



Nolands
AUDIT • ADVISORY • LAW

FINANCE ACT 2023

AMENDMENTS TO VAT ACT

VOLUNTARY REGISTRATION

SECTION 16

NEW SUBSECTION (3) ADDED

(3) Subject to this Act, a registered person shall be allowed to take, as a credit against his output tax, the amount of input tax paid on goods and services acquired as from the date he has been registered.

Applicable as from date gazetted

A large, white, stylized number '16' is centered on the right side of the slide. The background is a dark blue night sky filled with stars, with a silhouette of a tree line and a utility pole at the bottom.



20

VAT INVOICE

SECTION 20

NEW SUBSECTION (2A) ADDED

On request name, address and NIC of person not in business to be included in the VAT invoice.

- Where a purchaser who is not in business requests that his name be specified in the VAT invoice, the registered person shall specify the name, address and National Identity Card number of the purchaser



REPAYMENT OF TAX

SECTION 24(8)

DETERMINATION OF OBJECTIONS

SECTION 39(3A)

TIME LIMIT FOR REFUND AND PAYMENT OF INTEREST

SECTION 65D(2)

- The word “Repo” is being replaced by the word “Key”
- From Repo rate to Key rate

Effective 16 January 2023

24 39 65

KEY
RATE





37

DIRECTOR-GENERAL MAY MAKE ASSESSMENTS

SECTION 37(3)

- In section 37 (3) the words “*before*” and “*preceding*” have been replaced by the words “*beyond*” and “*following*”
- **The section reads as follows:** Subject to subsection(5), an assessment under subsection (1) shall not be made in respect of a period **beyond** 4 years immediately **following** the last day of the taxable period in which the liability to pay tax arose.



LIABILITY TO SPECIAL LEVY

SECTION 53J

Every bank shall now be liable to pay a special levy at the rate of 5.5 percent on its leviable income derived in every accounting period.

Effective 01 July 2023



65A

REFUND OF VAT TO PERSONS OTHER THAN REGISTERED PERSONS SECTION 65A

- To benefit from refund of VAT on listed equipment a fisherman must now be registered with the Ministry responsible for the subject of fisheries and not with the Fishermen Welfare Fund under the Fishermen Welfare Fund Act.
- Refund of VAT will no longer be available to musicians on listed musical instruments as all musical instruments are now zero rated.

Effective 03 November 2023

- It has also been clarified that every application of refund by a non-VAT registered person must be accompanied by VAT invoices in respect of services or equipment imported or purchased from registered person, specifying the name, address and National Identity Card number of the applicant.



REFUND OF VAT TO EVENT ORGANISERS

SECTION 65BA

THIS SECTION IS BEING REPEALED

- No more refund to VAT event organisers they are now exempt from payment of VAT.
- However, there fund will continue to apply until 31 December 2023 in respect of events which have ended on or before 30 September 2023.



65BA

66

EXEMPT BODIES OR PERSONS SECTION 66(3)

- The words “*item 11 or 13*” are being replaced by “*item 25, 26, 27 or 28*”

