

Income Tax (Allowance for Depreciation and Improvements Instructions 1998)

Revised to 24th March 2011

UPDATED BY:-

**POLICY, ECONOMIC ANALYSIS, RESEARCH
UNIT AND LEGAL**

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**INCOME TAX (ALLOWANCE FOR DEPRECIATION AND IMPROVEMENTS)
INSTRUCTIONS 1998**

CONTENTS

Part I ----	Preliminary	(Paragraphs 1-2)
Part II---	Annual Depreciation Allowance	
	Division 1 – General Provisions	(Paragraphs 3-15)
	Division 2 – Assets acquired prior To 1 January 1998	(Paragraphs 16–17)
	Division 3 – Assets, other than buildings, Acquired on or after 1 January 1998	(Paragraphs 18 – 25)
Part III ---	Accelerated Depreciation Allowances For Specified Companies	(Paragraphs 26 – 28)
Part IV ---	Allowance of Capital Expenditure relating To Fuel Economy and alternative sources Of energy	(Paragraphs 29 – 31)
Part V ---	Allowance for Improvements	(Paragraphs 32 – 34)
Part IV ---	Allowance for Buildings	(Paragraphs 35 – 36)
Part VII --	Accelerated Allowance for Buildings Erected between 1 July 1995 and 31 December 1998	(Paragraphs 37 – 44)
Part VIII --	Revocation	(Paragraph 45)

**PART VIIIA¹ ACCELERATED ALLOWANCE FOR RENEWABLE ENERGY
PLANT AND WATER STORAGE FACILITY**

**PART VIIIB² ACCELERATED ALLOWANCE FOR INFRASTRUCTURE IN FIXED
LINE NEW GENERATION NETWORK (NGN)**

**Schedule -- Maximum Rates of Annual Depreciation
Of Assets other than Buildings**

INCOME TAX ACT (CAP. 201)

INCOME TAX (ALLOWANCE FOR DEPRECIATION AND IMPROVEMENTS) INSTRUCTIONS 1998

In exercise of the powers conferred on me by section 21 of the Income Tax Act, I hereby issue to the Commissioner of Inland Revenue the following instructions-

PART 1 – PRELIMINARY

Citation and commencement

1. These Instructions may be cited as the Income Tax (Allowances for Depreciation and Improvements) _ Instructions 1998 and shall be deemed to come into force on 1st January 1998.

Interpretation

2. In these Instructions, unless the context otherwise requires-

“agriculture”, without limiting the meaning of the term, includes copra planting, silviculture, dairy farming, fruit growing, sugar cane growing, all forms of animal husbandry, poultry keeping, agriculture, grazing and Market gardening;

“commercial” means concerned with commerce generally including wholesale and retail trading, hotels, offices, and the means of distribution, transport and exchange, but not including industrial undertakings or properties let for residential purposes;

“industrial” means concerned with mills, factories or other similar premises in which manufacturing or processing of raw or partly manufactured materials is carried out and includes mining, land development and road development;

“notional depreciated value” means-

- (a) in the case of assets acquired prior to 1 January 1998, the written down value of asset, after deducing from its cost price, the maximum amounts for initial and ordinary depreciation that could have been claimed under these Instructions, as if the asset had always been used for the purposes of producing income;
- (b) in the case of assets acquired on or after 1 January 1998, the written down value of the asset, after deducting from its cost price, annual depreciation at a rate calculated as an equal and annual percentage of its effective life, as if the asset had always been used for the purposes of producing income;

“Schedule” means the schedule of assets (other than buildings) and depreciation rates attached to these Instructions.

PART II – ANNUAL DEPRECAITION ALLOWANCE

Division 1 – General Provisions

Annual depreciation to be allowed

3. (1) Subject to these Instructions, a deduction shall be allowed for annual depreciation on any machinery, implements, utensils, rolling stock, buildings, and other articles or plant, owned by a taxpayer and used by him for producing income.
- (2) No deduction shall be allowed under these Instructions for wear and tear of a kind that may be made good by repairs.
- (3) No deduction for depreciation shall be allowed unless specifically provided for in these Instructions.

Assets used for part year only

4. (1) If an annual depreciation allowance may be deducted for part only of an income year, the amount of the allowance shall be calculated on the proportion of months the asset is depreciable.
- (2) For the purpose of this paragraph “months” includes calendar months or parts thereof.

Balancing charges

5. (1) Subject to these Instructions a balancing charge, representing depreciation or expenditure recovered or recouped, shall be included in a taxpayer’s total income where an asset or undertaking, in respect of which any deduction has been allowed under these Instructions, or under sections 21(1)(c) or 23 of the Act, has been sold, destroyed or otherwise disposed of.
- (2) Where sub-paragraph (1) applies to an asset in respect of which deductions under these Instructions have been allowed:
 - (a) any excess of consideration receivable over the written down value of the asset, up to the total amount of deductions previously allowed, shall be included in total income as a balancing charge; and,

- (b) any excess of consideration receivable over the original cost of the asset shall not be included in total income as a balancing charge.
- (3) Where sub-paragraph (1) applies to any asset or undertaking in respect of which deductions under sections 21(1)(c) or 23 of the Act have been allowed:-
- (a) any excess of consideration receivable over the amount of approved expenditure that has not yet been deducted, up to the total amount of deductions previously allowed, in relation to that asset or undertaking disposed of, shall be included in total income as a balancing charge; and,
- (b) any excess of consideration receivable over the initial amount of expenditure approved in relation to that asset or undertaking disposed of, shall not be included in total income as a balancing charge.

Balancing charge may be excluded where asset replaced

6.³

Balancing allowances

7. (1) Subject to these Instructions a balancing allowance may be deducted in determining a taxpayer's total income where an asset, in respect of which any deduction has been allowed under these Instructions, has been sold, destroyed, lost, or otherwise disposed of.
- (2) The balancing allowance is the amount by which the written down value of that asset exceeds the amount of any consideration receivable in respect of the sale, loss, destruction or other disposal.

Balancing charge or allowance on ceasion of business

8. (1) Where a trade, business, profession, employment, or vocation ceases or is disposed of, any asset which is retained shall be valued at the date of cessation at the amount which, in the opinion of Commissioner, it would realise in the open market and a balancing charge, or balancing allowance, shall be made as if the asset were disposed of at such market value.
- (2) For the purposes of this paragraph the Commissioner may, where he deems it necessary, request a professional valuation of the assets which are retained.

- (3) Any recoupment of depreciation shall be regarded as income on the year in which the trade, business, profession, employment or vocation ceased.

Commissioner may determine amount of consideration

9. Where an asset, in respect of which a balancing charge or balancing allowance may be made, is sold together with any other property, at an inclusive price, the Commissioner may, for the purposes of these Instructions, determine the amount of the consideration attributable to that asset.

Transactions not at arm's length consideration

10. (1) Where an asset is acquired or disposed of for consideration other than at arm's length, all consequences under these Instructions shall follow as if the consideration receivable by the vendor or disposer was the market value, as may be established to the satisfaction of the Commissioner, or, where such value cannot be determined, the notional depreciated value of the asset.

(2) Consideration at arm's length is the consideration that might reasonably be expected to be agreed upon between independent parties under the same or similar conditions in the open market.

Assets acquired by inheritance or gift, etc

11. In the case of any asset acquired otherwise than by purchase, e.g. by inheritance or gift, any depreciation allowed to the person acquiring the asset shall be based on the notional depreciated value at the time of acquisition.

Assets under more than one classification

12. Where an asset, being plant and machinery, may be classified under more than one of the items listed in the Schedule it shall be classified in accordance with its preponderant use in the year of income.

Assets used partly for non-business purposes

13. (1) Where an asset is used by a taxpayer partly for producing income and partly for other purposes any allowance for depreciation under these Instructions shall be apportioned on the basis of the percentage the income producing use bears to the total use of the asset.

- (2) Where sub-paragraph (1) applies, the total accumulated depreciation to be allowed under these Instructions shall be reduced by the portion that the asset was not used for producing income.

Assets previously used for non-business purposes

14. (1) Where a taxpayer commences using an asset for the purpose of producing income and such asset has previously been used by the taxpayer for purposes other than producing income any allowance for annual depreciation under these Instructions shall be based on the cost of the asset.
- (2) Where sub-paragraph (1) applies to any asset, the total accumulated depreciation to be allowed under these Instructions shall be calculated by reference to the notional depreciated value.

Records to be maintained

15. Deductions for depreciation shall be allowed only where:
- (a) satisfactory records are maintained by the taxpayer, including, but not limited to, a list of assets in respect of which depreciation is claimed, their date of purchase, their cost, date of disposal, consideration received, and the calculation of depreciation; and,
- (b) such records, together with a profit and loss statement including the amount claimed for depreciation, are submitted with each year's return of income.

Division 2 – Assets acquired prior to 1 January 1998

Application of Division

16. This Division applies only to assets acquired before the 1st day of January 1998.

Rates of depreciation

17. (1) Subject to these Instructions, for assets, other than buildings, acquired before the 1st January 1980 the maximum rates of annual depreciation are those set out in the Schedule to the Allowances For Depreciation and Improvements Instructions 1981, calculated on the diminishing value basis, provided that, if special circumstances arise, the Commissioner, in his discretion may make alternative arrangements.
- (2) Subject to these Instructions, for assets, other than buildings, acquired on or after 1st January 1980 and before 1st January 1998 the maximum rates of annual depreciation are set of in the Schedule, to be calculated on the prime cost basis (straight line method), provided that if special circumstances arise, the Commissioner, in his discretion, may make alternative arrangements.

