



Official Gazette

No. 47

XLII

No. 47

Published by Authority

Wednesday 28th June 2017

GOVERNMENT NOTICE

The following Government Notice is published by Order of the President.

No. 756 of 2017

GAZETTE SUPPLEMENTS

The following Regulations are published as Legal Supplements to this number of the Official Gazette.

Gazette	Description	Price
47	Revenue Administration (Common Reporting Standard) (Amendment) Regulations, 2017. (S.I. 33 of 2017)	6.00
	Excise Tax (Amendment of Schedule 1) Regulations, 2017. (S.I. 34 of 2017)	5.00
	Customs Management (Tariff and Classification of Goods) (Amendment) Regulations, 2017. (S.I. 35 of 2017)	1.60
	Seychelles Pension Fund (Membership and Contribution) (Amendment) Regulations, 2017: (S.I. 36 of 2017)	1.60

S.I. 35 of 2017

CUSTOMS MANAGEMENT ACT

(Act 22 of 2011)

Customs Management (Tariff and Classification of Goods) (Amendment) Regulations, 2017

In the exercise of the powers conferred by section 270 of the Customs Management Act, 2011, the Minister of Finance, Trade and Economic Planning hereby makes the following Regulations—

1. These Regulations may be cited as the Customs Management (Tariff and Classification of Goods) (Amendment) Regulations, 2017.

Citation

2. The Customs Management (Tariff and Classification of Goods) Regulations, 2014 are hereby amended in Chapter 87 under heading 87.03

Amendment of S.I. 6 of 2014 as last amended by S.I. 54 of 2016

(i) by repealing HS Code "8703.2311" to "8703.2339" and substituting therefor with the following HS Code and the entries thereto—

*Heading	HS Code	Description of goods	Unit of Qty.	Rate of Duty				
				General	COMESA FTA	EU		
						2014	2015	2016
		--- Of cylinder capacity exceeding 2,000cc but not exceeding 2,500cc						
	8703.2331	---- Ambulances	kg	0%	0%	0%	0%	0%
	8703.2332	---- Twin cab/Double cab	kg	0%	0%	0%	0%	0%
	8703.2333	---- Hybrid Motor Vehicles	kg	0%	0%	0%	0%	0%
	8703.2339	---- Other	kg	0%	0%	0%	0%	0%

		--- Of cylinder capacity exceeding 2,500cc but not exceeding 3,000cc :						
8703.2341	---- Ambulances	kg	0%	0%	0%	0%	0%	0%
8703.2342	---- Twin cab/Double cab	kg	0%	0%	0%	0%	0%	0%
8703.2343	---- Hybrid Motor Vehicles	kg	0%	0%	0%	0%	0%	0%
8703.2349	---- Other	kg	0%	0%	0%	0%	0%	0%
	--- Of cylinder capacity exceeding 3,000cc:							

(ii) by repealing under Heading "87.03" the following HS Codes and all entries relating thereto—

"8703.1010, 8703.2140, 8703.2214, 8703.2224,
8703.2314, 8703.2324, 8703.2334, 8703.2440,
8703.9043, 8704.3115, 8704.3125, 8704.3215,
8704.3225, 8704.9040, 8711.1020, 8711.2020,
8711.3020, 8711.4020, 8711.5020, 8711.9030."

MADE this 27th day of June, 2017.

PETER LAROSE
MINISTER OF FINANCE, TRADE
AND ECONOMIC PLANNING

S.I. 34 of 2017

EXCISE TAX ACT

(Cap 264)

Excise Tax (Amendment of Schedule 1) Regulations, 2017

In the exercise of the powers conferred by Section 22 of the Excise Tax Act, the Minister of Finance, Trade and Economic Planning, hereby makes the following Regulations —

1. These Regulations may be cited as the Excise Tax (Amendment of Schedule 1) Regulations, 2017.

Citation

2. The Excise Tax (Amendment of Schedule 1 and 2) Regulations, 2009, are hereby amended as follows —

Amendment of
S.I. 106 of 2009
as last
amended by
S.I. 27 of 2017

(a) by repealing in Schedule 1, the following tariff items and entries relating thereto and substituting therefor the following tariff items and entries thereto —

*Column 1	Column 2	Column 3	Column 4	Column 5
Tariff Item HS Code	Description of Excisable Goods	Taxable Base	Excise Tax Rate	Excise Levy
	Motor cars and motor vehicles principally designed for the transport of persons (other than those of heading 87.02), including station wagons and racing cars.			
	Of a cylinder capacity not exceeding 1000cc:			
	- Vehicles specially designed for travelling on snow; golf carts and similar vehicles			
8703 1020	--- Hybrid Motor Vehicles	kg/no	12.5%	Nil

