



Tonga

**EXCISE TAX (AMENDMENT) (NO.2)
ORDER 2020**



EXCISE TAX (AMENDMENT) (NO.2) ORDER 2020

EXCISE TAX ACT 2007

IN EXERCISE of the powers conferred by section 3 of the Excise Tax Act 2007, the Minister responsible for revenue and customs, with the approval of Cabinet, makes the following Order -

- (1) This Order may be cited as the Excise Tax (Amendment) (No.2) Order 2020.
- (2) The Excise Tax Order 2008, as amended, imposing excise tax rate on goods effective from 1 February 2008 and published in the Government Gazette Supplement Extraordinary on 21 January 2008 shall be referred to as the “Principal Order”.
- (3) This Order shall come into force on 1 July 2020.
- (4) Chapter 24 of the Principal Order is amended by –
 - (a) deleting the current excise tax rates for the following tariff items and replacing it with the following –

Tariff Item	Excise Goods Description	New Excise Tax
2402.10.10	--- Manufactured in Tonga	\$580 per kg
2402.90.10	--- Manufactured in Tonga	\$580 per kg
2401.10.90	---Other	\$750 per kg
2401.20.90	---Other	\$750 per kg
2401.30.90	---Other	\$750 per kg
2402.10.90	---Other	\$750 per kg

2402.20.90	---Other	\$750 per kg
2402.90.90	---Other	\$750 per kg
2403.11.90	---Other	\$750 per kg
2403.19.90	---Other	\$750 per kg
2403.91.90	---Other	\$750 per kg
2403.99.90	---Other	\$750 per kg

- (b) inserting the following new tariff items in the appropriate numerical order–

Tariff Item	Description	Unit Qty	Excise Tax Rate	Export Duty Rate
2402.20.11	----Cigarettes manufactured locally from locally grown tobacco (Tapaka Tonga)	kg	\$100 per kg	Free
2402.20.19	----Cigarettes manufactured locally from imported tobacco	kg	\$580 per kg	Free

- (5) Chapter 27 of the Principal Order is amended by deleting the current excise tax rates for the following tariff items and replacing it with the following –

Tariff Item	Excise Goods Description	New Excise Tax
2710.12.11	---- Aviation Spirit	75 cents per lt
2710.12.12	---- Other, unleaded	75 cents per lt
2710.12.13	---- Distillate Fuel	75 cents per lt
2710.12.14	---- Residual Fuel	75 cents per lt
2710.12.19	---- Other	75 cents per lt
2710.19.11	---- Kerosene	75 cents per lt
2710.19.12	---- Jet Fuel	75 cents per lt
2710.19.13	---- Residual Fuel Oil	75 cents per lt
2710.19.19	---- Other	75 cents per lt
2710.20.00	- Petroleum oils and oils obtained from bituminous minerals (other than crude) and preparations not elsewhere specified or included, containing by weight 70 % or more of petroleum oils or of oils	75 cents per lt

	obtained from bituminous minerals, these oils being the basic constituents of the preparations, containing biodiesel, other than waste oils	
2710.91.00	-- Containing polychlorinated biphenyls (PCBs), polychlorinated terphenyls (PCTs) or polybrominated biphenyls (PBBs)	75 cents per lt
2710.99.00	--- Other	75 cents per lt

- (6) Chapter 87 of the Principal Order is amended by deleting the current excise tax rates for the following tariff items and replacing it with the following –

Tariff Item	Excise Goods Description	New Excise Tax
8703.21.10	--- New	35 cents per cc of engine capacity
8703.21.21	---- Of a kind with a model year of less than 10 years at the date of importation	35 cents per cc of engine capacity
8703.21.29	---- Other	35cents per cc of engine capacity
8703.22.10	--- New	35 cents per cc of engine capacity
8703.22.21	---- Of a kind with a model year of less than 10 years at the date of importation	35 cents per cc of engine capacity
8703.22.29	---- Other	35 cents per cc of engine capacity
8703.31.10	--- New	35 cents per cc of engine capacity
8703.31.21	---- of a kind with a model year of less than 10 years at the date of importation	35 cents per cc of engine capacity
8703.31.29	---- Other	35 cents per cc of engine capacity
8703.40.10	--- New of a cylinder capacity not exceeding 1,000cc	35cents per cc of engine capacity
8703.40.21	---- Of a kind with a model year of less than 10 years at the date of importation	35 cents per cc of engine capacity
8703.40.29	---- Other	35 cents per cc of engine capacity
8703.40.30	--- New of a cylinder capacity exceeding 1,000cc but not exceeding 1,500cc	35 cents per cc of engine capacity
8703.40.41	---- Of a kind with a model year of less than 10 years at the date of importation	35 cents per cc of engine capacity

