

- (a) the recipient of the supply is outside The Gambia at the time of supply and will effectively use or enjoy the services outside The Gambia; and
- (b) the services are not—
 - (i) directly related to land situated in The Gambia;
 - (ii) physically performed on goods situated in The Gambia at the time of supply; or
 - (iii) global roaming services provided to a person temporarily outside The Gambia.

(7) A supply of services is not zero-rated under subsection (6) if—

- (a) the supply is of a right or option to receive a subsequent supply of something else in The Gambia; or
- (b) the services are supplied under an agreement with a non-resident person but are or will be rendered to a person in The Gambia who is not a registered person.

(8) A supply of services that consist of the filing, prosecution, granting, maintenance, transfer, assignment, licensing, or enforcement of intellectual property rights for use outside The Gambia is zero-rated.

(9) A supply of telecommunications services by a telecommunications supplier to a non-resident telecommunications supplier is zero-rated, including a supply involving the termination of calls in The Gambia or the transmission of signals through The Gambia.

(10) A supply of services is zero-rated if it relates to the repair or replacement of goods under warranty and—

- (a) the supply is provided under an agreement with, and for consideration given by, the warrantor, who is a non-resident person and is not a registered person; and
- (b) the goods are repaired or replaced without charge to the owner.

(11) The following supplies are zero-rated:—

- (a) a supply of international transport ;
- (b) a supply of insuring the international transport of goods;
- (c) a supply of the services of repairing, maintaining, cleaning, renovating, modifying, treating, or otherwise physically affecting an aircraft or ship engaged in international transport;
- (d) a supply to a non-resident person who is not a registered person of services that—
 - (i) consist of the handling, pilotage, salvage, or towage of a ship or aircraft engaged in international transport; or
 - (ii) are provided directly in connection with the operation or management of a ship or aircraft engaged in international transport;

166. Other Zero rated supplies

The first supply by the refiner of gold (in an investment form) of at least 99.5% fineness is zero-rated.

PART VII - VALUE OF SUPPLIES AND TAXABLE IMPORTS

167. Value of supply of goods or services

(1) Subject to this section, the value of a supply of goods or services is the consideration for the supply.

(2) The value of a supply of goods under a financial lease is the amount determined under subsection (3) of section 52.

(3) The value of a supply of goods or services made by a registered person to an associate (or a supply of imported services made by a non-resident person to an associate) for no consideration or for a consideration that is less than the fair market value of the supply is the fair market value of the supply at the time of the supply.

(4) Except as provided in subsection (3), the value of a supply of goods or services for no consideration is zero.

(5) If a taxable supply is made without a separate amount of the consideration being identified as VAT, the value of the supply is the consideration reduced by an amount equal to the consideration multiplied by the tax fraction.