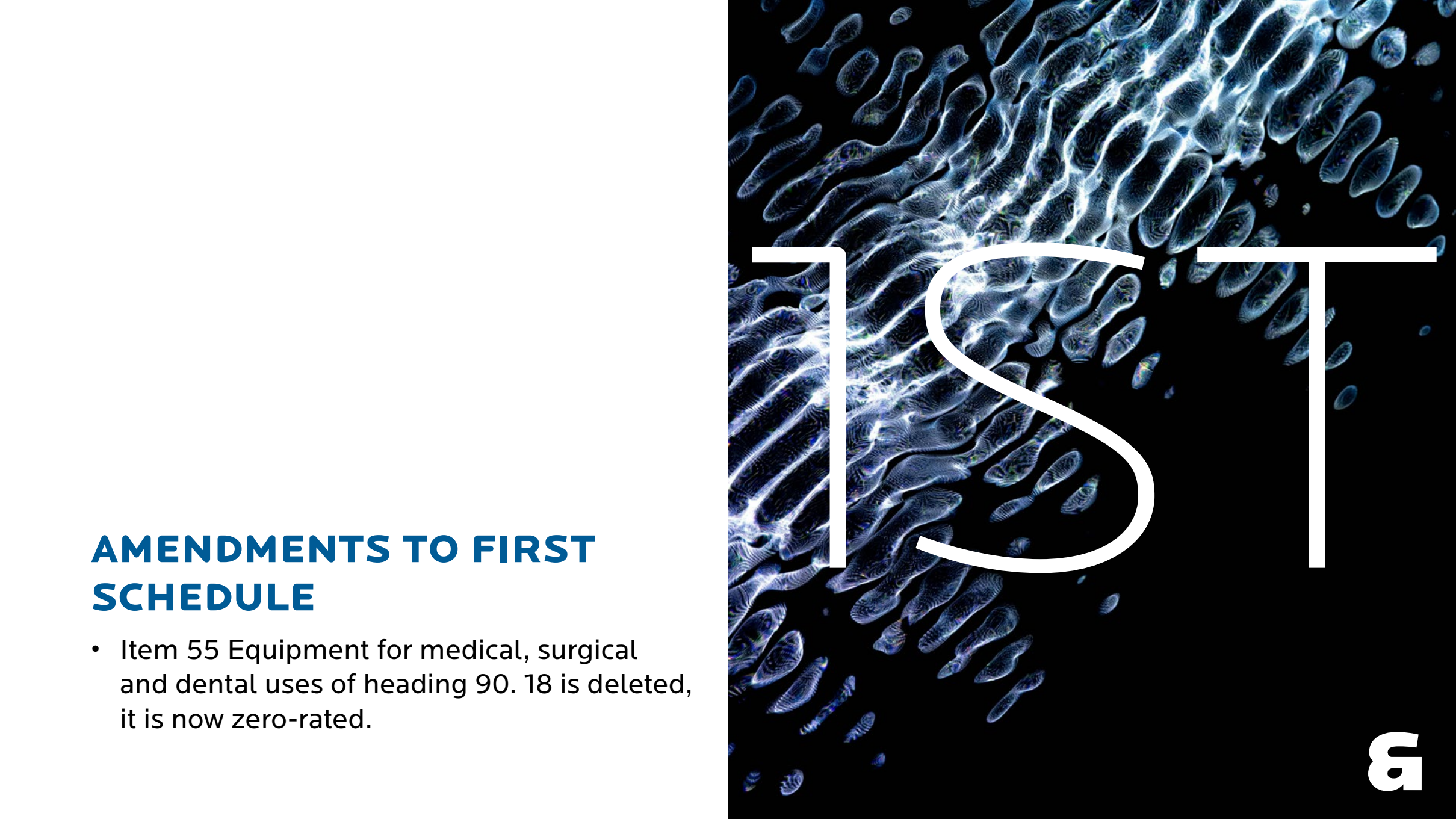
Effective 02 August 2022

- However, despite the deletion of item 11 or 13, all the provisions of section 66 will continue to be applied if a person who has benefited from an exemption under item 11 or 13 default from the conditions set.



AMENDMENTS TO FIRST SCHEDULE

- Item 55 Equipment for medical, surgical and dental uses of heading 90. 18 is deleted, it is now zero-rated.

A microscopic image of biological cells, likely a tissue section, showing various cell shapes and structures. The cells are stained in shades of blue and white, creating a complex, textured pattern. Overlaid on this image is the word "FIRST" in large, bold, white, sans-serif capital letters. The letters are positioned in the center-right of the image, with the "F" and "I" on the left, the "R" in the middle, and the "S" and "T" on the right. The "S" is particularly large and prominent.