Column 1 Tariff Item HS Code	Column 2 Description of Excisable Goods	Column 3 Taxable Base	Column 4 Excise Tax Rate	Column 5 Excise Levy
	-- Of a cylinder capacity not exceeding 1,000 cc			
8703.2120	---- Hybrid Motor Vehicles	kg/no	12.5%	Nil
	--- Of a cylinder capacity not exceeding 1,300cc			
8703.2213	---- Hybrid Motor Vehicles	kg/no	12.5%	Nil
	--- Of a cylinder exceeding 1,300 cc but not exceeding 1,500 cc:			
8703.2223	---- Hybrid Motor Vehicles	kg/no	12.5%	Nil
	--- Of a cylinder capacity exceeding 1,500cc but not exceeding 1,600 cc:			
8703.2313	---- Hybrid Motor Vehicles	kg/no	12.5%	Nil
	--- Of cylinder capacity exceeding 1,600cc but not exceeding 2,000 cc:			
8703.2323	---- Hybrid Motor Vehicles	kg/no	37.5%	Nil
	--- Of cylinder capacity exceeding 2,000cc but not exceeding 2,500 cc:			
8703.2333	---- Hybrid Motor Vehicles	kg/no	75%	Nil
	--- Of cylinder capacity exceeding 2,500cc but not exceeding 3,000 cc:			
8703.2343	---- Hybrid Motor Vehicles	kg/no	100%	Nil
	-- Of a cylinder capacity exceeding 3,000cc			
8703.2430	---- Hybrid Motor Vehicles	kg/no	100%	Nil

Column 1	Column 2	Column 3	Column 4	Column 5
Tariff Item HS Code	Description of Excisable Goods	Taxable Base	Excise Tax Rate	Excise Levy
	--- Of a cylinder capacity not exceeding 1,000cc:			
8703.3112	---- Hybrid Motor Vehicles	kg/no	12.5%	Nil
	--- Of a cylinder capacity exceeding 1,000cc but not exceeding 1,300 cc:			
8703.3123	---- Hybrid Motor Vehicles	kg/no	12.5%	Nil
	--- Of a cylinder capacity exceeding 1,300cc but not exceeding 1,500 cc:			
8703.3133	---- Hybrid Motor Vehicles	kg/no	12.5%	Nil
	--- Of a cylinder capacity exceeding 1,500cc but not exceeding 1,600 cc:			
8703.3213	---- Hybrid Motor Vehicles	kg/no	12.5%	Nil
	--- Of a cylinder capacity exceeding 1,600cc but not exceeding 2,000 cc:			
8703.3223	---- Hybrid Motor Vehicles	kg/no	37.5%	Nil
	--- Of a cylinder capacity exceeding 2,000cc but not exceeding 2,500 cc:			
8703.3233	---- Hybrid Motor Vehicles	kg/no	75%	Nil
	--- Of a cylinder capacity exceeding 2,500 cc but not exceeding 3,000 cc:			
8703.3313	---- Hybrid Motor Vehicles	kg/no	100%	Nil
	--- Of a cylinder capacity exceeding 3,000 cc:			
8703.3323	---- Hybrid Motor Vehicles	kg/no	100%	Nil
	--- Other			

Column 1 Tariff Item HS Code	Column 2 Description of Excisable Goods	Column 3 Taxable Base	Column 4 Excise Tax Rate	Column 5 Excise Levy
	Motor vehicles for the transport of goods.			
	-- g.v.w. not exceeding 5 tonnes			
8704.2114	---- Hybrid Motor Vehicles	kg/no	12.5%	Nil
	--- g.v.w. exceeding 5 tonnes but not exceeding 8 tonnes			
8704.2214	---- Hybrid Motor Vehicles	kg/no	12.5%	Nil
	--- g.v.w. exceeding 8 tonnes but not exceeding 20 tonnes			
8704.2224	---- Hybrid Motor Vehicles	kg/no	12.5%	Nil
	--- g.v.w. not exceeding 15 tonnes			
8704.3114	---- Hybrid Motor Vehicles	kg/no	12.5%	Nil
	--- g.v.w. exceeding 1.5 tonnes but not exceeding 5 tonnes			
8704.3124	---- Hybrid Motor Vehicles	kg/no	12.5%	Nil
	--- g.v.w. exceeding 5 tonnes but not exceeding 8 tonnes			
8704.3214	---- Hybrid Motor Vehicles	kg/no	12.5%	Nil
	--- g.v.w. exceeding 8 tonnes			
8704.3224	---- Hybrid Motor Vehicles	kg/no	12.5%	Nil
	Motorcycles (including mopeds) and cycles fitted with an auxiliary motor, with or without sidecars, sidecars.			
	- With reciprocating internal combustion piston engine of a cylinder capacity not exceeding 50cc			
8711.1010	--- Hybrid Motorcycle	kg/no	12.5%	Nil
	- With reciprocating internal combustion piston engine of a cylinder capacity exceeding 50cc but not exceeding 250cc			
8711.2010	--- Hybrid motorcycle	kg/no	12.5%	Nil
	- With reciprocating internal combustion piston engine of a cylinder capacity exceeding 250cc but not exceeding 500cc.			
8711.3010	--- Hybrid motorcycle	kg/no	12.5%	Nil

