



BELIZE

**BLAIR ATHOL POWER PROJECT ACT
CHAPTER 59:02**

REVISED EDITION 2011

**SHOWING THE SUBSTANTIVE LAWS AS AT 31ST
DECEMBER, 2011**

This is a revised edition of the Substantive Laws, prepared by the Law Revision Commissioner under the authority of the Law Revision Act, Chapter 3 of the Substantive Laws of Belize, Revised Edition 2011.

CHAPTER 59:02

ARRANGEMENT OF SECTIONS

1. Short title.
2. Interpretation.
3. Exemption from taxes and duties.
4. Exemption from business tax.
5. Extent of exemption.
6. Commencement.

CHAPTER 59:02

BLAIR ATHOL POWER PROJECT

32 of 2010.

[31st December, 2010]

Short title.

1. This Act may be cited as the Blair Athol Power Project Act.

Interpretation.

2. In this Act. unless the context otherwise requires,

“Agreement” means the Power Purchase Agreement dated 30th January 2008 between Belize Electricity Limited and Belize Aquaculture Limited, and includes any amendments thereto;

“Commercial Operation Date” means the date as determined under Article 1 of the Agreement, that is to say, 14th April, 2009;

“Minister” means the Minister responsible for Finance;

“Producer” means the Blair Athol Power Company Limited, a company incorporated under the Companies Act, Cap. 250, and its successors and permitted assigns;

“Project” means the electrical energy generating power plant, owned, operated and maintained by the Producer, located 5 miles on the Placencia Road, Stann Creek District, including but not limited to all associated land, structures, facilities, and all infrastructure for or connected with the operation of the project.

Exemption from taxes and duties.

3. Notwithstanding anything to the contrary contained in the Customs and Excise Duties Act, Cap.48, the Customs Regulation Act, Cap. 49, the Exchange Control Regulation Act, Cap.52, the General Sales Tax Act, Cap. 54.01, and the Stamp Duties Act, Cap. 64, or any regulations made thereunder, the Producer shall be exempt from all taxes, duties or imposts levied or imposed under the said Acts, for a period of fifteen years from the Commercial Operation Date, to the extent specified in section 5 of this Act.

4. Notwithstanding anything to the contrary contained in the Income and Business Tax Act, Cap. 55, but subject to section 5 of this Act, the Producer shall be exempt from business tax as follows,

Exemption from
business tax.

- (a) total exemption for a period of five (5) years from the Commercial Operation Date;
- (b) partial exemption equal to 33% of business tax for a period of ten (10) years after the expiry of the period mentioned in (a) above,

after which the Producer shall be liable to pay all business tax as provided from time to time in the Income and Business Tax Act, Cap. 55.

5. The exemption from taxes and duties granted by sections 3 and 4 of this Act shall apply only to such activities of the Producer as relate directly to the Project.

Extent of exemp-
tions.

6.-(1) This Act shall come into force on a day to be appointed by the Minister by Order published in the *Gazette*.

(2) Upon the commencement of this Act, Article 30 of the Agreement [relating to exemption from taxes and duties] shall cease to have effect.
