

New law “On Excises” and Amendment to the Law “On Tax Procedures”

On 24th May 2012 the Albanian Parliament passed Law no 61/2012 “On excises in the Republic of Albania” which will replace the existing law “On excises”. This new law was published in the Official Gazette on 9th August 2012 and shall enter into force on 1st October 2012. Under the transitory provisions excise taxpayers as of 24th August 2012 must now follow the relevant procedures with the Customs Authorities instead the Tax Authorities.

Correspondingly, the Albanian Parliament on 24th May 2012 also passed Law no. 62/2012 which amends law no. 9920, dated 19.05.2008 “On tax procedures in the Republic of Albania”, as amended. This law, also published in the Official Gazette on 9th August 2012 and also taking effect as of 1st October 2012 confirms that as of that time excise will be administered by the General Customs Directorate.

Amendment to the Law “On Income Tax”

The Albanian Parliament on 28th June 2012 passed Law no 71/2012 amending Law no. 8438, dated 28.12.1998 “On income tax”, as amended. It was published in the Official Gazette on 31st July 2012 and shall enter into force on 1st January 2013. This amendment provides that, as from its entry into force in January 2013 profit tax (corporate tax) prepayments shall be paid every three months. However, taxpayers may choose to pay the profit tax prepayments on a monthly basis within date 15 of each month.

Amendment to the Instruction “On Income Tax”

The Minister of Finance on 25th July 2012 issued a new Instruction no. 16, amending Instruction no. 5, dated 30.01.2006 “On income tax”, as amended. This amendment Instruction was published in the Official Gazette on 13th August 2012 and effective as of its date of publication. The Instruction has amended several provisions by better clarifying the meaning of ‘Tax Residence’, the procedures of personal income tax declaration as well as the procedures for capital increase of companies contributed by individuals whose incomes have not been taxed before.

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