JAMAICA

No. 03 – 2025

I assent,

[L.S.]

Sgd. P. L. Allen

Governor-General.

12th day of March 2025

AN ACT to Amend the Income Tax Act.

[13th day of March 2025]

BE IT ENACTED by The Parliament of Jamaica, by and with the advice and consent of the Senate and House of Representatives of Jamaica, and by the authority of the same, as follows:—

Short title and construction.

1. This Act may be cited as the Income Tax (Amendment) Act, 2025, and shall be read and construed as one with the Income Tax Act (hereinafter referred to as the principal Act) and all amendments thereto.

Amendment of section 2 of principal Act.

2. Section 2 of the principal Act is amended—

(a) by inserting in the correct alphabetical sequence the following definition—

" "independent power producer" has the meaning assigned to it by section 2 of the Electricity Act, 2015;"; and

(b) in the definition of "regulated company", by inserting next after the word "means" the words "a company other than a company referred to in section 30(l)(b)(vi) and (vii)(B), and".

Amendment of section 12 of principal Act.

3. Section 12(1) of the principal Act is amended—

(a) in paragraph (z)—

(i) by deleting sub-paragraph (iii), and substituting therefor the following—

"(iii) the income of any individual derived from the sources of income referred to in sub-paragraph (i), in respect of the following periods and years of assessment—

(A) for years of assessment 2010 to 2023, $80,000.00 of that income;

(B) for the period 1st January, 2024 to 31st March, 2024, $20,000.00 of that income;

(C) for the period 1st April, 2024 to 31st December, 2024, $187,530.00 of that income;

(D) any year of assessment subsequent to 2024, $250,040.00 of that income;"; and

(ii) by deleting sub-paragraph (vi) and substituting therefor the following—

"(vi) the individual referred to in sub-paragraph (iv)—

(A) in any year of assessment 2010 to 2023, $80,000.00 of his income derived from any of the sources of income referred to

in sub-paragraph (i) and from any other source;

(B) the period 1st January, 2024 to 31st March, 2024, $20,000.00 of his income derived from any of the sources of income referred to in sub-paragraph (i) and from any other source;

(C) for the period 1st April, 2024 to 31st December, 2024, $187,530.00 of his income derived from any of the sources of income referred to in sub-paragraph (i) and from any other source;

(D) in any year of assessment after 2024, $250,040.00 of his income derived from any of the sources of income referred to in sub-paragraph (i) and from any other source;"; and

(b) in paragraph (ab), by deleting paragraph (iii) and substituting therefor the following—

"(iii) the income of an individual who has attained the age of sixty-five years or attains that age at any time during—

(A) the years of assessment 2010 to 2023, $80,000.00 of his income;

(B) the period 1st January, 2024 to 31st March, 2024, $20,000.00 of his income;

(C) the period 1st April, 2024 to 31st December, 2024, $187,530.00 of his income;

(D) any year of assessment after 2024, $250,040.00 of his income;".

Amendment of section 30 of principal Act.

4. Section 30 of the principal Act is amended—

(a) in subsection (1)—

(i) in paragraph (a)—

(A) in sub-paragraph (xv), by deleting the words "commencing 1st January, 2018—" and substituting therefor the words "between the 1st January, 2018 and 31st December, 2023—";

(B) by inserting next after sub-paragraph (xv) the following sub-paragraphs—

"(xvi) between the 1st January, 2024, and the 31st March, 2024—

For the first $375,024.00 ... Nil

For every dollar of income exceeding $375,024.00 but not exceeding $1,500,000.00 ... 25 cents;

For every dollar of income exceeding $1,500,000.00 ... ... 30 cents;

(xvii) between the 1st April, 2024, and 31st December, 2024—

For the first $1,275,066.00 ... Nil

For every dollar of income exceeding $1,275,066.00 but not exceeding $4,500,000.00 ... 25 cents

For every dollar of income exceeding $4,500,000.00 ... ... 30 cents

(xviii) for any year of assessment commencing after the 31st December, 2024—

For the first $1,700,088.00 ... Nil

For every dollar of income exceeding $1,700,088.00 but not exceeding $6,000,000.00 ... 25 cents;

For every dollar of income exceeding $6,000,000.00 ... ... 30 cents;";

(ii) in paragraph (ab)—

(A) by deleting the words "subsection (1)(a)" and substituting therefor the words "paragraph (a)";

(B) by deleting sub-paragraph (i) and substituting therefor the following—

"(i) the income taxed at the rate of nil for—

(A) the year of assessment 2016, shall not exceed $796,536.00;

(B) the year of assessment 2017, shall not exceed $1,375,140.00;

(C) years of assessment 2018 to 2023, shall

not exceed $1,500,096.00;

(D) the year of assessment 2024, shall not exceed $1,650,090.00;";

