

# **Goods and Services Tax (General) (Amendment No. 2) Regulations 2006**

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**No. S 673**

## **GOODS AND SERVICES TAX ACT (CHAPTER 117A)**

### **GOODS AND SERVICES TAX (GENERAL) (AMENDMENT NO. 2) REGULATIONS 2006**

In exercise of the powers conferred by sections 41 (1)(a) and (4)(ba) and (e) and 86(1) of the Goods and Services Tax Act, the Minister for Finance hereby makes the following Regulations:

### **Citation and commencement**

1. These Regulations may be cited as the Goods and Services Tax (General) (Amendment No. 2) Regulations 2006 and shall come into operation on 1st January 2007.

### **Amendment of regulation 16**

2. Regulation 16(1) of the Goods and Services Tax (General) Regulations (Rg 1) (referred to in these Regulations as the principal Regulations) is amended by deleting the words “or from time to time” and substituting the words “and is attributed to separate periods of the term of the licence, tenancy or lease”.

### **Amendment of regulation 41**

3. Regulation 41 of the principal Regulations is amended —

(a) by deleting paragraph (1) and substituting the following paragraph:

“(1) Where any land, being —

(a) vacant land; or

(b) land on which any building is to be demolished,

is supplied to a taxable person, and it appears to the Comptroller that —

(i) the land is to be developed (including by the construction of any building thereon); and

(ii) some part or the whole of the land so developed is to be used in the making of exempt supplies,

the Comptroller may allow to be attributable to taxable supplies such part of the input tax incurred by the taxable person in respect of the supply to him of the land as bears the same proportion to the whole of that input tax as the value of the area of the developed land to be used in the making of exempt supplies bears to the value of the total area of the developed land.”;

(b) by inserting, immediately after paragraph (3), the following paragraph:

“(4) In this regulation, “exempt supplies” means the exempt supplies referred to in paragraph 2 of the Fourth Schedule to the Act (read with paragraph 4(3) of that Schedule).”; and

- (c) by deleting the regulation heading and substituting the following regulation heading:

**“Input tax for land to be used for making exempt supplies”.**

### **New regulation 53**

4. The principal Regulations are amended by inserting, immediately after regulation 52, the following regulation:

#### **“Submission of returns through electronic service**

**53.**—(1) Every taxable person who is first registered under the Act on or after 1st January 2007 shall make and submit through the electronic service every specified return which he is required to furnish.

(2) Every taxable person (not being a taxable person referred to in paragraph (1)) who, during all of his prescribed accounting periods ending in the calendar year 2005 collectively, makes supplies in Singapore which have a total value of more than \$5 million shall, with effect from 1st January 2007, make and submit through the electronic service every specified return which he is required to furnish.

(3) Every taxable person (not being a taxable person referred to in paragraph (1)) who, during all of his prescribed accounting periods ending in the calendar year 2005 collectively, makes supplies in Singapore which have a total value of not less than \$2 million but not more than \$5 million shall, with effect from 1st April 2007, make and submit through the electronic service every specified return which he is required to furnish.

(4) Notwithstanding paragraphs (1), (2) and (3), the Comptroller may allow any taxable person to make and submit any specified return otherwise than through the electronic service in such exceptional circumstances as the Comptroller thinks fit.

(5) In this regulation, “specified return” means —

- (a) any return required to be furnished under regulation 52(1); or
- (b) any final return required to be furnished under regulation 52(2).”.

### **Deletion and substitution of regulation 66**

5. Regulation 66 of the principal Regulations is deleted and the following regulation substituted therefor:

#### **“Correction of errors**