operate and manage a free zone and exercise any of the functions in relation thereto detailed under section 6(2)(a), (b), (f) and (g)."

Section 17A repealed

4. Section 17A of the Act is repealed.

Section 23 amended

5. Section 23 of the Act is amended by deleting subsection (6).

Section 24 amended

6. Section 24 of the Act is amended by inserting the

following new subsection (4):

- “ (4) Notwithstanding section 33(2)—
- (a) before any services are permitted to be exported or provided for any person in the customs territory from a free zone, the approved enterprise engaged in the export or provision of such services shall obtain the written approval of the Company;
 - (b) the proportionate part of the sales and profits of the approved enterprise, in respect of any services exported or provided for any person in the customs territory from a free zone shall be subject to income tax, business levy, or any other tax in respect of sales, receipts, profits or gains.”.

7. Section 33 of the Act is amended by deleting Section 33 amended subsection (5) and substituting the following:

- “ (5) Where the Company or an approved enterprise undertakes an approved activity in a free zone it shall keep separate accounts in respect of that activity.”.

8. Section 38 of the Act is amended by deleting Section 38 amended subsection (3) and substituting the following:

“Act No. 16 of
1990

(3) The Foreign Investment Act, shall not apply to—

- (a) a person seeking to register a company to be established in a free zone as an approved enterprise; or
- (b) an investment in an approved enterprise established in a free zone or the holding of an interest in land in a free zone.”.

Passed in the House of Representatives this 7th day of February, 1997.

J. SAMPSON
Clerk of the House

Passed in the Senate this 4th day of March, 1997.

N. COX
Clerk of the Senate

Senate amendment agreed to by the House of Representatives this 14th day of March, 1997.

J. SAMPSON
Clerk of the House