

Income Tax (Remission of Tax for Shipping Enterprises) Order 2013

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INCOME TAX ACT (CHAPTER 134)

INCOME TAX (REMISSION OF TAX FOR SHIPPING ENTERPRISES) ORDER 2013

In exercise of the powers conferred by section 92(2A) of the Income Tax Act, the Minister for Finance hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Income Tax (Remission of Tax for Shipping Enterprises) Order 2013 and shall come into operation on 9th January 2013.

Definitions

2.—(1) In this Order —

“approved” and “international shipping enterprise” have the same meanings as in section 13F(6) of the Act;

“operating”, in relation to a ship, means any of the following:

- (a) the carriage of passengers, mail, livestock or goods by the ship outside the limits of the port of Singapore;
- (b) the charter of the ship for any use outside the limits of the port of Singapore;
- (c) the use of the ship outside the limits of the port of Singapore as a dredger, seismic ship, or for offshore oil or gas activity;
- (d) the use of the ship for towing or salvage operations outside the limits of the port of Singapore;

“ship” includes any dredger, seismic ship or any vessel used for offshore oil or gas activity;

“shipping enterprise” has the same meaning as in section 13A(16) of the Act.

(2) In this Order, a reference to a ship being registered (provisionally or otherwise) under the Merchant Shipping Act (Cap. 179) at any particular time does not include a ship whose registry under that Act is closed or deemed to be closed or is suspended at that time.

Remission in relation to sale of ships

3.—(1) There shall be remitted the tax on the income of a shipping enterprise or an approved international shipping enterprise, as the case may be, where the enterprise is in the business of operating ships, and —

- (a) the income is derived during the period from the first day of the basis period for the year of assessment 2005 to 31st May 2011 (both dates inclusive); and
- (b) the income comprises —
 - (i) in the case of the shipping enterprise, the gains derived from any of the following:
 - (A) the sale of any of its ships registered (provisionally or otherwise) under the Merchant Shipping Act (Cap. 179);
 - (B) the assignment by the enterprise to another person of all its rights as a buyer under a contract for the