

SAMOA

Arrangement of Provisions

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|---------------------------------|----------------------------------|
| 1. Short title and commencement | 3. Tourism Investment Tax Credit |
| 2. Interpretation | 4. Insertion of new section |

2010, No. 33**AN ACT to amend the Income Tax Act 1974.***[9th December 2010]*

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 2010.

(2) This Act commences on the date of assent by the Head of State.

2. Interpretation - In this Act unless the context otherwise requires:

“Principal Act” means the Income Tax Act 1974.

3. Tourism Investment Tax Credit - Section 31 of the Principal Act is amended by:

- (a) deleting from subsection (7) the date “30th day of June 2008” and substituting “30th day of June 2013”; and

(b) adding after subsection (7), a new subsection as follows:

“(8) Despite any other law, a person investing \$100,000 or more in an Approved Tourism Development between 1 July 2008 and the date of commencement of this Act in accordance with subsections (1) to (6) shall be allowed a credit against income tax in respect of the person at a rate of 100% of that investment.”.

4. Insertion of new section - The Principal Act is amended by inserting after section 29, the following:

“29A. Income tax liability deduction for Companies-

(1) A company is eligible to have 100% of a donation made to a sporting body deducted from the amount of its income tax liability where the following requirements are met:

- (a) the donation is made in cash;
- (b) the donation is \$5000.00 or more;
- (c) the donation is made to a sporting body registered under the Incorporated Societies Ordinance 1952 or the Samoa Association of Sports and National Olympic Committee; and
- (d) the accounts of the recipient sporting body are audited by an accounting firm.

(2) A company may apply to the Commissioner to qualify for a deduction under subsection (1).

(3) The Commissioner may grant deductions for an application made under subsection (2) as prescribed on a case by case basis.”.

**The Income Tax Amendment Act 2010
is administered by the Ministry for Revenue.**

**Printed by the Clerk of the Legislative Assembly,
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