

MONTSERRAT
STATUTORY RULES AND ORDERS
S.R.O. 36 OF 2014

CUSTOMS DUTIES AND CONSUMPTION TAX
(RACE CAR DEVELOPERS) (EXEMPTION) ORDER

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Customs Duties and Consumption Tax (Race Car Developers)
(Exemption) Order 2014
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(RACE CAR DEVELOPERS) (EXEMPTION) ORDER

THE CUSTOMS DUTIES AND CONSUMPTION TAX (RACE CAR DEVELOPERS) (EXEMPTION) ORDER 2014 MADE BY THE GOVERNOR ACTING ON THE ADVICE OF CABINET UNDER SECTION 17(2) OF THE CUSTOMS DUTIES AND CONSUMPTION TAX ACT (CAP. 17.05).

1. Citation

This Order may be cited as the Customs Duties and Consumption Tax (Race Car Developers) (Exemption) Order 2014.

2. Interpretation

In this Order—

“**Association**” means the Montserrat Motorsport Association;

“**Comptroller**” means the Comptroller of Customs and Excise;

“**race car**” means a motor vehicle built or modified for speed racing or speed trials but is not licensed for use on a road; and

“**semi-race car**” means motor vehicle built or modified for speed racing or speed trials but is licensed for use on a road.

3. Exemptions

- (1) A person who owns a race car and is a registered member of the Association may import an item set out under Schedule 1 free of customs duties and consumption tax.

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- (2) A person who owns a semi-race car and is a registered member of the Association may import an item under—
 - (a) Schedule 2 free of customs duties; and
 - (b) Schedule 3 free of customs duties and consumption tax.

4. Conditions

- (1) A person who intends to apply for an exemption under paragraph 3 shall submit—
 - (a) a written application to the Comptroller;
 - (b) a copy of the application under subparagraph (a) to the Chief Mechanic in the Ministry of Communication, Works and Labour; and
 - (c) with the application under subparagraph (a)—
 - (i) an invoice of the items to be imported under paragraph 3;
 - (ii) evidence of the technical specifications of the race car or semi-race car which is to be subject to the exemption; and
 - (iii) evidence that the applicant is a registered member of the Association.
- (2) An invoice submitted under subparagraph (1)(c)(i) must be—
 - (a) signed by the President or Vice President of the Association; and
 - (b) stamped with the official stamp of the Association.
- (3) The total exemption granted to a person under paragraph 3(2) must not exceed \$3000 in one financial year.

5. Penalty

- (1) A grantee of an exemption shall pay all taxes and duties waived under the exemption to the Comptroller if, within five years from the date of the exemption, he —

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- (a) sells or commercially exchanges an item imported under the exemption; or
 - (b) allows an item imported under the exemption to be used in a motor vehicle other than the race car or semi-race car subject to the exemption.
- (2) The Governor acting on the advice of Cabinet may waive the application of subparagraph (1) in a particular case.

5. Expiration

This Order expires five years after the date of commencement.

SCHEDULE 1

(paragraph 3 (1))

	<i>Item Description</i>
1.	Chassis suspension parts that improve safety and aerodynamics
2.	Engine parts to improve power
3.	Drivetrain parts to improve acceleration
4.	Brake parts to improve stopping power
5.	Slick tyre
6.	Electronic Control Unit Electronics to facilitate the tuning of the motor
7.	Exhaust system
8.	Fuel system
9.	Engine head
10.	Engine block
11.	Transmission
12.	Turbocharger superchargers with supporting parts to include waste gate, blow off valves, intercoolers and piping
13.	Cooling system
14.	Air intake system
15.	Ignition system

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SCHEDULE 2

(paragraph 3 (2)(a))

	<i>Item Description</i>
1.	Chassis suspension parts that improve safety and aerodynamics
2.	Engine parts to improve power
3.	Drivetrain parts to improve acceleration
4.	Brake parts to improve stopping power
5.	Electronic Control Unit Electronics to facilitate the tuning of the motor
6.	Exhaust system
7.	Fuel system
8.	Engines head
9.	Engine block
10.	Transmission
11.	Cooling system
12.	Air intake system
13.	Ignition system

SCHEDULE 3

(paragraph 3(2)(b))

	<i>Item Description</i>
1.	Slick tyre
2.	Electronic Control Units Electronics to facilitate the tuning of the motor
3.	Turbocharger superchargers with supporting parts to include waste gate, blow off valves, intercoolers and piping

Made by the Governor acting on the advice of Cabinet this 22nd day of May, 2014.

(Sgd.) Angela Greenaway
CABINET SECRETARY

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(Sgd.) Angela Greenaway
CABINET SECRETARY