

2022-09-29

**S.I. 2022 No.**

Duties, Taxes and Other Payments(Exemption) Act

CAP. 67B

**DUTIES, TAXES AND OTHER PAYMENTS (EXEMPTION)  
(CHINA NATIONAL COMPLETE PLANT IMPORT & EXPORT  
CORPORATION LIMITED) ORDER, 2022**

The Minister, in exercise of the powers conferred on him by section 3 of the *Duties, Taxes and Other Payments(Exemption) Act*, makes the following Order:

1. This Order may be cited as the *Duties, Taxes and Other Payments (Exemption) (China National Complete Plant Import & Export Corporation Limited) Order, 2022*.

2. In this Order,

“Company” means the China National Complete Plant Import & Export Corporation Limited, a company incorporated under the laws of the People’s Republic of China and exempt from Division B of Part III of the *Companies Act*, Cap. 308 by virtue of the *Companies (Exemption) Order, 2021* (S.I. 2021 No. 59);

“project” means roads identified for rehabilitation under the Scotland District Road Rehabilitation Project; and

“supplies” means construction materials, goods, fuel, utilities, plant and insurance premiums imported or purchased out of a bonded warehouse.

3. The Company shall be exempt from the payment of import duty and value added tax in respect of supplies imported for the exclusive use of the project, where

- (a) the Comptroller of Customs on a certificate from the project manager is satisfied that the items being imported or purchased out of a bonded warehouse directly relate to the exclusive construction of the project; and
- (b) the Permanent Secretary with responsibility for Industry, on a certificate after consultation with the Barbados Manufacturers' Association, is satisfied that these items are not produced locally on a commercial basis.

4.(1) The Company shall be exempt from the payment of duties and taxes in respect of vehicles and equipment imported for the exclusive use of the project, where

- (a) the Minister is satisfied on a certificate from the project manager that the vehicles are so required; and
- (b) the vehicles and equipment are not sold or otherwise disposed of within 3 years of their importation.

(2) Where vehicles and equipment are not used exclusively for the project as referred to in subparagraph (1), the Company shall be liable to pay the outstanding duties and taxes.

5. The Company shall be exempt from the payment of import duty, value added tax, and excise tax on the importation of personal and household effects and vehicles of specialist expatriated staff, where the items are

- (a) imported within 6 months of the specialist expatriated staff's arrival in the country; and

- (b) not sold or disposed within 3 years without the prior approval of the Minister of Finance, upon which time the unexpired portion of the duties and taxes become payable.

6. Expatriate personnel with local work permits who are employed by the Company shall be exempt from the payment of income tax levied on

- (a) earnings and national insurance;
- (b) subsistence, rentals and similar services directly furnished by the Company;
- (c) allowances in lieu of subsistence, rentals and similar services.

7. Expatriate personnel with local work permits who are employed by the Company and who are paid in the country using local currency shall be exempt from the payment of exchange control duties and taxes in respect of the repatriation of such monies in foreign currencies.

8. The Company shall be exempt from the payment of value added tax in respect of local and imported provision of professional services directly related to the project.

9.(1) The exemptions referred to in paragraphs 3 to 8 are subject to the following conditions:

- (a) the keeping of books and records in such form and containing such particulars as may be required by the Comptroller of Customs;
- (b) the Comptroller of Customs or his designate shall be permitted at all reasonable times to inspect such records and have access to any premises for the purpose of examining items which have been imported duty free;
- (c) the Ministry with responsibility for Finance shall be furnished with a quarterly status report of the project accompanied with photographs such that a proper assessment of the progress can be made;

- (d)* there shall be participation in the Balance of Payment Surveys of the Central Bank of Barbados; and
  - (e)* construction of the project shall begin within the specified time agreed to by the Minister.
- (2) Where the Company fails to comply with the conditions referred to in paragraph 9(1) such failure shall result in
- (a)* the exemptions granted being withdrawn; and
  - (b)* any duties and taxes waived becoming payable to the Comptroller of Customs.

Made by the Minister this 17<sup>th</sup> day of October, 2022.



Minister responsible for Finance