- (3) Where, after 31st December 1979, an initial allowance has been written off an asset, annual depreciation shall be calculated on the total capital outlay after the deduction of the initial allowance.
- (4) Notwithstanding sub-paragraph (1), for assets, other than buildings, acquired prior to 1st January 1980 the written down value as at 31st December 1997 may be deducted in full during the 1998 or any subsequent income year.
- (5) The maximum rates of depreciation in respect of buildings are those set out in Part VI

Division 3 - Assets, other than buildings, acquired in or after 1st January 1998

Application of Division

18. This Division applies only to assets, other than buildings acquired on or after 1st January 1998.

Annual depreciation allowance

19.
 - (1) Without limiting paragraph 3(1), a deduction shall be allowed for annual depreciation on any asset owned by a taxpayer and installed ready for use or held in reserve by him for producing income.
 - (2) For the purposes of this Division only, the term “asset” shall be deemed to include the copyright in software, the right to use the copyright in software, the right to use software, or a copy of a software program, which has been purchased.
 - (3) The annual depreciation allowance is to be calculated on the prime cost basis (straight line method).

Effective life

20.
 - (1) The rate of annual depreciation is determined by reference to the asset effective life.
 - (2) An asset’s effective life is the life of the asset as specified in the Schedule or as may be determined by the Commissioner.
 - (3) The effective life of an asset is determined at the time when the asset is first used in gaining or producing income.
 - (4) In determining the effective life, an asset is to be treated as new as at the date referred to in subparagraph (3).

Maximum annual depreciation rates

21. (1) The maximum annual depreciation rate which may be adopted is the standard depreciation rate plus a loading of 20% of that rate.
- (2) There are 7 standard annual depreciation rates, which correspond to the effective life of the asset.
- (3) The standard and maximum annual depreciation rates and the periods of effective life to which they apply are set out in Table A below:

TABLE A

Effective life in years	Standard Annual Depreciation Rate	Maximum Annual Depreciation Rate
2 to fewer than 3	50%	60%
3 to fewer than 5	33 1/3%	40%
5 to fewer than 6 2/3	20%	24%
6 2/3 to fewer than 10	15%	18%
10 to fewer than 20	10%	12%
20 to fewer than 40	5%	6%
40 and over	2 1/2%	3%

- (4) The cost of any asset which has an effective life of fewer than two years may be deducted in full in the year it was acquired.

Election to use lower annual depreciation rate

22. (1) A taxpayer may elect to adopt an annual depreciation rate which is lower than the maximum annual depreciation rate set out in Table A.
- (2) An election under subparagraph (1) must be exercised in the year in which the asset first becomes depreciable and once made, the applicable rate shall not be altered for the remainder of life of that asset.
- (3) A taxpayer shall not adopt an annual depreciation rate which is lower than the rate calculated as an equal and annual percentage of the asset's effective life.

Schedule of assets

23. (1) The Schedule sets out the effective life of specified assets and the maximum annual depreciation rates that may be adopted under paragraph 21.
- (2) If an asset is not listed in the Schedule a taxpayer may adopt the annual depreciation rate for "plant and machinery not otherwise specified".
- (3) Notwithstanding subparagraphs (1) and (2) a taxpayer may apply to the Commissioner to determine the effective life of that asset and, upon

receiving the Commissioners decision, shall adopt any of those depreciation rates which correspond to the effective life.

Low cost assets

24. (1) Notwithstanding any other provisions of these Instructions, where the cost of a depreciable asset is \$300 or less, a taxpayer may deduct the full cost of the asset in the year it was acquired.
- (2) A deduction under this paragraph shall not be allowed unless the taxpayer can demonstrate the asset is regarded as a whole, if capable of being separately identified, and has a separate function.
- (3) Notwithstanding paragraph 6(1), where a taxpayer has been allowed a deduction under this paragraph and subsequently sells or otherwise disposes of the asset, any depreciation recovered or recouped in respect of the sale or disposal shall be deemed to be part of the taxpayer's total income for the purposes of the Act.

Cost of assets

25. (1) In calculating the amount of any annual depreciation allowance, the cost of an asset includes, or shall include, where applicable, the purchase price, construction costs, and installation costs.
- (2) For the purposes of this paragraph installation costs are the costs incurred in transporting an asset to the place it is to be used by the taxpayer and installing it, including, freight and delivery costs, import and customs charges, and cost associated with locating the asset on site.
- (3) Installation costs shall not include structural costs involving demolition of existing plant or clearing a site for installation.

Balancing charge may be excluded where asset replaced

- 25A.⁴ (1) A taxpayer may elect that any balancing charge be excluded from his total income if, during the year in which it arises or in the following year, the taxpayer acquires a replacement asset which is used wholly for the purpose of producing income.
- (2) Subject to sub-paragraph (5), where an election is made under sub-paragraph (1), the amount of the balancing charge shall be used to reduce the cost of the replacement asset for the purposes of calculating depreciation.

- (3) The amount by which the cost of the replacement asset has been reduced by the balancing charge shall be deemed to be depreciation for the purpose of calculating that asset's written down value.
- (4) The amount by which the balancing charge exceeds the cost of the replacement asset shall be deemed to be income in the year the asset is replaced.
- (5) An election under this paragraph shall be submitted to the Commissioner in writing on or before the date for lodgement of the return of income for the year in which the charge has arisen or within such extended period as the Commissioner may allow.
- (6) Where the taxpayer has not acquired a replacement asset by the end of the year following the year in which the charge arose, the balancing charge shall be included in total income in the year following the year in which the charge arose.

**PART III¹ – ACCELERATED DEPRECIATION ALLOWANCES FOR
SPECIFIED COMPANIES**

PART IV – ALLOWANCE FOR CAPITAL EXPENDITURE RELATING TO FUEL ECONOMY AND ALTERNATIVE SOURCES OF ENERGY

29. By Instructions to the Commissioner and subject to such conditions as he sees fit, the Minister, in order to encourage economies in the use of fuel oil and its derivatives, may, on application by a taxpayer, approve the following allowances for depreciation in respect of capital expenditure:-

(i) an allowance of 100% of the expenditure incurred in the adaptation of buildings, plant and machinery presently employed in a trade or business where such expenditure is considered to be expedient for the purposes of reducing the consumption of electricity or fuel oil or its derivatives, such allowance to be in substitution for any other allowance for depreciation;

or

(ii) an initial allowance of 50% of the expenditure considered to be expedient for the purpose of economising in the consumption of electricity and incurred upon plant and machinery purchase to replace plant and machinery presently used in any trade or businesses; or

(iii) either –

(aa) a fuel economy investment allowance of up to 40% of the expenditure incurred upon plant and machinery purchased to replace plant and machinery used in a trade or business, and using an alternative energy to electricity or fuel oil and its derivatives; or

(bb) a fuel economy investment allowance of up to 40% of the expenditure incurred upon an asset used in a trade or business which generates energy from a source of energy which is indigenous to and is produced in Fiji:

Provided that the fuel economy investment allowance, which shall be in addition to the initial and annual allowances provided under any other paragraph of these Instructions, shall not be approved unless the expenditure is deemed to be expedient for the economic benefit of Fiji and also to be capable of achieving substantial savings in foreign exchange.

30. (1) The depreciation and initial allowances referred to in paragraph 29 shall be deducted by the taxpayer from the total income for the accounting year in which the expenditure is incurred and shall be deducted in calculating the written down value of any asset in respect of which the allowances have been granted.

(4) The fuel economy investment allowance shall be deducted by the taxpayer from the total income for the accounting year in which the expenditure is incurred but shall not be deducted in calculating the

written down value of any asset in respect of which the allowance has been granted:

Provided that, in the event of a sale of any such asset within 5 years of the end of the accounting year in which the asset was purchased, the amount of the fuel economy investment allowance shall be added back to the Income of the trade or business for the year in which such assets is sold.

31. It is declared that, for the purposes of paragraph (a) of subsection (1) of section 21 of the Act, any allowances approved under the provisions of this Part, other than the fuel economy investment allowance shall be deemed to be depreciation.

PART V¹ – ALLOWANCE FOR AGRICULTURAL IMPROVEMENT

Allowance in respect of land improvements

32. – (1) Subject to subparagraph (2), the Commissioner must, for the purpose of arriving at the total income of a taxpayer for any year of income, allow any taxpayer engaged in any agricultural pursuit a deduction in respect of any sum spent in that year of income by the taxpayer on capital improvements to land if the sum is spent on-
- (a) the destruction and removal of timber indigenous to the land;
 - (b) the destruction of weed or plant growth detrimental to the land;
 - (c) the preparation of the land for agriculture or grazing;
 - (d) the planting of trees or crops upon the land for the purpose of deriving income therefrom;
 - (e) the draining of swamp or low lying lands;
 - (f) the prevention or combating of soil erosion on the land;
 - (g) the construction of levee banks or similar improvements having like uses; or
 - (h) the construction of any work, whether or not included in paragraphs (a) to (g), which the taxpayer is required to do on the land under section 9 of the Land Conservation and Improvement Act.
- (2) The taxpayer may opt to have the expenditure allowed under subparagraph (1) during the year in which the expenditure was incurred and the next succeeding 4 years of income.
- (3) The allowances under this Part must not exceed the total allowable expenditure incurred.

Allowance in respect of buildings

33. Notwithstanding the other provisions of this Part, if the Commissioner is satisfied that the buildings or other constructions specified will be used wholly and exclusively for the agricultural pursuits of the taxpayer, the Commissioner may, for the purpose of arriving at the total income of the taxpayer for any year of income, allow the taxpayer a deduction in respect of any sum spent on the buildings or constructions-
- (a) in the year of income in which the expenditure is incurred; or
 - (b) at the option of the taxpayer, in that year of income and the next succeeding 4 years of income,

so long as the total amount of the deductions allowed does not exceed the total allowable expenditure incurred.

Buildings qualifying for allowance

34. The buildings or other constructions in respect of which the concession under paragraph 33 is allowed are-
- (a) any agricultural buildings, excluding a dwelling house;
 - (b) any dwelling house provided for an employee provided that the cost of any single dwelling does not exceed \$10,000;
 - (c) the cost of fencing;
 - (d) the cost of a water storage scheme other than a water storage scheme constructed solely or mainly for the purpose of supplying the taxpayer's dwelling house or the employee's dwelling house or both;
 - (e) the cost of any irrigation scheme.

