



BERMUDA

PAYROLL TAX AMENDMENT AND VALIDATION ACT 2022

2022 : 11

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WHEREAS it is expedient to amend the Payroll Tax Act 1995 and the Payroll Tax Rates Act 1995, and to validate certain waivers of payroll tax granted by or on behalf of the Minister of Finance;

Be it enacted by The Queen's Most Excellent Majesty, by and with the advice and consent of the Senate and the House of Assembly of Bermuda, and by the authority of the same, as follows:

Citation

1 This Act may be cited as the Payroll Tax Amendment and Validation Act 2022.

Amends section 9C

2 In section 9C of the Payroll Tax Act 1995 ("the principal Act")—

- (a) in subsection (1), in the definition of "qualifying employee"; and
- (b) in subsection (2),

delete "31 March 2022" and substitute "31 March 2024".

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Amends section 9CA

3 In section 9CA of the principal Act—

- (a) in subsection (1), in the definition of “qualifying employee”; and
- (b) in subsection (2),

delete “31 March 2022” and substitute “31 March 2024”.

Amends section 9D

4 In section 9D(3) of the principal Act, delete “31 March 2022” and substitute “31 March 2024”.

Amends section 3A of the Rates Act

5 In section 3A of the Payroll Tax Rates Act 1995 (“the Rates Act”), in the table of standard rate bands in subsection (1)—

- (a) in the entry relating to the annual remuneration band up to \$48,000, delete “2.00%” and substitute “1.50%”;
- (b) in the entry relating to the annual remuneration band of \$48,001 to \$96,000, delete “8.50%” and substitute “9.00%”.

Validation

6 (1) This section applies to any waivers of payroll tax liability granted by or on behalf of the Minister of Finance since 15 July 2020 for any period up to 30 September 2022, as a result of the exceptional circumstances resulting from the declaration of a public health emergency in Bermuda by the Minister of Health under section 107A of the Public Health Act 1949.

(2) Any such waivers shall be deemed to have been validly granted in accordance with section 22 of the Public Treasury (Administration and Payments) Act 1969.

Commencement

7 This Act comes into operation on 1 April 2022.

[Assent Date: 31 March 2022]

[Operative Date: 01 April 2022]