

INCOME TAX AMENDMENT BILL 2018

SAMOA

Explanatory Memorandum

1.0 Object and reasons:

1.1 The Bill seeks to make amendments to the Income Tax Act 2012 (“Act”).

1.2 The object of the Bill is to:

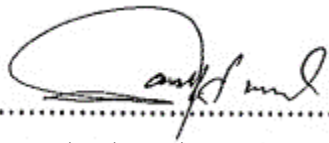
- (i) allow sponsors a deduction to their assessable income for a tax year at 200% for sponsorship for the 2019 Pacific Games; and
- (ii) provide that monetary gifts received by religious ministers during funerals, weddings and other traditional, government or family occasion is not subject to income tax under the Act.

Clauses:

Clause 1: - provides for the short title and commencement.

Clause 2: - amends section 27 of the Act to allow sponsors who will be providing sponsorship for the 2019 Pacific Games a deduction to their assessable income for a tax year at 200%.

- Clause 3:** - amends section 61 of the Act to provide that monetary gifts received by ministers of religion during other occasions such as funerals, weddings and so forth are not subject to income tax under the Act.



.....
(Hon TIALAVEA Fea Leniu Tionisio Hunt)

MINISTER FOR REVENUE

INCOME TAX AMENDMENT BILL 2018

SAMOA

Arrangement of Provisions

1. Short title and commencement
2. Section 27 amended
3. Section 61 amended

2018, No.

A BILL INTITULED

AN ACT to amend the Income Tax Act 2012 (“Principal Act”).

BE IT ENACTED by the Legislative Assembly of Samoa in Parliament assembled as follows:

1. Short title and commencement:

- (1) This Act may be cited as the Income Tax Amendment Act 2018.
- (2) This Act commences on the date of its assent by the Head of State.

2. Section 27 amended:

In section 27 of the Principal Act, for subsection (5), substitute:

- “(5) A sponsor is allowed a deduction to their assessable income for a tax year at the rate of 200% of the value of sponsorship of the 2019 Pacific Games held in Samoa.”.

3. Section 61 amended:

In section 61 of the Principal Act:

- (a) for subsection (10) substitute:

- “(10) For the purposes of this section, the income of a minister of religion whose sole occupation is the spiritual guidance of a specific religious congregation in Samoa is comprised of contributions made by members of the congregation.”.

- (b) after subsection (10) insert:

- “(11) In subsection (10) “contributions” mean the monetary consideration given to a minister of religion by a specific congregation on a weekly, fortnightly or monthly basis and does not include monetary gifts received by a minister of religion at funerals, weddings and any other traditional, government, village or family occasion.”.
