



Unofficial translation of the

**SIXTH AMENDMENT TO THE
TAX ADMINISTRATION
REGULATION**

2021/R-172

DISCLAIMER OF LIABILITY

This is the unofficial translation of the original document in Dhivehi. In the event of conflict between this translation and the Dhivehi version of this document, the latter shall prevail. Therefore, it is advised that both the Dhivehi version of this document and this translation be read concurrently.

3. Amend Section 6 of the aforementioned Regulation as follows:

- Change of information** 6. Upon the occurrence of one of the following events, the taxpayer or the responsible person of the taxpayer shall notify MIRA within 15 (fifteen) days from the occurrence of that event.
- (a) Commencement of an additional business activity by the taxpayer;
 - (b) Change of any information provided to MIRA relating to the taxpayer or a business activity conducted by the taxpayer;
 - (c) Change of the responsible person appointed by the taxpayer or any information relating to the responsible person.

4. Amend Section 7 of the aforementioned Regulation as follows:

- Penalty for the offence of non-registration** 7. (a) Where a person required to register under a tax act or regulation fails to register, that person shall be subject to a penalty of MVR 50 (Fifty Rufiyaa) for each day of delay, under Section 65(b)(2) of the Act. The criminal penalty for such offence shall be house arrest of the offender for a period of between 1 (one) and 6 (six) months.
- (b) The total amount of the penalty imposed under subsection (a) shall not exceed MVR 5,000 (Five Thousand Rufiyaa).

5. Amend Section 11(a) of the aforementioned Regulation as follows:

- Sending and receiving documents via email** 11. (a) Documents submitted to MIRA through email by persons registered with MIRA under a tax act or regulation, shall be emailed from the person's email address registered with MIRA.

6. Insert a subsection after Section 23(a)(15) of the aforementioned Regulation as follows:

23. (a) (16) Information available on commercial databases.

7. Insert a subsection after Section 23(b-2) of the aforementioned Regulation as follows:

23. (b-3) For the purpose of determining the amount of tax required to be paid under Section 39(a) of the Act, the arm's length price of a controlled transaction entered into between associated parties may be determined using the transfer pricing methods specified in Section 8(e) of the Transfer Pricing Regulation (Regulation number 2020/R-43).

8. Repeal Section 25 of the aforementioned Regulation:

- Changes to the amount determined by MIRA** 25. (*Repealed*).

9. Amend Section 36 of the aforementioned Regulation as follows:

- Amending the decision of the Commissioner General or the decision of MIRA** 36. Based on the objection raised in accordance with this Chapter, the decision of the Commissioner General or the decision of MIRA may be amended in part or in full, or it may be affirmed as correct.

10. Insert a section after Section 71 of the aforementioned Regulation as follows:

- Computation of the periods** 71-1. (a) Unless specified otherwise in the Act or this Regulation, public holidays and Government holidays shall not be included in computing the periods specified in days in the Act or this Regulation.
- (b) Unless specified otherwise in that policy, public holidays and Government holidays shall not be included in computing the periods specified in a policy formulated by MIRA.
- (c) Notwithstanding subsection (a), public holidays and Government holidays shall be included in computing the period specified in Section 43(a) of the Act. However, where the last day of that period falls on a

public holiday or Government holiday, the first official working day following that public holiday or Government holiday shall be considered the last day of the period.

11. Repeal Section 77(b) of the aforementioned Regulation:

77. (b) *(Repealed).*

12. Amend the definition of “business” specified in Section 77(c) of the aforementioned Regulation as follows:

77. (c) “Business” shall have the same meaning as in Section 79(y) of the Income Tax Act (Law Number 25/2019).

13. Amend the definition of “business premises” specified in Section 77(c) of the aforementioned Regulation as follows:

77. (c) “Business premises” refers to a place where a business as specified in Section 79(y) of the Income Tax Act (Law Number 25/2019) is conducted.

14. Remove the definition of “Person conducting business in the Maldives” specified in Section 77(c) of the aforementioned Regulation.

15. This Regulation shall have effect from the date of its publication in the Government Gazette.