

**THE VALUE ADDED TAX (AMENDMENT)  
BILL, 2022**

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MEMORANDUM

The object of this Bill is to amend the Value Added Tax Act, so as to

- (a) revise the definition of “commercial property”;
- (b) provide clarity on crediting of input tax;
- (c) revise the penalty for tax evasion; and
- (d) provide for matters connected with, or incidental to, the foregoing.

M. D. KABESHA,  
*Attorney-General*



# A BILL

ENTITLED

## **An Act to amend the Value Added Tax Act.**

ENACTED by the Parliament of Zambia.

Enactment

1. (1) This Act may be cited as the Value Added Tax (Amendment) Act, 2022, and shall be read as one with the Value Added Tax Act, in this Act referred to as the principal Act.

Short title and commencement  
Cap. 331

5 (2) This Act shall come into operation on 1st January, 2023.

2. Section 11 of the principal Act is amended by the deletion of the definition of “commercial property” and the substitution therefor of the following:

Amendment of section 2

10 “commercial property” means a building that is used for commercial purposes, or land designated or sold for commercial purposes, and includes an office building, an industrial building, a health facility, hotel, shopping mall, retail store, shopping centre, warehouse, garage, recreation centre, dwelling house used for commercial purposes and  
15 multi facility building;

3. Section 7A of the principal Act is amended by the deletion of the marginal note and the substitution therefor of the following:

Amendment of section 7A

Record of sales

20 4. Section 18 of the principal Act is amended by the deletion of subsection (4) and the substitution therefor of the following:

Amendment of section 18

(4) Input tax shall not be deducted or credited after a period of ninety days from the date of the relevant tax invoice or other evidence referred to in subsection (3) to the date of submitting the return, except in circumstances as the Commissioner-General may by rule, specify. 5

Amendment  
of section 44

5. Section 44 (1) of the principal Act is amended by the deletion of the words “thirty thousand penalty units” and the substitution therefor of the words “three hundred thousand penalty units”.