Allowance as alternative to depreciation

34A. The write-off of capital expenditure under this Part may be claimed and allowed as an alternative to any other depreciation allowances provided in these Instructions.

PART VI¹ – ALLOWANCES FOR BUILDINGS

Buildings may be written down

35. Buildings owned by a taxpayer which are used by the taxpayer for producing income, including buildings used by the taxpayer for the purpose of housing or welfare of the taxpayer's employees, may be written down as follows-

<i>Buildings made of-</i>	<i>Annual allowance</i>
Brick, stone or concrete.....	2½% on prime cost
Entirely of wood.....	4% on prime cost
Steel or steel prefabricated.....	4% on prime cost
Steel or steel prefabricated on Copra plantations.....	7% on prime cost
Bures.....	15% on prime cost
Other material.....	Such rate as may be fixed by the Commissioner in the particular case

General provisions

36. - (1) For the purposes of this Part, "prime cost" means the cost of construction, excluding any expenditure incurred on the acquisition of, or rights in or over any land or any expenditure incurred on preparing, cutting, tunneling, reclaiming or leveling the land.
- (2) The depreciation which is allowed on a building must be based on its original prime cost, plus the prime cost of any additions, irrespective of the change of ownership of it.
- (3) If the date of commencement of construction of a building or its prime cost cannot be satisfactorily ascertained, the Commissioner may, for the purposes of this Part, determine the date and the cost.
- (4) The total prime cost of a building must not exceed the total of-
- (a) the initial allowance, if any;
 - (b) the annual allowances; and
 - (c) any adjustments on the disposal of the building.

[PART VII¹– ACCELERATED ALLOWANCE FOR BUILDINGS]²

Application for write-off of capital expenditure

37. -(1) Notwithstanding Part VI and subject to this Part, a taxpayer may ³claim write-off of capital expenditure in respect of the capital expenditure incurred upon the construction of a building to which this Part applies.

(2) ⁴

(3) This Part applies to buildings-

- a. the erection of which has commenced not earlier than 1st January 1999;
- b. ⁵
- c. the erection of which was completed on or before ⁶ 31st December 2012⁷;
- d. which are used for agricultural, commercial or industrial purposes; and
- e. which are not designed to be used as a hotel or for residential purposes.

(4) Subparagraph (3)(e) does not apply to a multi-storey and multi-unit residential building.

(5) If the erection of a building was not completed by ⁸31st December 2012⁹, the actual cost or value (whichever is the less) of the work done at that date will be treated as the capital expenditure.

(6) For the purpose of subparagraph (5), the actual costs or value must be certified by an independent qualified architect, engineer or valuer registered in the Fiji Islands.

Calculation of write-off

37A-(1) Subject to this Part, the write-off for the purposes of paragraph 37 is to be calculated in accordance with this paragraph.

- (2) A taxpayer may claim a deduction in calculating income arising from-
- (a) a new trade or business established in the building;
 - (b) an existing trade or business established in the building; or
 - (c) the letting or occupation of the building.

(2) Subject to subparagraph (7), the amount of a deduction under this paragraph in a year of income is 20% of the capital expenditure incurred by the taxpayer on the erection of the building.

(3) A deduction may be claimed in any of the prescribed years.

- (4) Subject to subparagraph (2), a taxpayer is not permitted to set off a deduction under this Part against income in that year from any other trade, business or employment.
- (5) A taxpayer is not permitted to carry forward any losses resulting from a deduction allowed under this Part as a deduction against any other trade, business or employment.
- (6) A taxpayer may, at his or her discretion, claim in any prescribed year of income an amount less than the amount of the deduction set out in subparagraph (3).
- (7) If an amount of capital expenditure remains not written-off at the end of the last prescribed year, it will available for write-off in accordance with the normal depreciation rules under the other provisions of these Instructions.
- (8) If subparagraph (8) applies, depreciation will be based on written down values at the end of the last prescribed year.
- (9) The aggregate amount of capital expenditure which a taxpayer can claim, in respect of any number of buildings, must not exceed [\$70,000,000]¹⁰ or the actual cost, whichever is the less.
- (10) The total depreciation written-off under the provisions of this Part or any other Part must not exceed the amount of the capital expenditure incurred by the taxpayer on the erection of the buildings in respect of which the allowance has been claimed.

Conditions

- 38.-(1) Subject to paragraph 39, a taxpayer does not qualify for an allowance under this Part unless the building is erected in accordance with subparagraph (2) or (3).
- (2) A building may be erected by an independent contractor under a general building contract.
 - (3) If a building is not erected by an independent building contractor under a general building contract-
 - (a) the cost or value of it must be certified by an independent qualified architect or engineer registered in the Fiji Islands; and
 - (b) the cost of construction of the building must be approved by the Commissioner.

Independent building contractors controlled by non-resident

39. If an independent building contractor is under the control, directly or indirectly, of a non-resident, the independent building contractor must have had at least 10 employees in the Fiji Islands on 1st January 1999.

Sale of shares in company with qualifying building

40. If-
- (a) shares in a controlled company (as defined in section 12(2) of the Act) are sold, directly or indirectly; and
 - (b) that company has as its principal asset a building which qualifies or has qualified for an allowance under this Part,

a proportion, determined by the Commissioner, of the consideration received or recoverable for the sale of the shares is deemed to be consideration for the building or part of the building.

Consequences of sale of shares

40A. If paragraph 40 applies, the vendor of the shares is deemed to be the owner of the building or part of the building and proviso (k) to section 11 of the Act and paragraphs 5 and 7 of these Instructions apply.

Sale of interest in partnership building

41. If-
- (a) an interest in a partnership is sold, directly or indirectly; and
 - (b) that partnership has as its principal asset a building which qualifies or has qualified for an allowance under this Part,

a proportion, determined by the Commissioner, of the consideration received or recoverable for the sale of the interest is deemed to be consideration for the building or part of the building.

Consequences of sale of interest

41A. If paragraph 41 applies, the partner who has sold the interest in the partnership is deemed to be the owner of the building or part of the building and proviso (k) to section 11 of the Act and paragraphs 5 and 7 of these Instructions apply.

Written-off amounts deemed to be depreciation

42. For the purposes of section 21(1)(a) of the Act, an amount written off under this Part is deemed to be depreciation.

Allowance is alternative to other depreciation allowances

43. The allowance permitted under this Part is an alternative to any other depreciation allowance provided under these Instructions or elsewhere.

Interpretation

44. In this Part, unless the context otherwise requires-

“the Act” means the Income Tax Act (Cap. 201);

“capital expenditure” in relation to a building to which this Part applies does not include-

- (a) the cost value of the site;
- (b) expenditure incurred upon any preparation of the site enabling the erection of the building to commence; or
- (c) the cost of any plant and machinery installed in a building;

“control” has the meaning given to it in the definition of “arms-length” transaction in section 2 of the Act;

“independent building contractor” means a building contractor not under the control of the taxpayer;

“multi storey and multi-unit residential building” means a residential block of flats consisting of at least 2 floors and 6 units;

“prescribed years” means any 5 of the 8 years of income consisting of the year of income in which the building is completed and 7 immediately succeeding years;

“same taxpayer” includes a holding company and its subsidiaries, or company and its subsidiaries, or companies or partnerships which are under the control of the same person.

PART VIII- REVOCATION

45. The Allowances for Depreciation and Improvements Instructions, 1981, are revoked, but without prejudice to paragraph 17(1) of these instructions or any other right to allowances occurred before the coming into force of these Instructions.

PART VIIIA¹¹ ACCELERATED ALLOWANCE FOR RENEWABLE ENERGY PLANT AND WATER STORAGE FACILITY

46¹².-(1) Notwithstanding any provisions of these Instructions, a taxpayer may apply to claim [100% write-off]¹³ in respect of the capital expenditure incurred upon the installation of renewable energy plant or water storage facility.

(2) For the purpose of this Part, “renewable energy plant” refer to biofuel generator, solar water pumps, hydro power system and those that are based on the following wind, wave and solar technology-

- (a) biofuel generator that is solely operated by biofuel:
- (b) solar water pumps constituting-

- (i) solar panels (WEGS) assemblies;
 - (ii) hydraulic pump; and
 - (iii) inverter;
- (c) hydro power system constituting-
- (i) turbine;
 - (ii) generator containing electrical alternator;
 - (iii) pen stock
 - (iv) control system containing parts such as switch board and electrical accessories;
 - (v) data loggers;
 - (vi) current meters; and
 - (vii) transformers;
- (d) wind technology (such as wind monitoring and wind farms) constituting-
- (i) tower with accessories;
 - (ii) wind turbine;
 - (iii) control system;
 - (iv) data loggers;
 - (v) pyranometer;
 - (vi) anemometer;
 - (vii) wind direction vane; and
 - (viii) sensor cables.
- (e) wave technology constituting-
- (j) wave energy generating system;
 - (ii) wave sensors or gauge;
 - (iii) raft assembly;
 - (iv) power transformer;
 - (v) tower and beacon; and
 - (vi) reaction plate assembly.
- (f) solar technology (such as solar home system) consisting-
- (i) solar panels;
 - (ii) de lights;
 - (iii) charge, discharge controller;
 - (iv) prepayment meter;
 - (v) switchers;
 - (vi) inverter;
 - (vii) deep cycle battery; and
 - (viii) electrical accessories.

(3) In this Part, “water storage facility” means any storage facilities that have a capacity to store over 1000 gallons of water.

**PART VIII^B ACCELERATED ALLOWANCE FOR INFRASTRUCTURE IN
FIXED LINE NEW GENERATION NETWORK (NGN)**

47.-(1) Notwithstanding any provisions of these Instructions, a taxpayer may apply to claim [100% write-off] in the year of expenditure in respect of the capital expenditure incurred upon the installation of infrastructure in fixed line new generation network facility. The year of expenditure is 2009.

