The Official Gazette

(EXTRAORDINARY)

OF GUYANA

Published by the Authority of the Government

GEORGETOWN, TUESDAY 25TH AUGUST, 2015

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GEORGETOWN, Demerara – Printed and Published every Saturday and on such Extraordinary Days as may be directed by the Government by Guyana National Printers Limited, 1 Public Road, La Penitence, Greater Georgetown.

TUESDAY 25TH AUGUST, 2015
REGULATIONS

Made Under

INCOME TAX ACT
(Cap. 81:01)

IN EXERCISE OF THE POWERS CONFERRED UPON ME BY SECTION 117 OF THE INCOME TAX ACT, I MAKE THE FOLLOWING REGULATIONS:-

1. (1) These Regulations, which amend the Income Tax (Mortgage Interest Relief) Regulations*, may be cited as the Income Tax (Mortgage Interest Relief) (Amendment) Regulations 2015.

   (2) These Regulations shall be deemed to have come into operation from the year of assessment 2014.

2. Regulation 6 of the Principal Regulations is amended by the substitution therefor of the following regulation as regulation 6 –

   "Limiting eligible relief.

6. (1) In ascertaining the chargeable income of a person who is eligible for mortgage interest relief there shall be allowed a deduction against his chargeable income, the amount of the interest paid to the Financial Institution in the year preceding the year of assessment.

   (2) In ascertaining the amount of the refund payable on the eligible relief under section 20(A) of the Act, the Commissioner General shall first ascertain the chargeable income of the taxpayer and if it is determined that the chargeable income is not sufficient and will result in reducing the chargeable income below zero, then the refunds paid on the mortgage interest relief to the taxpayer will be reduced accordingly and he shall not be eligible for the full relief.".
3. The Principal Regulations are amended by the substitution for regulation 7 of the following regulation as regulation 7 –

“Annual Statement to provide a taxpayer benefitting from Mortgage Interest Relief with a statement of interest paid annually on his mortgage.

(b) “All leading and licensed Financial Institutions are required to provide the Commissioner General with an annual statement stating the name and address of the taxpayer, his taxpayer identification number, and the gross amount of the interest paid on the taxpayer’s mortgage.”

4. Regulation 8 of the Principal Regulations is revoked.

* No. 9 of 2013 – Subsidiary Legislation

Made this 17th day of August 2015

[Signature]

Minister of Finance