



*EXTRAORDINARY*  
**OFFICIAL GAZETTE**  
**THE BAHAMAS**  
PUBLISHED BY AUTHORITY

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NASSAU

19<sup>th</sup> November, 2014

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**GAMING ACT, 2014**

(No. 40 of 2014)

**GAMING ACT, 2014  
(TAX PAYABLE) NOTICE, 2014**

The Minister in exercise of the power conferred by section 85 of the Gaming Act, 2014, makes the following notice—

**WHEREAS** pursuant to section 85(16)(b)(ii) of the Gaming Act, 2014, all owners of businesses referred to therein, electing to continue the operation of such business during the transitional period, shall—

“make payment in full within such period as the Minister may require in writing of all gaming taxes which would have been payable by that business had such business been licensed under the Act, calculated at the prescribed rate and payable at the times and in the manner prescribed, for a period commencing on 1<sup>st</sup> July 2014 and ending on the date on which the transitional period ends, provided that if the effective date is later than the date on which any liability for the payment of any gaming tax arises under this subparagraph, such gaming taxes as have become payable before the effective date shall be paid in full to the Board within seven days of the effective date and thereafter all payments of gaming taxes shall be made at the prescribed intervals.”

**NOTICE IS HEREBY** given that —

- (a) gaming taxes for the period commencing 1<sup>st</sup> July 2014 and ending on 24<sup>th</sup> November 2014 are due and payable on or before 1<sup>st</sup> December 2014;

- (b) the Gaming Tax Return shown in the *Schedule* hereto, must be completed by a duly authorised representative of the business;
- (c) the gaming tax payable shall be whichever is greater of—
  - (i) eleven per centum of the taxable revenue; or
  - (ii) twenty five per centum of earnings before interest, taxes, depreciation and amortization, generated by the operations conducted in any tax period (monthly);
- (d) the payment of “Total Tax Due” calculated as set forth in the aforementioned *Schedule* shall be—
  - (i) made by a non-refundable bank guaranteed cheque or any other banking instrument, free of any bank charges;
  - (ii) payable to “The Gaming Board for The Bahamas”; and
  - (iii) addressed and delivered to—

The Secretary  
Gaming Board for The Bahamas  
4<sup>th</sup> Floor  
Centreville House  
2<sup>nd</sup> Terrace West & Collins Ave.  
Nassau, Bahamas; and

- (e) any contravention of the provisions of section 85(16)(a), (b) or (c) by any business establishment permitted to operate under section 85(16) will—
  - (i) render the continued operation of such business unlawful, notwithstanding anything to the contrary in the Act; and
  - (ii) be grounds for the disqualification of such business for any licence provided for by the Act.

## SCHEDULE

### GAMING TAX RETURN

[This return is to be completed ONLY by owners of businesses referred to in section 85(16)(b)(ii) of the Gaming Act ("the Act") who elect to continue the operation of their businesses during the Transitional Period and applies only to taxes which become due and payable during the Transitional Period. Taxes to be declared herein and paid in accordance herewith, are provided for in section 85(16)(b)(ii) of the Act and regulations 56-63 of the Gaming House Operator Regulations, 2014.]

Name of Operator: \_\_\_\_\_ Trading Name: \_\_\_\_\_

Registered Address: \_\_\_\_\_

Contact Person: \_\_\_\_\_

Phone: \_\_\_\_\_ Cell: \_\_\_\_\_ Fax: \_\_\_\_\_ E-mail: \_\_\_\_\_

#### Instructions —

- (1) The gaming tax payable shall be whichever is greater of (a) eleven per centum of the taxable revenue; or (b) twenty five per centum of earnings before interest, taxes, depreciation and amortization, generated by the operations conducted in any tax period.
- (2) Accompanying payment by bank guaranteed cheque or any other banking instrument, free of any bank charges, made payable to "The Gaming Board for The Bahamas".
- (3) System generated printouts of (a) monthly revenue figures; and (b) accounts up to trial balance, to be attached hereto.

#### GAMING TAX SUMMARY:

Calendar Month	Taxable Revenue	Tax at 11%	Earnings	Tax at 25%	Tax Due
1-31 July 2014					
1-30 August 2014					
1-31 September 2014					
1-30 October 2014					
1-24 November 2014					
Total Tax Due					

I declare that the information contained herein is, to the best of my knowledge, true and correct. I acknowledge that a contravention of the provisions of section (85)(16)(b) of the Act by a business may render the continued operation of such business unlawful, notwithstanding anything to the contrary in the Act; and may be grounds for the disqualification of a business for any licence provided for by the Act.

\_\_\_\_\_  
Name of duly authorised signatory

\_\_\_\_\_  
Capacity of Signatory

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

For official use				
Operator or Reference		Payment provided	Yes/No	Payment date
Return complete	Yes/ No	Supporting doc's attached	Yes/No	Processed by: _____ Signed: _____

**Dated the 18<sup>th</sup> day of November, 2014.**

**Signed**  
**OBEDIAH H. WILCHCOMBE**  
**Minister Responsible for Gaming**