(2) For the purpose of this Part, “fixed line new generation network” refer to -

- (a) Fibre optic cables and electronic equipment attached to fibre optic cables, including the cost of incidental installation materials ducts and cost of civil works.
- (b) NGN, Broadband or Data Distribution Systems including Head End equipment.
- (c) IP based wireless access systems including CDMA, EVDO base stations and cards used for providing customer access for NGN, Broadband and Data services.
- (d) Equipment, Development and Acquisition cost of content and platforms that utilize NGN, Broadband or Data services.
- (e) Operational support systems for planning, managing, provisioning and monitoring networks that provides NGN, Broadband or Data services,
- (f) Business support systems that are used for billing and customer support of network services that provide NGN, Broadband or Data services
- (g) LAN Switches, Routers, Soft Switches, DDN networks, DSLAM, BRAS, Media Gateways and Multi Access Devices and Cabinets, Racks, Service and Applications Platforms and equipment that provide switching routing and application functionality for NGN, Broadband or Data services.
- (h) Transport multiplexers including Fibre Optic and SDH Microwave equipment, Muxes Terminal Blocks, and Broadband Wireless access technologies and terminal equipment.
- (i) Undersea Fibre optic cables enabling the provision of NGN, Broadband or Data services within Fiji or Internationally, Electronics Attached to the Cables, Cost and Civil Works including Installation,

Landing Stations and International Bandwidth capacity on Cable and Satellite.

- (j) Equipment, Public Access terminals and Customer Premises Equipment including IP PABX's, Applications Software and Terminals, customers utilize to access NGN, Broadband or Data services and application on the network.
- (k) UPS, Rectifiers, for NGN, Broadband and Data Network equipment and Power Equipment for Cable Landing Stations.
- (l) Test equipment, Tools, and Test Labs, Demonstration Facilities for NGN, Broadband and Data equipment.

Equipment and Civil works and Power for Internet Data Centers including Storage Area Networks

48. Notwithstanding any provisions of these Instructions, a taxpayer may apply to claim 100% write off in the year of expenditure, in respect of the capital expenditure incurred upon the purchase of the new plant and machinery, for manufacturing purposes.¹

Dated this 23rd day of April 1998

J.AH Koy
Minister of Finance

Schedule

(Paragraph 17(2) and 23)

Maximum Rates Of Annual Depreciation Of Assets other Than Buildings

Assets	Effective Life (years)	Assets Acquired Pre 1/1/1998	Assets Acquired Post 1/1/1998
		Prime Cost Depreciation Rates (%)	
		Rep – Replacement Cost * - Asset previously not listed	
A			
Accounting machines	6	7	24
Adding machines	6	7	24
Advertising billboards	20	*	6
Aerated water plant	12	7	12
Air conditioning plant			
Room units	10	7	12
Central type	10	7	12
Aircraft industry plant:			
Aircraft	8	7	18
Aircraft hangars	33	3	6
Aircraft testing equipment	15	*	12
Precision machines and plant	10	*	12
Other plant	20	*	6
Alarms- burglar	10	*	12
Amusement machines:			
Amusement park rides	10	*	12
Gambling machines	5	*	24
Gaming machines	5	*	24
Juke boxes			
Video juke boxes	7	10	18
Other juke boxes	8	10	18
Karaoke systems	5	*	24
Merry-go-round	20	5	6
Pool tables	10	10	12
Arch and gas welding plant	16	7	12
Art works	100	*	3
Audio and video recording studio equipment:			
- amplifiers	5	*	24
- autotape disc player	5	*	24
- editing equipment	5	*	24

Assets	Effective Life (years)	Assets Acquired Pre 1/1/1998	Assets Acquired Post 1/1/1998
		Prime Cost Depreciation Rates (%)	
		Rep – Replacement Cost * - Asset previously not listed	
- equalisers	5	*	24
- lighting and accessories	5	*	24
- microphones	5	*	24
- mixers	5	*	24
monitors	5	*	24
recording equipment			
- audio	5	*	24
- visual	5	*	24
speakers	5	*	24
television studio cameras	7	*	18
tuners	5	*	24
video cameras	5	*	24
other equipment	5	*	24
B			
Bacon curing plant	12	7	12
Bakers' Plant:			
- display cabinets	10	*	12
- slicing and wrapping machines	10	10	12
- other plant	15	5	12
banana ripening plant	15	*	12
bank card imprinters	6	*	24
Battery chargers	7		18
Bedding, linen, crockery etc		rep	rep
Bee farming plant - beehives , storage tanks , wax presses , etc	12	rep	12
Beverage dispensing units:			
refrigerated fruit juice dispensers	8	*	18
tea and coffee dispensers	10	*	12
Bicycles	10	Rep	12
Binoculars	8	*	18
Biscuit making plant	12	7	12
Boarding house plant and equipment	(see hotels, motels residential etc)		
Boats, ships, lighters, etc			
- boilers	20	3	6
- bulk carriers	16	*	12
- dredging barges	12	7	12
- ski boats	5	*	24
- lighters	20	5	6
- offshore supply vessel	15	*	12

Assets	Effective Life (years)	Assets Acquired Pre 1/1/1998	Assets Acquired Post 1/1/1998
		Prime Cost Depreciation Rates (%)	
		Rep – Replacement Cost * - Asset previously not listed	
- outboard motor	8	*	18
- punts	15	15	12
- rafts - inflatable	8	*	18
- refrigerator equipment and insulation of boats	8	7	18
- roll on /roll off	16	*	12
- timber under 50 tonnes	12	7.5	12
- tugs	20	5	6
- other vessels	15	5	12
Boom gates	10	*	12
Boot and shoe making plant:			
lasts	2	rep	60
presses	20	*	6
sewing machines	10	7	12
stitching machine	10	*	12
other plant	12	7	12
Bottle washing machine	10	*	12
Bowser machines	10	7	12
Bowser tanks underground	15	7	12
Box and carton (cardboard) packaging plant	12	7	12
Brewery and distillery plant:			
bins	16	*	12
bottle machines	10	*	12
casks- stainless steel	10	7	12
conveyors	14	*	12
cookers	20	*	6
coolers	16	*	12
crates- wood or plastic	12	*	60
filing machines	14	*	12
filters	16	*	12
hop kilns	14	*	12
kegs	10	*	12
keg filling machines	14	*	12
labeling machine	14	*	12
mixers	16	*	12
package machines	14	*	12
pasteurizes	10	*	12
pipes			
. - condensers	20	5	6
.- other	40	2.5	3

Assets	Effective Life (years)	Assets Acquired Pre 1/1/1998	Assets Acquired Post 1/1/1998
		Prime Cost Depreciation Rates (%)	
		Rep – Replacement Cost * - Asset previously not listed	
presses	16	*	12
silos	25	*	6
sterilizing machines	14	*	12
washing machine- bottles	10	*	12
other plant	14	7	12
Bridges	33	rep	6
Broom and brush manufacturing plant	12	7	12
Brush cutters	5	*	24
Building and construction industry plant:			
compressors	10	7	12
concrete mixers	10	7	12
concrete p umps	10	*	12
concrete vibrator	4	*	40
cranes	12	*	12
derricks	12	7	12
Earth moving plant and heavy equipment – bulldozers, ditches, excavators, graders, scrapers, tractors etc.	7	15	18
Electric and pneumatic tools	5	7	24
Hoppers, skips and hoist buckets	10	*	12
loose tools	4	rep	40
portable sheds	10	*	12
power tools hand operated	5	rep	24
pumping units	10	15	12
pumps	10	5	12
scaffolding	12	rep	12
welding units-	7	7	18
wheelbarrow	6	rep	24
winches	12	7	12
other plant	10	7	12
Bundy machines	15	*	12
burglar alarms	10	*	12
C			
Cables			
overhead			
insulated	20	*	6
.bare	50	*	3
underground	25	*	6
calculators	6	*	24
canning plant- fruit vegetable etc	20	7	6
Carpets:			

Assets	Effective Life (years)	Assets Acquired Pre 1/1/1998	Assets Acquired Post 1/1/1998
		Prime Cost Depreciation Rates (%)	
		Rep – Replacement Cost * - Asset previously not listed	
in commercial premises	5	20	24
in hotel motel and boarding houses	5	20	24
in hotel lounges	5	22.5	24
in residential rental properties	8	10	18
in theaters, picture theaters	5	20	24
cash registers	6	7	24
casks- stainless steel	10	7	12
Cement making plant			
.-raw slurry storage bins	66	*	3
silos	50	*	3
other plants	15	7	12
chainsaws	3	*	40
cheese making plant			
cheese maturing bins	6	*	24
pasteurizers	10	*	12
vats	25	*	6
other plants	10	*	12
chemical analyser equipment	8	*	18
cinema plant		(see theatre picture, theater, etc)	
Cleaners plant:			
carpet cleaning machine	8	*	18
floor polishers	8	*	18
floor sanders	8	*	18
steam cleaners	8	*	18
vacuum cleaners	6	7	24
other plant	10	*	12
Clothing manufacturing plant:			
embroidering machines	12	*	12
knitting machine	10	*	12
looms	20	*	6
presses	12	*	12
sewing machines	10	7	12
zip manufacturing plant	12	*	12
other plant	15	7	12
Coconut Industry plant:			
copra drying kilns	10	10	12