8703.40.49	---- Other	35 cents per cc of engine capacity
8703.50.10	--- New of a cylinder not exceeding 1,500cc	35 cents per cc of engine capacity
8703.50.21	---- Of a kind with a model year of less than 10 years at the date of importation	35 cents per cc of engine capacity
8703.50.29	---- Other	35 cents per cc of engine capacity
8703.60.10	--- New of a cylinder capacity not exceeding 1,000cc	35 cents per cc of engine capacity
8703.60.21	---- Of a kind with a model year of less than 10 years at the date of importation	35 cents per cc of engine capacity
8703.60.29	---- Other	35 cents per cc of engine capacity
8703.60.30	--- New of a cylinder capacity exceeding 1,000cc but not exceeding 1,500c	35 cents per cc of engine capacity
8703.60.41	---- Of a kind with a model year of less than 10 years at the date of importation	35 cents per cc of engine capacity
8703.60.49	---- Other	35 cents per cc of engine capacity
8703.70.10	--- New of a cylinder capacity not exceeding 1,500cc	35 cents per cc of engine capacity
8703.70.21	---- Of a kind with a model year of less than 10 years at the date of importation	35 cents per cc of engine capacity
8703.70.29	---- Other	35 cents per cc of engine capacity
8703.23.10	--- New	50 cents per cc of engine capacity
8703.23.21	---- Of a kind with a model year of less than 10 years at the date of importation	50 cents per cc of engine capacity
8703.23.29	---- Other	50 cents per cc of engine capacity
8703.32.10	--- New	50 cents per cc of engine capacity
8703.32.21	---- Of a kind with a model year of less than 10 years at the date of importation	50 cents per cc of engine capacity
8703.32.29	---- Other	50 cents per cc of engine capacity
8703.40.50	--- New of a cylinder capacity exceeding 1,500cc but not exceeding 3,000cc	50 cents per cc of engine capacity
8703.40.61	---- Of a kind with a model year of less than 10 years at the date of importation	50 cents per cc of engine capacity
8703.40.69	---- Other	50 cents per cc of engine capacity

8703.50.30	--- New of a cylinder capacity exceeding 1,500cc but not exceeding 3000cc	50 cents per cc of engine capacity
8703.50.41	---- Of a kind with a model year of less than 10 years at the date of importation	50 cents per cc of engine capacity
8703.50.49	---- Other	50 cents per cc of engine capacity
8703.60.50	--- New of a cylinder capacity exceeding 1,500cc but not exceeding 3,000cc	50 cents per cc of engine capacity
8703.60.61	---- Of a kind with a model year of less than 10 years at the date of importation	50 cents per cc of engine capacity
8703.60.69	---- Other	50 cents per cc of engine capacity
8703.70.30	--- New of a cylinder capacity exceeding 1,500cc but not exceeding 3000cc	50 cents per cc of engine capacity
8703.70.41	---- Of a kind with a model year of less than 10 years at the date of importation	50 cents per cc of engine capacity
8703.70.49	---- Other	50 cents per cc of engine capacity
8703.24.10	--- New	75 cents per cc of engine capacity
8703.24.21	---- Of a kind with a model year of less than 10 years at the date of importation	75 cents per cc of engine capacity
8703.24.29	---- Other	75 cents per cc of engine capacity
8703.33.10	--- New	75 cents per cc of engine capacity
8703.33.21	---- Of a kind with a model year of less than 10 years at the date of importation	75 cents per cc of engine capacity
8703.33.29	---- Other	75 cents per cc of engine capacity
8703.40.70	--- New of a cylinder capacity exceeding 3,000cc	75 cents per cc of engine capacity
8703.40.81	---- Of a kind with a model year of less than 10 years at the date of importation	75 cents per cc of engine capacity
8703.40.89	---- Other	75 cents per cc of engine capacity
8703.50.50	--- New of a cylinder capacity exceeding 3000cc	75 cents per cc of engine capacity
8703.50.61	---- Of a kind with a model year of less than 10 years at the date of importation	75 cents per cc of engine capacity
8703.50.69	---- Other	75 cents per cc of engine capacity

8703.60.70	--- New of a cylinder capacity exceeding 3,000cc	75 cents per cc of engine capacity
8703.60.81	---- Of a kind with a model year of less than 10 years at the date of importation	75 cents per cc of engine capacity
8703.60.89	---- Other	75 cents per cc of engine capacity
8703.70.50	--- New of a cylinder capacity exceeding 3000cc	75 cents per cc of engine capacity
8703.70.61	---- Of a kind with a model year of less than 10 years at the date of importation	75 cents per cc of engine capacity
8703.70.69	---- Other	75 cents per cc of engine capacity
8703.90.10	--- New	75 cents per cc of engine capacity
8703.90.21	---- Of a kind with a model year of less than 10 years at the date of importation	75 cents per cc of engine capacity
8703.90.29	---- Other	75 cents per cc of engine capacity

- (7) The Principal Order is amended by inserting the following new tariff items in the appropriate chapter and numerical order -

Tariff Item	Description	Unit Qty	Excise Tax Rate	Export Duty Rate
0204.22.40	--- Mutton Flaps	kg	\$1.15 per kg	Free
0204.42.40	--- Mutton Flaps	kg	\$1.15 per kg	Free
0204.22.30	--- Mutton Breast	kg	\$1.15 per kg	Free
0204.42.30	--- Mutton Breast	kg	\$1.15 per kg	Free

- (8) The Principal Order is amended by deleting the details in the following tariff items, Unit Qty, Import Duty Rate and Export Duty Rate to cater for the new tariff item national splits under these tariff subheadings –

2402.20.10	0204.22.10	0204.22.20	0204.42.10	0204.42.20
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Made at Nuku'alofa this 30th day of **June 2020**.

Hon Tevita Lavemaau
Minister responsible for Revenue and Customs