(C) in sub-paragraph (ii), by deleting the words "sub-paragraph (xii)" and substituting therefor the words "paragraph (a)(xii)";

(D) by deleting sub-paragraph (iii), and substituting therefor the following—

"(iii) in relation to—

(A) paragraph (a)(xiii) and (xiv), the income taxed at the rate 30 cents for every dollar shall not apply to the first $500,000.00 of income earned in each month during any period referred to in paragraph (a)(xiii) and (xiv) in year of assessment 2017;

(B) paragraph (a)(xv), the income taxed at the rate 30 cents for every dollar shall not apply to the first $500,000.00 of income earned in each month during any period referred to in

paragraph (a)(xv) in year of assessment 2018;

(C) paragraph (a)(xvi) and (xvii) the income taxed at the rate 30 cents for every dollar shall not apply to the first $500,000.00 of income earned in each month during any period referred to in paragraph (a)(xvi) and (xvii) in year of assessment 2024;

(D) paragraph (a)(xviii), the income taxed at the rate 30 cents for every dollar shall not apply to the first $500,000.00 of income earned in each month during any period referred to in paragraph (a)(xviii) in a year of assessment commencing after the 31st December, 2024."; and

(iii) in paragraph (b)—

(A) by deleting the words "sub-paragraphs (i), (ii), (iii), (iv) and (v)," and substituting therefor the words "this paragraph";

(B) in sub-paragraph (iv), by deleting the word "and";

(C) in sub-paragraph (v), by deleting the full stop and substituting therefor a semi-colon; and

(D) by inserting next after sub-paragraph (v) the following sub-paragraphs—

"(vi) with effect from the year of assessment 2023, 25 cents in every dollar of the income of a company holding a licence issued under the Trust and Corporate Services Providers Act, 2017; and

(vii) with effect from the year of assessment 2023, 25 cents in every dollar of the income of an independent power producer that—

(A) is a company; and

(B) generates the prescribed percentage of its generated electricity from the prescribed renewable energy sources;"; and

(b) in subsection (1A), by deleting the definitions "regulated company" and "unregulated company".

Amendment of section 32A of principal Act.

5. Section 32A of the principal Act is amended—

(a) in subsection (2), by deleting the words "A person" and substituting therefor the words "Subject to subsection (2A), a person"; and

(b) by inserting next after subsection (2), the following subsection—

"(2A) Subsection (2) shall not apply to—

(a) a company holding a licence issued under the Trust and Corporate Services Providers Act, 2017; or

(b) an independent power producer.".

Amendment of section 67 of principal Act.

6. Section 67 of the principal Act is amended by deleting subsection (7) and inserting therefor the following subsections—

Part I. Second Schedule.

" (7) Subject to the provisions contained in Part I of the Second Schedule, every employer shall, on or before the 31st of January in every year, prepare and deliver, to the Commissioner General, in the prescribed form, a return of—

(a) the names and residences of all persons employed by the employer; and

(b) the salaries paid by the employer to the persons specified in paragraph (7A) or such other persons as the Commissioner General may require.

(7A) The persons referred to in subsection (7)(b) are the persons whose remuneration in the employment for the preceding year ending the 31st day of December, in respect of—

(a) the years of assessment 2001, 2002, 2003 and 2004, exceeds the sum of $120,432.00;

(b) the year of assessment 2005, exceeds the sum of—

(i) $60,216.00 for the period 1st January, 2005 to 30th June, 2005; and

(ii) $84,552.00 for the period 1st July, 2005 to 31st December, 2005;

(c) the years of assessment 2006 and 2007, exceeds the sum of $193,440.00;

(d) the year of assessment 2008, exceeds the sum of—

(i) $96,720.00 for the period 1st January, 2008 to 30th June, 2008; and

(ii) $100,152.00 for the period 1st July, 2008 to 31st December, 2008;

(e) the year of assessment 2009, exceeds the sum of—

(i) $110,136.00 for the period 1st January, 2009 to 30th June, 2009; and

(ii) $160,368.00 for the period 1st July, 2009 to 31st December, 2009;

(f) the years of assessment 2010, 2011 and 2012, exceeds the sum of $441,168.00;

(g) the years of assessment 2013 and 2014, exceeds the sum of $507,312.00;

(h) the year of assessment 2015, exceeds the sum of $557,232.00;

(i) the year of assessment 2016, exceeds the sum of—

(i) $296,400.00 for the period 1st January, 2016 to 30th June, 2016; and

(ii) $500,136.00 for the period 1st July, 2016 to 31st December, 2016;

(j) the year of assessment 2017, exceeds the sum of—

(i) $250,068.00 for the period 1st January, 2017 to 31st March, 2017; and

(ii) $1,125,072.00 for the period 1st April, 2017 to 31st December, 2017;

(k) the years of assessment 2018, 2019, 2020, 2021, 2022 and 2023, exceeds the sum of $1,500,096.00;

(l) the year of assessment 2024, exceeds the sum of—

(i) $375,024.00 for the period 1st January, 2024 to 31st March, 2024; and

(ii) $1,275,066.00 for the period 1st April, 2024 to 31st December, 2024; and

(m) for each year of assessment after the 31st December, 2024, exceeds the sum of $1,700,088.00.

