



*EXTRAORDINARY*  
**OFFICIAL GAZETTE**  
**THE BAHAMAS**  
PUBLISHED BY AUTHORITY

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NASSAU

1<sup>st</sup> July, 2021

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# PUBLIC FINANCE MANAGEMENT (AMENDMENT) ACT, 2021

## Arrangement of Sections

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### Section

1.	Short title and commencement.....	2
2.	Repeal and replacement of section 110 of the principal Act.....	2
3.	Amendment to Eleventh Schedule of the principal Act. ....	3
4.	Amendment to Twelfth Schedule of the principal Act.....	3



No. 22 of 2021

## **PUBLIC FINANCE MANAGEMENT (AMENDMENT) ACT, 2021**

### **AN ACT TO AMEND THE PUBLIC FINANCE MANAGEMENT ACT, TO EMPOWER THE FINANCIAL SECRETARY TO AUTHORISE THIRD PARTIES TO COLLECT TAXES AND ARREARS**

[Date of Assent - 30<sup>th</sup> June, 2021]

**Enacted by the Parliament of The Bahamas**

#### **1. Short title and commencement.**

- (1) This Act, which amends the Public Finance Management Act, 2021 (*No. 8 of 2021*) may be cited as the Public Finance Management (Amendment) Act, 2021.
- (2) This Act shall come into force on the 1<sup>st</sup> day of July, 2021.

#### **2. Repeal and replacement of section 110 of the principal Act.**

Section 110 of the principal Act is repealed and replaced as follows —

##### **“110. Outsourcing of receipt and collection of taxes.**

- (1) The Financial Secretary may, with the approval of the Minister, engage a third party on such terms and conditions as may be specified by agreement —
  - (a) to receive taxes on behalf of the Government;
  - (b) to collect arrears of taxes due and owing to the Government by any person liable to pay the tax.
- (2) An agreement made pursuant to subsection (1) shall specify that the third party can demonstrate that there exists within its institution, key features of internal systems of control to enable —
  - (a) efficient systems for managing receipts;

- (b) the confidentiality and security of personal information;
  - (c) adequate records to enable receipts to be recorded and pursued in full;
  - (d) credit management systems to pursue amounts outstanding;
  - (e) controls to prevent diversion of funds and other frauds.
- (3) Any fees incurred for the services rendered pursuant to subsection (1)(b) shall become a debt due from the person who is liable to pay the arrears of tax.
- (4) A report shall be made in respect of all sums received, and taxes collected on behalf of the Government and a copy of such report shall be included in the annual report in accordance with section 99(4).”.

**3. Amendment to Eleventh Schedule of the principal Act.**

The Eleventh Schedule to the principal Act is amended by the deletion of the words “(Section 106)” and the substitution of the words “Section 104)”.

**4. Amendment to Twelfth Schedule of the principal Act.**

The Twelfth Schedule to the principal Act is amended by the deletion of the words “(Section 107 and 108)” and the substitution of the words “(Section 105 and 106)”.