Assets	Effective Life (years)	Assets Acquired Pre 1/1/1998	Assets Acquired Post 1/1/1998
		Prime Cost Depreciation Rates (%)	
		Rep – Replacement Cost * - Asset previously not listed	
copra sacks		rep	rep
copra steam and heat dryers	10	10	12
copra vats	14	7	12
Cold rooms	8	7	18
Communication equipment:			
facsimile machines	5	*	24
telephones- including mobile and radio telephones	5	*	24
voice mail equipment	5	*	24
compact disc players	5	*	24
compressors	20	7	6
Computer equipment:			
lap top computers	4	15	40
mainframe computers	4 ²	15	40 ³
mini computers	4 ⁴	15	40 ⁵
modems	4 ⁶	15	40 ⁷
personal computers	4 ⁸	15	40 ⁹
printers	4 ¹⁰	15	40 ¹¹
scanners	4 ¹²	15	40 ¹³
terminals	4 ¹⁴	15	40 ¹⁵
other plant	4 ¹⁶	15	40 ¹⁷
Computer software:			
taxation software used in the preparation of income tax returns for one particular year only	1	*	100
the copyright in software, the right to use the copyright in software, the right to use software or where a copy or a software program is purchased	3	*	40
concrete mixers	10	7	12
concrete pipe manufacturing plant	12	7	12
confectionery machinery	20	7	6
Crates:			
metal	5	rep	24
plastic and wooden	2	rep	60
crushing plant-stone	10	7	12
curtains and drapes	7	rep	18
D			
dairy farm plant:			
fences	33	rep	6
power	20	7	6

Assets	Effective Life (years)	Assets Acquired Pre 1/1/1998	Assets Acquired Post 1/1/1998
		Prime Cost Depreciation Rates (%)	
		Rep – Replacement Cost * - Asset previously not listed	
other plant	10	7	12
dams	50	*	3
dark room- demountable	20	*	6
data processing equipment	5	15	24
Dentists plant:			
high speed equipment			
air operated drilling equipment	8	*	18
air operated drilling equipment with built in compressor	8	*	18
air compressor - separate	15	*	12
plant - other than high speed	15	*	12
Dies:			
plastic industry	3	rep	40
generally	2	rep	60
Distillery plant- gin ,vodka etc	(see brewery and distillery plant)		
Docks - floating	20	5	6
Dredges	12	7	12
Dry cleaning plant	(see brewery and distillery plant)		
E			
Engraving plant -photo	16	5	12
Espresso coffee making machine	10	*	12
F			
Facsimile machines	5	*	24
Fences	20	rep	6
Fire control and alarm systems:			
alarm hoses and nozzles	16	*	12
fire sprinklers	16	*	12
water services	50	*	3
Fire fighting equipment:			
breathing apparatus	10	*	12
extinguishers	15	*	12
Hose reels	16	*	12
hydrants	20	*	6
pumps	12	*	12
Fishing plant:			
Bins - plastic	5	*	24
compressors	12	*	12

Assets	Effective Life (years)	Assets Acquired Pre 1/1/1998	Assets Acquired Post 1/1/1998
		Prime Cost Depreciation Rates (%)	
		Rep – Replacement Cost * - Asset previously not listed	
craypots	2	*	60
fish holding baskets	10	*	12
fishing gear		rep	rep
floodlight systems	3	*	40
freezers - blast	8	*	18
generators	15	*	12
ice making machines		(see ice making machinery)	
purse seine fishing nets	5	*	24
refrigeration systems	8	*	18
winches	10	*	12
other plant	15	*	12
Fitting in shops	12	7	12
floor sanders	8	*	18
Flour milling plant:			
bins	25	*	6
blowers	10	*	12
dryers	12	*	12
dust collectors	12	*	12
mills	15	*	12
pulversiers	12	*	12
silos- concrete	50	*	3
silos- other material	25	*	6
other plant	15	7	12
Forklifts and front end loaders	7	15	18
Foundry plant:			
converters and furnaces	10	7	12
furnaces	10	7	12
ladies	10	7	12
moulding boxes	10	rep	12
pattern	4	rep	40
rolling mill engines	12	7	12
other machinery and plant	12	7	12
Fruit growing plant:			
dips ,pans ,spray pumps	8	*	18
fumigation machinery	8	*	18
other plant	10	*	12
Furniture and fittings	12	7	12
Furniture making plant	15	7	12

Assets	Effective Life (years)	Assets Acquired Pre 1/1/1998	Assets Acquired Post 1/1/1998
		Prime Cost Depreciation Rates (%)	
		Rep – Replacement Cost * - Asset previously not listed	
G			
Galvanising plant	10	7	12
Gambling machine	5	*	24
gaming machine	5	*	24
garbage bins	6	*	24
gas cylinders	10	*	12
generators	15	*	12
Glass houses:			
metal frame	50	*	3
timber frames	20	*	6
Grinding machines	10	*	10
Guitars:			
amplifying equipment, microphones	5	*	24
electric	10	*	12
gymnasium equipment	10	*	12
H			
Helicopters	8	12.5	18
Hire cars	5	12.5	24
Hotel , motel, residential rental property plant and equipment:			
bedding		rep	rep
beds	12	*	12
blinds	14	*	12
carpets			
- hotel motel and boarding house	5	20	24
- residential rental properties	8	10	18
crockery cutlery glassware and cooking utensils		rep	rep
curtains and drapes	7	rep	18
electrical heaters	15	*	12
furniture and fittings	12	7	12
hot water services	15	*	12
linen		rep	rep
microwave ovens	6	*	24
radios	7	*	18
refrigerator	8	7	18
stoves	14	*	12
television sets	8	*	18
vacuum cleaners	6	7	24
video recorders	5	*	24
vinyl linoleum and similar floor coverings	10	*	12

Assets	Effective Life (years)	Assets Acquired Pre 1/1/1998	Assets Acquired Post 1/1/1998
		Prime Cost Depreciation Rates (%)	
		Rep – Replacement Cost * - Asset previously not listed	
washing machines	6	7	24
I			
Ice Making machinery:			
compressors	12	7	12
condensers	12	7	12
ice moulds	5	rep	24
other machinery	15	5	12
imprinters- charge cards	6	*	24
intercom system pipe- in music systems	8	*	18
J			
Jetties:			
boat shed	40	*	3
open	20	*	6
Jewellers' plant:			
dies	2	rep	60
fittings- window pads trays and jewel cases		*	rep
other plant	10	*	12
joinery box	15	*	12
Juke boxes:			
video juke boxes	7	10	18
other juke boxes	8	10	18
K			
Kilns:			
brick	20	*	6
charcoal burning	20	*	6
copra burning	10	10	12
timber drying	10	7	12
tobacco	20	7	6
kindergarten furniture and play equipment	5	*	24
Knitting machines	10	*	12
L			
Laboratory equipment	12	*	12
Laser Disc	3	*	40

Assets	Effective Life (years)	Assets Acquired Pre 1/1/1998	Assets Acquired Post 1/1/1998
		Prime Cost Depreciation Rates (%)	
		Rep – Replacement Cost * - Asset previously not listed	
Laser cutting machines:			
work handler	10	*	12
industrial caser	5	*	24
CNC control	5	*	24
water chiller	5	*	24
Lathes:			
engineering works- installed machinery	14		12
Woodworking plant	15	7	12
Laundry and dry cleaning plant:			
dry cleaning plant	8	*	18
dryers	8	*	18
ironing machines – commercial	12	*	12
pressing machines – commercial	12	*	12
washing machines	6	7	24
other plant	8	7	18
Lawnmowers	6	12.5	24
Levels – surveyors	20	*	6
Libraries – professional	10	Rep	12
Lifts and elevators – excluding lift wells	16	7	12
Locomotives	15	7	12
LPG cylinders	10	*	12
M			
Mannequin display figures	10	*	12
Materials and handling plant			
Containers – transportable			
- on hire	5	7	24
- other	7	7	18
Container port loading facilities			
- portainer cranes	20	*	6
- straddle carriers	5	*	24
Forklifts, automatic loaders, transporters, etc	7	15	18
Pallets - wooden	5	24	24
Meat works plant:			
Balancers	10	*	12
Barrels – wooden or plastic	5	*	24
Carcass rails	25	*	6
Digesters	25	*	6

Assets	Effective Life (years)	Assets Acquired Pre 1/1/1998	Assets Acquired Post 1/1/1998
		Prime Cost Depreciation Rates (%)	
		Rep – Replacement Cost * - Asset previously not listed	
Dryers	20	*	6
Freezers	8	*	18
Offal blowers	25	*	6
Packaging machinery	10	*	12
Pallets – steel	15	*	12
Saws	10	*	12
stunners	5	*	24
Weighing machines	8	*	18
Other plant	12	7	12
Medical Practitioners' Plant			
Blood count machines	5	*	24
Cast setter	10	*	12
Defibrillator equipment	8	*	18
elector cardiographs	14	*	12
furniture and fittings	12	*	12
high frequency current machines	15	7	12
hospital beds	10	*	12
instruments	3	*	40
medical anaylser system	8	*	18
operating labels	15	*	12
ophthalmic surgeons plant	8	*	18
orthopedic equipment	3	*	40
patient monitoring equipment	8	*	18
radiological equipment	10	*	12
radium plaques and needles	10	*	12
sterilization plant			
cell block	100	*	3
compressor	20	*	6
gamma radiation unit	10	*	12
ultra sound unit	8	*	18
ventilators	8	*	18
x-ray equipment			
associated equipment	10	*	12
echo cardiographic	7	*	18
image intensifier	7	*	18
portable units	8	*	18
processor and daylight loading equipment	8	*	18
scanner	7	*	18
spectrometer system	8	*	18

Assets	Effective Life (years)	Assets Acquired Pre 1/1/1998	Assets Acquired Post 1/1/1998
		Prime Cost Depreciation Rates (%)	
		Rep – Replacement Cost * - Asset previously not listed	
other equipment	15	*	12
other plant	15	*	12
Microwave ovens	6	*	24
Milk treatment plant:			
bottling and processing plant	10	7	12
dried milk plant	15	*	12
receiving plant	16	*	12
refrigerator plant	8	7	18
other plant	15	*	12
Mining machinery and plant:			
bulldozer	7	15	18
conveyor units			
idlers	8	*	18
motor	15	*	12
rubber bells	6	*	24
mine cars	10	*	12
tailings dams	20	*	6
workshop plant	20	*	6
other plant	15	*	12
Monumental mason plant	15	*	12
motor cycle	7	10	18
motor mower	6	12.5	24
motor service station equipment			
automatic car washing machines	7	7	18
bowser machines	10	7	12
bowser tanks underground	12	7	12
Motor vehicle repairing plant and machinery			
analysers	8	*	18
automotive paint systems	5	*	24
battery chargers	7	*	18
de - greasing machine	15	*	12
hoists	12	*	12
lubrication equipment	5	*	24
spray	10	*	12
tools			
loose	4	rep	40
power	5	rep	24
welding machines	16	7	12
wheel balancers	10	*	12