FIRST



AMENDMENTS TO FIFTH SCHEDULE

- Item 6 the words Category 1 Global Business Licence or a Category 2 Global Business Licence is replaced by the words *“a Global Business Licence under the Financial Services Act”*

ITEM 7 NEW SUB-ITEM ADDED

- (2A) Water supplied by the Rodrigues Public Utilities Corporation and the renting out of a meter and the carrying out of infrastructure works by the Corporation

Effective 11 November 2022



ZERO-RATING OF GOODS

Item	Description
44	Noodles of H.S. Codes 1902.11.10, 1902.19.10 and 1902.30.10
45	Toothpastes of H.S Codes 3306.10.00
46	Toothbrushes of H.S Codes 9603.21.00 and 8509.810.10
47	Baby wipes of H.S Codes 3307.90.10, 3401.11.10 and 4818.20.10
48	Napkins (diapers) and napkin liners for babies of H.S Codes 9619.00.11, 9619.00.12, 9619.00.13 and 9619.00.19
49	Baby powders of H.S Code 3304.91.10
50	Baby creams of H.S Code 3304.99.10
51	Breast pumps of H.S Codes 8413.20.10 and 8413.50.10
52	Infant feeding bottles of H.S Codes 3924.90.20, 7013.10.10, 7013.41.10, 7013.42.10 and 7013.49.10
53	Exercise books of H.S Code 4820.20.00
54	Pencils and crayons of H.S Codes 9608.40.00 and 9609.10.00
55	Erasers of H.S Codes 3629.10.10 and 4016.92.00
56	Walking Sticks of H.S Code 6602.00.10
57	Incontinence mattress pads of H.S Code 9404.90.10
58	Musical instruments, parts and accessories under Chapter 92 of Part I of the First Schedule to the Customs Tariffs Act.
59	Instruments, appliances and apparatus used in medical, surgical, dental or veterinary sciences under Heading 90.18
60	Medical grade silicone of H.S Code 3910.00.10
61	Glass-ceramic blocks for dental use of H.S Code 7020.00.40



9TH

EXEMPT PERSONS

NINTH SCHEDULE

ITEM 27 AMENDED to cater for exempting the construction of building to be used for provision of primary and secondary education.

ITEM 29 – ADDED

Any operator of a lounge at the SSR International Airport.

EXEMPTED IN RESPECT of spirits, wine, ale or beer sold, transferred or removed, as the case may be, from a bonded warehouse, a Customs-approved storeroom, a duty-free shop, a shop operating under the Deferred Duty and Tax Scheme, by a manufacturer of excisable goods or a Free port operator, provided that the spirits, wine, ale or beer are served to passengers.

The exemption shall be granted on such terms and conditions as the Director-General may determine.

Effective 15 September 2022



EXEMPT PERSONS

NINTH SCHEDULE CONT'D

ITEM 30 – ADDED

Any person approved by the Minister, engaged in the construction of social housing units under a contract with New Social Living Development Ltd.

EXEMPTED IN RESPECT of procurement of goods (excluding vehicles), works, consultancy services or other related services in respect of the construction of the social housing units under a contract with New Social Living Development Ltd.

Effective 30 March 2023

ITEM 31 – ADDED

An event organizer approved by the economic Development Board in respect of a qualifying event.

EXEMPTED IN RESPECT of accommodation costs in respect of each visitor incurred during a qualifying event.

For the purpose of the exemption –

“Accommodation costs”-

- (a) Includes cost of food and beverages; but
- (b) Does not include cost of alcoholic beverages;

“qualifying even” means a business meeting, conference or wedding attended by 50 or more visitors staying for a minimum of 3 nights in a hotel in Mauritius.



12TH



TWELFTH SCHEDULE

ADDED: PART I

PLANTERS

- Automatic irrigation controllers
- Plant support mesh
- UV water filtration systems

ADDED: PART III

BREEDERS OTHER THAN PIG BREEDERS

Cooling tanks

PART VIB IS REPEALED

No refund on **MUSICAL INSTRUMENTS**

PART VII:

VAT REFUND ON RESIDENTIAL BUILDING

NEW CONDITION 5B:

The cost of construction of the residential building or house or the purchase price of the residential apartment shall not exceed 3 million rupees



THANK
YOU

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BA

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