

No. 8**THE VALUE ADDED TAX ORDINANCE 2001**

(Ordinances 10 of 2001, 16 of 2002, 36 of 2002, P.I.18/2003, 38 of 2003, 25 of 2004 and 41 of 2004)

THE VALUE ADDED TAX (GENERAL) REGULATIONS 2002

**NOTICE BY THE COMMISSIONER OF VALUE ADDED
TAX UNDER REGULATION 137J**

In exercise of his powers under regulation 137J of the Value Added Tax (General) Regulations 2002, the Commissioner of Value Added Tax hereby gives notice that in order for a supply of a new means of transport to be zero-rated under the said regulation 137J, all the following conditions must be satisfied—

- (a) the means of transport must be new within the meaning of the term in section 3C of the Value Added Tax Ordinance 2001;
- (b) the owner or the person authorised by the owner to drive, pilot or captain the new means of transport must personally receive the means of transport in the Areas;
- (c) the new means of transport must be removed from the Areas within ten days from the date of its supply; during this period any use of the means of transport in the Areas is prohibited;
- (d) a declaration by the purchaser must be submitted in VAT form 111 as set out in the Appendix below, in four copies, that he intends to remove the new means of transport and pay the VAT in the member State of destination; the form must also be completed at the same time by the seller of the new means of transport;
- (e) the original of the VAT form 111 must be sent by the seller to the Commissioner for value added tax; the first copy must be given to the purchaser; the second copy must be kept by the seller of the new means of transport as part of the records of his business;
- (f) the third copy must be presented, if it relates to a motor vehicle, to the Registrar within the meaning of regulation 2(1) of the Motor Vehicles and Road Traffic Regulations 1985 (P.I. 35/1985).

APPENDIX

VAT FORM 111

**VALUE ADDED TAX
SOVEREIGN BASE AREAS**
For official use
Stamp
**Application for zero-rated supply of a new means of transport for removal
from the Areas to another member State of the European Union**

Before completing this form please read the guide notes on the reverse.
WRITE ONLY IN CAPITAL LETTERS

To be completed by the purchaser	To be completed by the seller														
Surname	Full name and address														
First name(s)														
Full address in the Areas	Telephone														
Street and number	VAT Registration number														
.....															
Postal Code, Town, Village, District	<table border="1"> <tr> <td data-bbox="583 691 661 729">CY</td> <td data-bbox="661 691 686 729"> </td> <td data-bbox="686 691 711 729"> </td> <td data-bbox="711 691 737 729"> </td> <td data-bbox="737 691 762 729"> </td> <td data-bbox="762 691 787 729"> </td> <td data-bbox="787 691 812 729"> </td> <td data-bbox="812 691 837 729"> </td> <td data-bbox="837 691 863 729"> </td> <td data-bbox="863 691 888 729"> </td> <td data-bbox="888 691 913 729"> </td> <td data-bbox="913 691 938 729"> </td> <td data-bbox="938 691 963 729"> </td> <td data-bbox="963 691 987 729"> </td> </tr> </table>	CY													
CY															
Telephone	Details of new means of transport														
<i>Permanent/temporary (delete as appropriate)</i>	Car <input type="checkbox"/> Ship <input type="checkbox"/> Aircraft <input type="checkbox"/>														
Full address in the member State of destination	Make														
.....	Type														
.....	Registration number														
Telephone	Engine number														
<i>Permanent/temporary (delete as appropriate)</i>	Chassis number/hold number/chassis number of aircraft														
Tick as appropriate:	Date and number of invoice														
Resident of the Areas														
Foreign visitor	Date of supply														
<input type="checkbox"/>	Purchase price														
<input type="checkbox"/>	I declare that:														
Member State of destination of the new means of transport, where VAT will be paid.	<ul style="list-style-type: none"> • The means of transport described above meets the definition of new means of transport given in the VAT Legislation • All the information given above is correct 														
I declare that:	Full name														
<ul style="list-style-type: none"> • I am aware of the legislation relevant to this application; • I intend to remove the new means of transport described in this form from the Areas to the member State of destination that I have declared above. • I intend to notify the competent authorities of the member State of destination of the acquisition of the new means of transport and pay the VAT due there. • I understand that if I do not remove the new means of transport described above from the Areas within ten days from the date of the supply, it will be liable to forfeiture and all relevant duties chargeable on the new means of transport will be payable. • The information which I have given above is correct. 	Signature														
Date	Date														
Signature	Capacity of person signing														
.....	Self-employed/partner/director/secretary of company/authorised person <i>(delete as appropriate)</i>														

Notes

This form must only be completed for a removal of a new means of transport to another member State of the European Union **by a person who is not registered in the VAT Register.**

“means of transport” means any of the following when it is intended for the transport of persons or goods –

- a ship whose length is not less than 7.5 metres
- an aircraft with a take-off weight of not less than 1550 kilograms
- a motor vehicle powered by an internal combustion engine of more than 48 cubic centimetres capacity or if it is electrically propelled with a power output of more than 7.2 Kw.

Vehicles which are not intended for use on public roads and parachutes are not regarded as means of transport.

A ship or an aircraft is new if –

- a period not exceeding three months has elapsed from the date of its first entry into service, or
- it has not sailed or, according to the case, flown since the date of its first entry into service more than –
 - 100 hours in the case of a ship
 - 40 hours in the case of an aircraft

A motorised land vehicle is new if –

- a period not exceeding six months has elapsed from the date of its first entry into service, or
- it has not travelled a total distance exceeding 6000 kilometres.

For any further assistance on the completion of this form you should consult the Commissioner.

Notes for the seller:

When this form is completed:

- you must send the original to the Commissioner.
- You must give the first copy to the purchaser.
- You must keep the second copy for your records.
- You must attach the third copy with your application for a registration number if the new means of transport is a motor vehicle.

Notes for the purchaser

- You must remove the new means of transport from the Areas to the Member State of destination within ten working days from the date of the supply
- You must immediately inform the Commissioner of the fact if you decide not to remove the new means of transport from the Areas to the member State of destination within that period of ten working days.

Your supplier must give you a copy of this form, which you must keep and present to the VAT authority of the member State of destination.

Dated this 12th day of January 2006.

G. K. Pitts,
Commissioner of Value Added Tax,
Sovereign Base Areas.

(128/210/3)
