

**SECOND SUPPLEMENT TO THE GIBRALTAR
GAZETTE
No. 4152 of 5 March, 2015**

LEGAL NOTICE NO. 35 OF 2015.

INCOME TAX ACT 2010

**INCOME TAX (PAY AS YOU EARN) (AMENDMENT)
REGULATIONS 2015**

In exercise of the powers conferred upon me by section 55 of the Income Tax Act 2010, and all other enabling powers, I have made the following Regulations—

Title and commencement.

1. These Regulations may be cited as the Income Tax (Pay As You Earn) (Amendment) Regulations 2015 and come into operation on 1 July 2015.

Amendment of regulations.

2. The Income Tax (Pay As You Earn) Regulations 1989 are amended—

(a) in regulation 19(1) by inserting “and shall be liable to the penalties set out in subregulations (1A) and (1B)” after the words “shall be guilty of an offence”.

(b) by inserting the following subregulations after subregulation (1)—

“(1A) In the case of conduct falling within any of paragraphs (a) or (c) to (j) of subregulation (1), an employer shall be liable, on summary conviction, to a fine not exceeding level 5 on the standard scale.

(1B) In the case of conduct falling within subregulation (1) (b), an employer shall be liable—

(a) on summary conviction, to imprisonment for a term not exceeding 6 months or a fine not exceeding the statutory maximum, or both;

- (b) on conviction on indictment, to imprisonment for a term not exceeding 7 years or a fine, or both.”.

Dated 5th March, 2015

F R PICARDO,
Minister with responsibility for public finance.

EXPLANATORY MEMORANDUM

These Regulations amend regulation 19 of the Income Tax (Pay As You Earn) Regulations 1989.