Assets	Effective Life (years)	Assets Acquired Pre 1/1/1998	Assets Acquired Post 1/1/1998
		Prime Cost Depreciation Rates (%)	
		Rep – Replacement Cost * - Asset previously not listed	
white board electronic	5	*	24
Oil companies:			
aircraft refuelling equipment	10	7	12
bowser machines	10	7	12
bowser tanks - underground	15	7	12
drums	3	rep	40
pipelines	15	7	12
pumps motors and control gear fittings	15	7	12
tanks	20	7	6
tankers	16	15	12
Oil search equipment used for geophysical surveys:			
drilling plant and down hole equipment	5	15	24
seismic survey equipment	5	15	24
other equipment	10	7	12
Ovens - not otherwise specified	15	10	12
P			
PABX equipment	15	*	12
Paint tinting and color blending machines	5	*	24
Pallets:			
wooden	5	rep	24
steel	15	*	12
Partitions - movable	12	*	12
Patterns:			
foundry	4	rep	40
other patterns	4	rep	40
Pest control plants:			
breathing apparatus	3	*	40
Electronic fly killers	3	*	40
Sprayers, misting machines, foggers, riggers	3	*	40
Photocopying machines	7	7	18
Photographers' plant:			
Automatic film processing machine cameras	8	*	18
Street photography	5	*	24
Other cameras	8	*	18
Photo lab – one hour service	8	*	18
Photo typesetting - computerized	5	*	24
Picture frame manufacturing plant	15	*	12
Pianos	20	*	6

Assets	Effective Life (years)	Assets Acquired Pre 1/1/1998	Assets Acquired Post 1/1/1998
		Prime Cost Depreciation Rates (%)	
		Rep – Replacement Cost * - Asset previously not listed	
Piping for irrigation and stock watering purposes –eternal	15	7	12
Plant and machinery – not other wise specified			
Plastic industry plant:			
Bending machines	12	*	12
Blowing machines	15	7	12
Dies	3	Rep	40
Dryers	8	*	18
Embossing machines	25	*	6
Hydraulic presses, injection moulding machines Extrusion machines and bottle blowing machines	15	7	12
Moulds	3	*	40
Plastic bag making machines	12	*	12
Other plant	15	7	12
Polishers -cleaners contractors	8	*	18
Portable sheds	10	*	12
Poultry farming plant:			
Egg boxes and fillers		Rep	Rep
Fences – wire netted	20	Rep	6
Incubators	20	7	6
Other plant	12	*	12
Poultry processing plant:			
Conveyor systems and troughs	20	7	6
Refrigeration plant and boiler	8	7	18
Other plant	15	7	12
Powder coating machines	7	*	18
Power generation and electrical machinery and equipment			
Accumulators and storing batteries	10	*	12
Condensers	20	*	6
Dynamos	20	*	6
Generators	15	*	12
Indicators – fixed and portable	15	*	12
Instruments, testing apparatus, meters – fixed and portable	15	*	12
lighting plant	20	*	6
power station plant	20	*	6
pumps	20	*	6
rotary connectors	20	*	6
switchboard	20	*	6
transformer	33	*	6
Primary production plant:			

Assets	Effective Life (years)	Assets Acquired Pre 1/1/1998	Assets Acquired Post 1/1/1998
		Prime Cost Depreciation Rates (%)	
		Rep – Replacement Cost * - Asset previously not listed	
agricultural implements and plant	10	7	12
bores	15	*	12
boring plant	10	*	12
bridge wooden	33	rep	6
dams not being earth tanks	50	*	3
glass houses			
metal framed	50	*	3
timber framed	20	*	6
irrigation plant and equipment			
metal piping	15	7	12
other piping - include concrete channel but excluding earth channels	20	5	6
other plants	20	7	6
lighting equipment - electric	20	7	6
loose tools	4	rep	40
portable shed	10	*	12
tractor	7	15	18
trailer	7	15	18
vegetable processing equipment	15	*	12
Primary Production Industries:			
Banana ripening plant	15	*	12
bee farming plant - beehives , storage tanks etc	12	rep	12
coconut industry plant			
copra kilns	10	10	12
copra sacks		rep	rep
copra steam and heated dryer	10	10	12
copra vats	14	7	12
dairy farm plant			
fences	20	rep	6
power station plant	20	7	6
other plants	10	7	12
fruit growing plant			
dips ,pans, spray pump	8	*	18
fumigation machinery	8	*	18
other plant	10	*	12
poultry farming plant:			
egg boxes and filters		rep	rep
fences wire- netted	20	rep	6
incubators	20	7	6

Assets	Effective Life (years)	Assets Acquired Pre 1/1/1998	Assets Acquired Post 1/1/1998
		Prime Cost Depreciation Rates (%)	
		Rep – Replacement Cost * - Asset previously not listed	
other plants	12	*	12
prawn farming plants- ponds and plant	20	*	6
Printers' machinery and plant:			
colour scanner	10		12
electronic engraving machines	10	7	12
guillotines	10	*	12
linotype metal		rep	rep
photo typesetting - computerized	5	*	24
plate making apparatus	10	*	12
printing machine	10	*	12
types	7	rep	18
other plant	15	7	12
projector - cinemas	10	5	12
public address systems	10	*	12
punts		(see boats)	
Q			
Quarrying plant	10	7	12
R			
Radio broadcasting equipment:			
computer automated equipment	10	*	12
gramophone records	4	*	40
masts			
steel	33	*	6
wooden	15	*	12
other broadcasting equipment	7	*	18
Radio sets:			
Two- way radios	7	*	18
other radio sets	7	*	18
Railways:			
carriages	15	*	12
locomotives	15	7	12
railway trucks	10	3	12
Refrigerators	8	7	18
Rice milling plant	15	7	12
Road making plant:			
bulldozers	7	15	18
crushers and bins	10	*	12

Assets	Effective Life (years)	Assets Acquired Pre 1/1/1998	Assets Acquired Post 1/1/1998
		Prime Cost Depreciation Rates (%)	
		Rep – Replacement Cost * - Asset previously not listed	
road guider and rollers	7	15	18
other plants	10	*	12
Roller doors	15	*	12
Roller grilles - shops	15	*	12
S			
Sacks – copra		rep	rep
Sanitary health equipment:			
air fresh dispensers	3	*	40
hand dryers	3	*	40
hand towel dispensers	3	*	40
soap dispensers	2	*	60
Tampon dispensers	3	*	40
water saver units	3	*	40
scaffolding	12	rep	12
scales - platform	20	5	6
screen printers - including dryers	7	7	18
Security Systems:			
access control	7	*	18
burglar alarms	10	*	12
camera scanning	7	7	18
electronic tags, releases - retail stores	7	*	18
Sewing machines	10	7	12
Spa tools	15	*	12
Spray gun airless	10	*	12
Steam cleaners	8	*	18
Stereo music systems	5	*	24
Stone crushing plant	10	7	12
Sugar mills	15	*	12
Suitcases	10	*	12
Surveyors' instruments:	10		12
geodimeter - electronic	10	*	12
levels	20	*	6
stereoplotters	10	*	12
theodolites	20	*	6
other small instruments	4	*	40
Swimming pools:			
above ground	10	*	12

Assets	Effective Life (years)	Assets Acquired Pre 1/1/1998	Assets Acquired Post 1/1/1998
		Prime Cost Depreciation Rates (%)	
		Rep – Replacement Cost * - Asset previously not listed	
concrete	33	12.5	6
fibreglass	20	*	6
filtration equipment	15	*	12
other equipment	15	*	12
T			
Tanks:			
galvanised iron			
bore water	10	*	12
rain water	20	*	6
LPG storage	20	*	6
oil	20	7	6
reinforced concrete	50	*	3
timber - PVC lining	12	*	12
underground	15	*	12
other storage	25	*	6
Tanners plant:			
buffing machines	12	*	12
drums	12	*	12
dryers	20	*	6
ironing machines	12	*	12
polishing machines	12	*	12
presses	12	*	12
slitting machines	12	*	12
splitting machines	12	*	12
vats - wooden	20	*	6
other plant	15	*	12
Tape recorders	5	*	24
Tarpaulins	7	22.5	18
Tents	5	22.5	24
Timber drying kilns	10	7	12
Timber and sawmilling plant:			
bulldozers	7	15	18
chainsaws	3	*	40
electric motors	15	5	12
log hauling plant	5	*	24
sawing machines	8	*	18
sharpening machines	15	*	12
weighbridges	20	*	6
other plant	12	7	12

Assets	Effective Life (years)	Assets Acquired Pre 1/1/1998	Assets Acquired Post 1/1/1998
		Prime Cost Depreciation Rates (%)	
		Rep – Replacement Cost * - Asset previously not listed	
Telephone installations owned by taxpayer:			
answering machines	5	*	24
car phones	5	*	24
cellular mobile phones	5	*	24
complete telephone systems	15	*	12
computerised PABX equipment	15	*	12
public telephones	5	*	24
reservation systems	15	*	12
Television broadcasting equipment:			
autocue machines	5	*	24
steel masts	33	*	6
other broadcasting equipment	7	*	18
Televisions:			
for hire	7	*	18
other televisions	8	*	18
Tennis courts:			
bitumen	20	5	6
plexipave	20	5	6
synthetic lawn	10	5	12
Theatre, picture theatre and plant equipment			
carpets	5	20	24
cinemascope installations	20	*	6
furniture and fittings	12	7	12
projectors	10	5	12
seating	10	5	12
screen	5	*	24
sound equipment	10	*	12
ventilating plant	10	*	12
Tools:			
loose	4	rep	40
power - hand operated	5	rep	24
Typewriters	7	7	18
U			
Umbrella manufacturers plant:			
cutting boards	10	*	12
lathes	15	7	12
motors	15	*	12
sewing machines	10	7	12
other plant	12	*	12