(7B) For the purposes of subsection (7), where the employer is a body of persons, the secretary or the attorney, manager, agent or chief officer of the body, resident in the Island, shall be deemed to be the employer.".

Amendment of section 68 of principal Act.

7. Section 68 of the principal Act is amended—

(a) in the marginal note, by deleting the words "seven hundred and ninety-six thousand five hundred and thirty-six dollars" and substituting therefor the words "prescribed amount"; and

(b) by deleting subsection (1) and inserting therefor the following subsections—

" (1) Every individual residing in the Island whose total income from every source, for any year of assessment, exceeds the amount for that year prescribed in subsection (1A), shall give notice of that fact to the Commissioner General or to a Collector of Taxes before the 15th February in the year next following that year.

(1A) The amount for—

(a) the year of assessment 1994 is $22,464.00;

(b) the year of assessment 1995 is $35,568.00;

(c) the year of assessment 1996 is $50,544.00;

(d) the years of assessment 1997 and 1998 is $80,496.00;

(e) the years of assessment 1999 and 2000 is $100,464.00;

(f) the years of assessment 2001, 2002, 2003 and 2004 is $120,432.00;

(g) the year of assessment 2005—

(i) for the period 1st January, 2005 to 30th June, 2005, is $60,216.00; and

(ii) for the period 1st July, 2005, to 31st December, 2005, is $84,552.00;

(h) the years of assessment 2006 and 2007 is $193,440.00;

(i) the year of assessment 2008—

(i) for the period 1st January, 2008, to 30th June, 2008, is $96,720.00; and

(ii) for the period 1st July, 2008, to 31st December, 2008, is $100,152.00;

(j) the year of assessment 2009—

(i) for the period 1st January, 2009, to 30th June, 2009, is $110,136.00; and

(ii) for the period 1st July, 2009, to 31st December, 2009, is $160,368.00;

(k) the years of assessment 2010, 2011 and 2012 is $441,168.00;

(l) the years of assessment 2013 and 2014 is $507,312.00;

(m) the year of assessment 2015 is $557,232.00;

(n) the year of assessment 2016—

(i) for the period 1st January, 2016, to 30th June, 2016, is $296,400.00; and

(ii) for the period 1st July, 2016, to 31st December, 2016, is $500,136.00;

(o) the year of assessment 2017—

(i) for the period 1st January, 2017, to 31st March, 2017, is $250,068.00; and

(ii) for the period 1st April, 2017, to 31st December, 2017, is $1,125,072.00;

(p) the years of assessment 2018, 2019, 2020, 2021, 2022 and 2023 is $1,500,096.00;

(q) the year of assessment 2024—

(i) for the period 1st January, 2024, to 31st March, 2024, is $375,024.00; and

(ii) for the period 1st April, 2024, to 31st December, 2024, is $1,275,066.00; and

(r) each year of assessment after the 31st December, 2024, is $1,700,088.00.

(1B) Subsection (1) shall not apply—

(a) to any year of assessment in respect of which the individual has delivered a return in accordance with section 67(1); or

(b) where the individual is or has been in employment, to any year in respect of which that individual's name should be

included in a return by that individual's employer pursuant to section 67(7).".

8. Section 93 of the principal Act is amended by inserting next after subsection (2) the following subsection— Amendment of section 93 of principal Act.

"(2A) For the purposes of section 30(1)(b)(vii)(B), the Minister may, by order published in the *Gazette*, prescribe—

(a) the percentage of electricity to be generated; and

(b) the renewable energy sources from which that electricity is to be generated.".

9. Paragraph 3(1)(b) of the Seventh Schedule to the principal Act is amended by deleting the words "five hundred million dollars" and substituting therefor the words "seven hundred and fifty million dollars". Amendment of Seventh Schedule to principal Act.

Passed in the House of Representatives this 14th day of January, 2025.

JULIET HOLNESS
Speaker.

Passed in the Honourable Senate this 24th day of January, 2025.

THOMAS TAVARES-FINSON, CD, QC, JP
President.

This printed impression has been carefully compared by me with the authenticated impression of the foregoing Act and has been found by me to be a true and correct printed copy of the said Act.

Sgd. Christopher Cowan
Deputy *Clerk to the Houses of Parliament.*