

references to supplier and recipient in those subsections refer to the person who would have been the supplier and recipient had the supply not been cancelled.

171. Value of taxable import

(1) Subject to subsection (2), the value of a taxable import is the sum of-

- (a) the value of the goods ascertained for the purposes of customs duty under the customs laws whether or not any duty is payable on the import;
- (b) the amount of customs duty, excise duty, and any other fiscal charge (other than VAT) payable on the import; and
- (c) the value of any services referred to in subsection (6) of section 143 not included in the value under paragraph (a).

(2) The value of an import of fuel by or for supply to dealers of fuel is the sum of the value under subsection (1) plus the dealer's margin receivable from the government of The Gambia.

PART VIII- REGISTRATION

172. Registration generally

(1) A person is required to register for VAT —

- (a) at the end of any twelve-month or shorter period, if during the period the total value of supplies of goods or services made by the person equals or exceeds one million dalasis; or
- (b) at the beginning of any twelve-month period, if there are reasonable grounds to expect that the total value of supplies of goods or services to be made by the person during that period will equal or exceed one million dalasis.

(2) In determining whether a person is required to register under subsection (1), the Commissioner-General may have regard to the value of supplies made by an associate of the person.

(3) The following supplies by a person are not taken into account for purposes of subsection (1):—

- (a) the supply of a capital asset of the person;
- (b) a supply made solely as a consequence of selling an economic activity or part of that economic activity as a going concern;
- (c) supplies made solely as a consequence of permanently ceasing to carry on an economic activity; and
- (d) supplies that would not be taxable supplies under section 152(1) if the person were registered.

(4) In the case of a non-resident person, only supplies considered made in The Gambia under sections 158, 159, or 161. are taken into account for purposes of subsection (1).

(5) For purposes of subsection (1) a person's supplies are deemed to include supplies of imported services made, or to be made, to the person that would be taxable supplies if the person were a registered person during the period in question.

(6) A person who is required to register under subsection (1) shall apply to the Commissioner-General for registration within twenty-one days of becoming so required.

(7) If the Commissioner-General is satisfied that—

- (a) a person who has applied for registration is required to register for VAT under subsection (1), and
- (b) the applicant's realised or expected turnover has not, or will not be, affected by exceptional circumstances that are unlikely to occur again in the foreseeable future,

the Commissioner-General shall register the person within twenty-one days of receipt of the application.

(8) Registration takes effect from the beginning of the first tax period after the person is required to submit an application for registration under subsection (6) or such later period as the Commissioner-General may notify in writing.

(9) The Commissioner-General shall issue to each person registered for VAT a certificate of registration.

(10) A registered person shall exhibit the certificate of registration—