Column 1 Tariff Item HS Code	Column 2 Description of Excisable Goods	Column 3 Taxable Base	Column 4 Excise Tax Rate	Column 5 Excise Levy
	- With reciprocating internal combustion piston engine of a cylinder capacity exceeding 500cc but not exceeding 800cc			
8711.4010	--- Hybrid motorcycle	kg/no	12.5%	Nil
	- With reciprocating internal combustion piston engine of a cylinder capacity exceeding 800cc			
8711.5010	--- Hybrid motorcycle	kg/no	12.5%	Nil

(a) by repealing the following HS codes and all entries relating thereto—

"8703.2140, 8703.2214, 8703.2224, 8703.2314, 8703.2324, 8703.2334, 8703.2440, 8703.9043, 8704.3115, 8704.3125, 8704.3215, 8704.3225, 8704.9040, 8711.1020, 8711.2020, 8711.3020, 8711.4020, 8711.5020, 8711.9030."

MADE this 27th day of June, 2017.

PETER LAROSE
MINISTER OF FINANCE, TRADE
AND ECONOMIC PLANNING

S.I. 36 of 2017**SEYCHELLES PENSION FUND ACT, 2005***(Cap 220)***Seychelles Pension Fund (Membership and Contribution)
(Amendment) Regulation, 2017**

In the exercise of the powers conferred by section 68 of the Seychelles Pensions Fund Act the Minister of Finance, Trade and Economic Planning, hereby makes the following Regulations—

1. These Regulations may be cited as the Seychelles Pension Fund (Membership and Contribution) (Amendment) Regulations, 2017.

Citation

2. The Seychelles Pension Fund (Membership and Contribution) Regulations, 2005 are hereby amended in regulation 3—

Amendment of
S.I. 45 of 2005
as last
amended by
S.I. 78 of 2013

(a) by repealing in sub-regulation (1) the words “shall be in respect of the declared salary of or the salary paid to the worker 2% of the worker's total gross salary” and substituting therefor the words “shall be in respect of the declared salary of, or the salary paid to the worker—

(i) 2.5% of the worker's total gross salary for the year 2018;

(ii) 3% of the worker's total gross salary for the year 2019 and onwards.

(b) by repealing in sub-regulation (2) the words “shall be in respect of the declared salary of, or

the salary paid to the worker 2% of the worker's total gross salary" and substituting therefor the words "shall be in respect of the declared salary of, or the salary paid to the worker 3% of the worker's total gross salary with effect from 1st July, 2017".

MADE this 27th day of June, 2017.

PETER LAROSE
MINISTER OF FINANCE, TRADE
AND ECONOMIC PLANNING

S.I. 33 of 2017

REVENUE ADMINISTRATION ACT

*(Cap 308)***Revenue Administration (Common Reporting Standard)
(Amendment) Regulations, 2017**

In exercise of the powers conferred by section 98 (A) of the Revenue Administration Act, 2009, the Minister responsible for Finance, Trade and Economic Planning hereby makes the following Regulations—

1. These Regulations may be cited as the Revenue Administration (Common Reporting Standard) (Amendment) Regulations, 2017.

Citation

2. The Revenue Administration (Common Reporting Standard) Regulations, 2015 are hereby amended as follows—

Amendment
S.I. 1 of 2015

(a) by repealing in regulation 3 in the definition of “Active Non-Financial Entity” in paragraph (a) the word “or” where it appears for the first time;

(b) by repealing regulation 4 (1) and substituting therefor the following—

“All terms and requirements contained in the Common Reporting Standard as defined in regulation 3, constitute an integral part of these Regulations and unless the context otherwise requires, shall have the same binding effect as if they were stated in these Regulations.”