Assets	Effective Life (years)	Assets Acquired Pre 1/1/1998	Assets Acquired Post 1/1/1998
		Prime Cost Depreciation Rates (%)	
		Rep – Replacement Cost * - Asset previously not listed	
Undertakers' plant	20	*	6
V			
Vats	25	*	6
Vacuum cleaners	6	7	24
Vegetable and fruit canning plant	20	7	6
Ventilating plant	10	*	12
Video game machines	5	*	24
video recorders	5	*	24
Video tapes		rep	rep
Vinyl, linoleum and similar floor coverings	10	*	12
W			
Washing machines	6	7	24
Water filters - swimming pools	15	*	12
Weighbridges	20	*	6
Weighting machines	8	*	18
Welding plant	16	7	12
Wharves:			
ferro - concrete	40	2	8
wood composite	25	5	6
wood sheathed	25	5	6
wood unsheathed	25	10	6
Wheelbarrows	6	rep	24
Whiteboards - electronic	5	*	24
Windmills	20	*	6
Woodworking plant	15	7	12
Wrapping Machines	10	*	12
X			
X-ray plant:			
associated equipment	10		12
image intensifier	7		18
portable units	8		18
processor and daylight loading equipment	8		18
other plant	15		12

¹ Inserted by §3 Legal Notice No. 68/2004 WEF 1st January 2004 (renumbered as PART VIIIA as existing PART VIII not repealed as advised by FPC -21/05/07).

² Inserted new Instruction 47 by §3 Legal Notice No. 4 of 2009 WEF 1st January 2009

³ Paragraph 6 deleted by §2 LN 8/2001 WEF 1st January 2001 - previously read:

“Balancing charge may be excluded where asset replaced

6. (1) *A taxpayer may elect that any balancing charge be excluded from his total income if, during the year in which it arises or in the following year, the taxpayer acquires a replacement asset which is used wholly for the purpose of producing income.*
- (2) *Subject to sub-paragraph (5), where an election is made under sub-paragraph (1), the amount of the balancing charge shall be used to reduce the cost of the replacement asset for the purposes of calculating depreciation.*
- (3) *The amount by which the cost of the replacement asset has been reduced by the balancing charge shall be deemed to be depreciation for the purpose of calculating that asset’s written down value.*
- (4) *The amount by which the balancing charge exceeds the cost of the replacement asset shall be deemed to be income in the year the asset is replaced.*
- (5) *An election under this paragraph shall be submitted to the Commissioner in writing on or before the date for lodgment of the return of income for the year in which the charge has arisen or within such extended period as the Commissioner may allow.*
- (6) *Where the taxpayer has not acquired a replacement asset by the end of the year following the year in which the charge arose, the balancing charge shall be included in total income in the year following the year in which the charge arose.”*

⁴ Inserted by §3 LN 8/2001 WEF 1st January 2001.

¹ Repealed by §4 LN 8/2001 WEF 1st January 2001 – previously read:

“PART III – ACCELERATED DEPRECIATION ALLOWANCES FOR SPECIFIED COMPANIES

- 26 *Notwithstanding paragraphs 17 and 21, the Minister may in appropriate cases and subject to conditions as he sees fit, approve a company which proposes to incur substantial expenditure which he is satisfied is expedient for the economic development of Fiji, to receive the benefit of the following write off of such capital expenditure. Such write-off may be claimed and allowed as an alternative to any other depreciation allowances provided either under these instructions or elsewhere:-*

In each of any 5 out of 8 years consisting of the year in which such expenditure was incurred and the 7 succeeding years, the company so approved may claim as a deduction in calculating its total income for that year one-fifth of the capital expenditure incurred by it on the provision of buildings, plant and equipment the subject of the Ministerial approval, but excluding the purchase price of any land or any expenditure incurred on site preparation, or the purchase of any existing business premises or equipment or of any goodwill:

Provided that:-

-
- (i) *the company so entitled may, at his discretion, claim a lesser but not a greater amount in any 1 year than the one-fifth of the capital expenditure incurred as hereinbefore provided. Any such partial write-off shall reduce the written down value of all of the assets covered by such capital expenditure on a pro rata basis;*
 - (ii) *any amount of capital expenditure as hereinbefore described which shall remain not written-off at the end of the prescribed number of years shall then be available for written-off in accordance with the normal depreciation rules provided for under the provisions of section 21 of the Act, such depreciation to be based on the written down values at the end of such years;*
 - (iii) *the total of annual depreciation, initial allowance (if any) and amounts written off under this paragraph shall not exceed the amount of the capital expenditure incurred by the company on the provision of the buildings, plant and equipment in respect of which the concession has been granted.*

27 *Where conditions are imposed under paragraph 26, the Minister may withdraw his approval at any time in the event of a breach of any of such conditions, and such withdrawal may, if considered appropriate, be made to operate retrospectively.*

28 *It is declared that, for the purposes of paragraph (a) of subsection (1) of section 21 of the Act, any amounts written-off under the authority of this Part shall be deemed to be depreciation.*

¹ **Substituted by §5 LN 8/2001 WEF 1st January 2001 – previously read**

PART V – ALLOWANCE FOR IMPROVEMENTS

32. *The Commissioner may for the purpose of arriving at the total income of the taxpayer for any year, allow to any taxpayer engaged in any agricultural pursuit a deduction in respect of any sum spent in the year by the taxpayer on capital improvements to land where the sum is spent on –*

- (a) *the destruction and removal of timber indigenous to the land ;or*
- (b) *the destruction of weed or plant growth detrimental of the land ; or*
- (c) *the preparation of the land for agriculture or grazing ; or*
- (d) *the planting of trees or crops upon the land for the purpose of deriving income there from ; or*
- (e) *the draining of swamp or low lying lands ; or*
- (f) *the prevention of combating of soil erosion on the land; or*
- (g) *the construction of levee banks or similar improvements having like uses; or*
- (h) *the construction of any work , whether or not included in the foregoing paragraphs , which the taxpayer is required to do on the land under the provisions of section 9 of Land Conservation and Improvement Act:*

Provided that the taxpayer may opt to have the expenditure allowed during the year in which the expenditure was incurred and the next succeeding 4 years, such allowances not to exceed the total allowable expenditure incurred.

33. *Notwithstanding the other provisions of these Instructions, if he is satisfied that the buildings or other constructions hereinafter specified will be used wholly and exclusively for the agricultural or pastoral pursuit of the taxpayer , the Commissioner may for the purpose of arriving at the total income of the taxpayer for any year allow the taxpayer a deduction in respect of any sum spent on such building or constructions in the year in which the expenditure is incurred, or, at the option of the taxpayer, in that year and the next succeeding 4 years, so long as the total amount of the deductions allowed shall not exceed the total allowable expenditure incurred. The buildings or other constructions in respect of which this concessions shall be allowed are-*

- i. *any agricultural buildings , excluding a dwelling house, costing not more than \$20,000;*

- ii. any agricultural building , excluding a dwelling house , the cost of which exceeds \$20,000 where the Minister has certified that it is to the economic benefit of Fiji;
- iii. any dwelling house provided for an employee provided that the cost of any single dwelling house shall not exceed \$2,000;
- iv. the cost of fencing;
- v. the cost of a water storage scheme other than a water storage scheme constructed solely or mainly for the purpose of supplying the taxpayer's dwelling house or the employee's dwelling house or both;
- vi. the costs of any irrigation scheme.

34. The write – off of capital expenditure under this Part may be claimed and allowed as an alternative to any other depreciation allowances provided in these Instructions.

¹ Substituted by §6 LN 8/2001 WEF 1st January 2001 – previously read

“PART VI – ALLOWANCES FOR BUILDINGS

35 Buildings, the erection of which commenced on or after 1 January 1946, built and let for residential purposes and used by the taxpayer for the purpose of producing income, may be written down as follows:-

- Brick, stone or concrete.....1 ¼% on prime cost.
- Entirely of wood.....2 ½ % on prime cost.
- Other Material.....Such rate as may be fixed by the Commissioner in the particular case:

Provided that, where part only of the building is let for residential purposes and used by taxpayer for the purpose of producing income, only the part so let and used shall qualify for the allowance.

36 Buildings, the erection of which commenced on or after 1 January 1947, and which are used for agricultural, commercial or industrial purposes, including buildings so used by an employer for the purpose of housing or welfare of his employees, may be written down as follows:-

Initial allowance of 10% of the prime cost and an annual allowance of:-

- Brick, stone or concrete... 1 ¼% on prime cost
- Entirely wood.....2 ½ on prime cost
- Steel or steel prefabricated.....2% on prime cost
- Steel or prefabricated on
- Copra plantations.....5% on prime cost
- Bures.....10% on prime cost
- Other Material.....Such rate as may be fixed by the Commissioner in the particular case:

Provided that, where part only of the building is used for agricultural, commercial or industrial purposes, only the part so used shall qualify for the allowance and no initial allowance will be permitted where buildings are used by an employer for the purpose of housing or welfare of his employees who are blood relatives or shareholders or blood relatives of shareholders of a controlled company .For the purposes of this part-

- (a) The initial allowance shall be allowed for the income year in which the construction of the building was completed, and shall be allowed once only.
- (b) The expression “prime cost” shall mean the cost of construction, excluding any expenditure incurred on the acquisition of, or rights in or over any land or any expenditure incurred on preparing, cutting tunneling, reclaiming, or leveling the land.

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- (c) Irrespective of the change of ownership of a building, the depreciation which may be allowed thereon shall be based on its original prime cost, plus the prime cost of any additions. If the date of commencement of construction of a building or its prime cost cannot be satisfactory ascertained, the Commissioner may, for the purposes of this paragraph, determine the date and the cost on the best evidence available.
 - (d) Where, upon the disposal of any building, any excess depreciation is recouped or any further allowance given, the amount of the adjustment shall be deemed to have been made as at the time of the disposal and shall be taken into account in calculating the written down value of the building for depreciation purposes in the hands of the purchaser.
 - (e) In no case shall the total of the initial and annual allowances together with any adjustment on the disposal of any building exceed that total prime cost of the building”

¹ Repealed and Replaced by §3 Legal Notice 24/1999 WEF 1st January 1999- previously read:

“PART VII – ACCELERATED ALLOWANCE FOR BUILDING ERECTED BETWEEN 1 JULY 1995 AND 31 DECEMBER 1998.

37. Notwithstanding Part VI, and provided that the applications are lodged with the Commissioner on or before 31st August 1998, write off of capital expenditure may be claimed in respect of the capital expenditure incurred upon the construction of a building, the erection of which has been commenced not earlier than 1st July 1995, and not later than 31st October 1998, and which has been completed on or before 31st December 1998, and which is used for agricultural, commercial or industrial purposes, excluding any building (not being a multi- storey or a multi – unit residential building as hereinafter defined) designed to be used as a hotel or for residential purposes:

Provided that-

- (a) where the erection of such building is not completed by 31st December 1998 the actual costs or value (whichever is the less) of the work done as at that date ,certified by an independent qualified architect , engineer or valuer registered in Fiji , will be treated as the allowable capital expenditure for the purpose of this paragraph; and
- (b) the capital expenditure incurred upon such building shall not include either the cost or value of the site or the expenditure incurred upon any preparation of the site enabling the erection of the building to commence nor shall it include the cost of any plant and machinery installed in a building.

Subject to the foregoing, the write- off for the purpose of this paragraph shall be as follows:-

In each of any 5 out of 8 years consisting of the year in which the building is completed and the next 7 succeeding years, the taxpayer may claim as a deduction in calculating his income arising for that year from such building or from a new trade or business established in such building or from an existing trade or business which includes the letting or occupation of such building, one fifth of the capital expenditure incurred by him on the erection of such building, but he shall not however, be permitted to set off such deduction from his income in that year or carry forward any resulting losses as a reduction against his income in any subsequent year from any other trade, business or employment:-

Provided that-

- (i) the taxpayer so entitled may at his discretion, claim a lesser but not a greater amount in any 1 year than one-fifth of the capital expenditure incurred as hereinbefore provided;
- (ii) any amount of capital expenditure as hereinbefore described which shall remain not written off at the end of the prescribed number of years shall then be available for write- off in accordance with the normal depreciation

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- rules under the other provisions of these Instructions, such depreciation to be based on the written down values at the end of such years;*
- (iii) *the aggregate amount of capital expenditure in respect of any number of buildings shall be limited to \$20,000,000 or the actual costs, whichever is the less, for the same taxpayer. The allowance to be granted to any person or company under the control of or deemed to be under the control of a taxpayer who has also claimed such an allowance shall be reduced by the amount of such claim. Notwithstanding that the taxpayer has incurred expenditure of \$20,000,000 upon buildings qualifying for the accelerated depreciation allowance, hereinafter referred to as a “qualifying building”, where the same taxpayer incurs capital expenditure upon the erection of a further building then each such further buildings shall qualify for relief to the extent of \$20,000,000 per building or the actual capital expenditure incurred, whichever is the less;*
- (iv) *the total depreciation written off and the provisions of this paragraph, or any other paragraphs shall not exceed the amount of the capital expenditure incurred by the taxpayer on the erection of the buildings in respect of which this concession has been granted, exclusive of the purchase price of any land or any expenditure incurred on site preparation.*
38. *In order to qualify for relief in terms of this Part it shall be required that the buildings in question are erected on behalf of the claimant by the independent building contractor under a general building contract. If the independent building contractor is either directly or indirectly under the control (as defined in section 2 of the Act) of non-residents, the capital expenditure will only qualify for this relief if such building contractor was actively engaged in construction work in Fiji as at 1st July 1995.*
39. *If the buildings in question are not erected on behalf of the claimant by an independent building contractor under a general building contract, relief in accordance with this part shall be permitted provided that the cost or value of construction of such buildings is certified by an independent qualified architect or engineer registered in Fiji and the cost of construction of such buildings is approved by the Commissioner.*
40. *Where there is a direct or indirect sale of shares in a controlled company as defined in subsection (2) of section 12 of the Act, and which company has as its principal asset a building, which qualifies or has qualified for this relief, then it will be deemed that such proportion of the consideration recoverable from the sale of such shares as the Commissioner shall decide shall be consideration for the building or part of the building, and the vendor of such shares shall be deemed an owner or part owner of the building and proviso(k) to Section 11 of the Act and paragraphs 5 and 7 of these Instructions shall apply.*
41. *In the event of the sale of a partnership interest by a partner, either directly or indirectly, in any partnership whose principal asset is a building which qualifies or has qualified for this relief, it will be deemed that such proportion of the consideration recoverable from the sale of such interest of a partner as the Commissioner shall decide shall be the consideration for the building or part of the building and, for the purpose of this paragraph, such partner shall be deemed as a owner or part of the building and proviso(k) to Section 11 of the Act and paragraphs 5 and 7 of these Instructions shall apply.*
42. *It is declared that, for the purpose of paragraph (a) of the subsection (1) of Section 21 of the Act, any amounts written off under the authority of this Part shall be deemed to be depreciation.*
43. *The allowance permitted under this Part is an alternative to any other depreciation allowances provided under these Instructions or elsewhere.*

44. For the purpose of this Part:-

“multi-storey or multi-unit residential buildings” means a residential block of flats consisting of at least 2 floors and 6 units;

“same taxpayer” includes a holding company and its subsidiaries, or companies or partnership which are under the control, as defined in Section 2 of the Act, of the same person;

“building contractor actively engaged in construction” means building contractor who has at least 10 employees in employment as at 1 July 1995”

² Substituted For “ACCELERATED ALLOWANCE FOR BUILDINGS ERECTED BETWEEN 31st JANUARY 1999 AND 31st DECEMBER 2001” by §7 Legal Notice 8/2001 WEF 1st January 2001.

³ Repealed “apply to” by §8(a) Legal Notice 8/2001 WEF 1st January 2001

⁴ Repealed by 8(b) Legal Notice 8/2001 WEF 1st January 2001, previously read:-

“(2) An application under this Part must be in writing and lodged with the Commissioner on or before 1st July 2001.”

⁵ Repealed by 8(c) Legal Notice 8/2001 WEF 1st January 2001, previously read:-

“(b) the erection of which was commenced not later than 30th September 2001;”

⁶ Substituted for “2007” by §2(a) Legal Notice 27/2006 WEF 1st January 2006; “2005” substituted by §2(a) Legal Notice 68/2004 WEF 1st January 2004; “2001” substituted by §8(d) Legal Notice 8/2001 WEF 1st January 2001

⁷ Amended by LN 8 of 2011.WEF 1st January 2011.previously read 31st December 2010.

⁸ Substituted for “2007” by §2(a) Legal Notice 27/2006 WEF 1st January 2006; “2005” substituted by §2(b) Legal Notice 68/2004 WEF 1st January 2004; “2001” substituted by §8(e) Legal Notice 8/2001 WEF 1st January 2001.

⁹ Amended by LN 8 of 2011.WEF 1st January 2011.previously read 31st December 2010.

¹⁰ Substituted for “\$20,000,000” by §2 Legal Notice 55/2003 WEF 1st September 2003.

¹¹ Inserted by§3 Legal Notice No. 68/2004 WEF 1st January 2004 (renumbered as PART VIIIA as existing PART VIII not repealed as advised by FPC -21/05/07).

¹² **Renumbered Instruction 45 as Instruction 46 by §2 Legal Notice No. 4 of 2009 WEF 1st January 2009**

¹³ Substituted for “write-off of capital expenditure” by §2(b) Legal Notice No. 27/2006 WEF 1st January 2006

¹ **Inserted new Instruction 47 by §3 Legal Notice No. 4 of 2009 WEF 1st January 2009**

¹ Amended by inserting a new paragraph 48 and in LN. 8 of 2011.WEF 1st January 2011.

² Substituted for “6” by §9 Legal Notice 8/2001 WEF 1st January 2001

³ Substituted for “24” by §9 Legal Notice 8/2001 WEF 1st January 2001

⁴ Substituted for “5” by §9 Legal Notice 8/2001 WEF 1st January 2001

⁵ Substituted for “24” by §9 Legal Notice 8/2001 WEF 1st January 2001

⁶ Substituted for “5” by §9 Legal Notice 8/2001 WEF 1st January 2001

⁷ Substituted for “24” by §9 Legal Notice 8/2001 WEF 1st January 2001

⁸ Substituted for “5” by §9 Legal Notice 8/2001 WEF 1st January 2001

⁹ Substituted for “24” by §9 Legal Notice 8/2001 WEF 1st January 2001

¹⁰ Substituted for “5” by §9 Legal Notice 8/2001 WEF 1st January 2001

¹¹ Substituted for “24” by §9 Legal Notice 8/2001 WEF 1st January 2001

¹² Substituted for “5” by §9 Legal Notice 8/2001 WEF 1st January 2001

¹³ Substituted for “24” by §9 Legal Notice 8/2001 WEF 1st January 2001

¹⁴ Substituted for “5” by §9 Legal Notice 8/2001 WEF 1st January 2001

¹⁵ Substituted for “24” by §9 Legal Notice 8/2001 WEF 1st January 2001

¹⁶ Substituted for “5” by §9 Legal Notice 8/2001 WEF 1st January 2001

¹⁷ Substituted for “24” by §9 Legal Notice 8/2001 WEF 1st January 2001