(c) by repealing regulation 6;

(d) by repealing in regulation 9, subregulations (2) and subregulation (3).

(e) in Schedule 1 —

(i) by repealing in Part I, paragraph A, the words “paragraphs C” and substituting therefor the words “paragraphs B”;

(ii) by inserting in Part II the following paragraph—

“G.(1) A Seychelles Reporting Financial Institution which maintains the account of a trust which is a Passive Non-Financial Entity may opt to consider a discretionary beneficiary of the trust a controlling person who is reportable only the year in which the said beneficiary receives a distribution from the trust.

(2) An option under G.(1) shall be made to the Revenue Commissioner through formal letter not later than the due date for reporting.

(3) In opting under G.(1), a Seychelles Reporting Financial Institution must ensure it has all the appropriate procedures in place to identify when a distribution is made to a discretionary beneficiary as a controlling person.

(4) For avoidance of doubt where an option under G.(1) has not been formally made to the Revenue Commissioner, Part V and Part VI of Schedule 1 shall continue to apply.”;

35.	Slovak Republic
36.	Slovenia
37.	South Africa
38.	Spain
39.	Sweden
40.	United Kingdom

MADE this 26th day of June, 2017.

PETER LAROSE
MINISTER OF FINANCE, TRADE
AND ECONOMIC PLANNING

SCHEDULE 5**LIST OF REPORTABLE JURISDICTIONS**

1.	Argentina
2.	Belgium
3.	Bulgaria
4.	Colombia
5.	Czech Republic
6.	Denmark
7.	Estonia
8.	Faroe Islands
9.	Finland
10.	France
11.	Germany
12.	Gibraltar
13.	Greece
14.	Greenland
15.	Guernsey
16.	Hungary
17.	Iceland
18.	India
19.	Ireland
20.	Isle of Man
21.	Italy
22.	Jersey
23.	Korea
24.	Latvia
25.	Liechtenstein
26.	Lithuania
27.	Luxembourg
28.	Malta
29.	Mexico
30.	Montserrat
31.	Netherlands
32.	Norway
33.	Portugal
34.	Romania

- (f) by repealing in Schedule 2, paragraph 8(b) the word "USD 1, 000,000" and substituting therefor the words "USD 50,000";
- (g) by repealing in Schedule 3 paragraph 6 (b) the words "USD 1,000,000" and substituting therefor the words "USD 50,000";
- (h) by repealing Schedules 4 and Schedule 5 and substituting therefor the following Schedules

SCHEDULE 4**LIST OF PARTICIPATING JURISDICTIONS**

1.	Albania
2.	Andorra
3.	Anguilla
4.	Argentina
5.	Aruba
6.	Australia
7.	Austria
8.	Barbados
9.	Belgium
10.	Belize
11.	Bermuda
12.	Brazil
13.	British Virgin Islands
14.	Bulgaria
15.	Canada
16.	Cayman Islands
17.	Chile
18.	China (Peoples republic of)
19.	Colombia
20.	Costa Rica
21.	Cook Islands
22.	Croatia

23.	Curacao
24.	Cyprus
25.	Czech Republic
26.	Denmark
27.	Estonia
28.	Faroe Islands
29.	Finland
30.	France
31.	Germany
32.	Ghana
33.	Gibraltar
34.	Greece
35.	Greenland
36.	Grenada
37.	Guernsey
38.	Hungary
39.	Iceland
40.	India
41.	Indonesia
42.	Ireland
43.	Israel
44.	Isle of Man
45.	Italy
46.	Japan
47.	Jersey
48.	Korea
49.	Kuwait
50.	Latvia
51.	Lebanon
52.	Liechtenstein
53.	Lithuania
54.	Luxembourg
55.	Malaysia
56.	Malta
57.	Marshall Islands
58.	Mauritius

59.	Mexico
60.	Monaco
61.	Montserrat
62.	Nauru
63.	Netherlands
64.	New Zealand
65.	Niue
66.	Norway
67.	Pakistan
68.	Poland
69.	Portugal
70.	Romania
71.	Russian Federation
72.	Saint Kitts and Nevis
73.	Saint Lucia
74.	Saint Vincent and the Grenadines
75.	Samoa
76.	San Marino
77.	Saudi Arabia
78.	Singapore
79.	Sint Maarten
80.	Slovak Republic
81.	Slovenia
82.	South Africa
83.	Spain
84.	Sweden
85.	Switzerland
86.	Turkey
87.	Turks & Caicos Islands
88.	United Arab Emirates
89.	United Kingdom
90.	Uruguay