

The Motor Vehicles Tax Act, 1932

(ACT NO. I OF 1932)

♣An Act to provide for the imposition and levy of a tax on motor vehicles in Bangladesh.

WHEREAS it is expedient to raise funds for additional expenditure on roads in Bangladesh and for that purpose to impose a tax on motor vehicles in Bangladesh;

[* * *] It is hereby enacted as follows:-

- Short title, commencement and extent**
1. (1) This Act may be called the ¹[* * *] Motor Vehicles Tax Act, 1932.
 - (2) It shall come into force on such date as the Government may, by notification in the official Gazette, appoint.
 - (3) It extends to the whole of Bangladesh.
- Definitions**
2. In this Act, unless there is anything repugnant in the subject or context,-
 - (1) "certificate of registration" means a certificate of registration of a motor vehicle issued under the Motor Vehicles Act, 1939;
 - (2) "registering authority" means the authority empowered under the Motor Vehicles Act, 1939, to register motor vehicles;
 - (3) "motor vehicle" includes a vehicle, carriage or other means of conveyance propelled or which may be propelled, on a road by electrical or mechanical power either entirely or partially;
 - (4) "prescribed" means prescribed by rules made under this Act;
 - (5) "the tax" means the tax imposed under this Act; and
 - (6) "Taxing Officer" means an officer appointed under section 3.
- Appointment of Taxing officers**
3. The Government may, by notification in the official Gazette, appoint such persons or agency as it thinks fit to be Taxing Officers and may in such notification specify the areas within which such officers shall exercise

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the powers conferred and perform the duties imposed on them by or under this Act.

Imposition of Tax

4. (1) A tax at the rate specified in the First Schedule shall be imposed on all motor vehicles kept for use in Bangladesh.

²[(1a) A person who keeps a motor vehicle of which the certificate of registration is current shall for the purposes of this Act be deemed to keep such vehicle for use.]

(2) The tax imposed under sub-section (1) shall be payable for the year and in advance by the person who keeps a motor vehicle for use:

Provided that a Taxing Officer may allow payment of the tax for one or more quarterly periods at the rate, for each such quarterly period of one quarter of the tax payable for the year.

(3) If a Taxing Officer is satisfied that a motor vehicle has not been used for any complete calendar month in the year, he shall refund or remit in respect of the said vehicle one-twelfth of the tax payable for the year for every complete calendar month for which the said vehicle has not been used.

(4) If any person fails to deliver a declaration or additional declaration in accordance with the provisions of section 6 the Taxing Officer may, after making such inquiry as he thinks fit, and after giving an opportunity to such person to be heard, if he so desires, require him to pay any tax or additional tax which the Taxing Officer may find such person liable to pay under the provisions of this Act and may also impose on him a penalty which may extend to half the amount of the tax to which he is found liable.

Refund on surrender of registration certificate

5. When any person has paid the tax in respect of a motor vehicle he shall be entitled, on production of a certificate signed by the registering authority stating that-

(a) the certificate of registration and the registration card granted in respect of such vehicle has been surrendered, to a refund for each complete calendar month of the period for which such tax has been paid and which is unexpired on the date on which the certificate of registration

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was surrendered, of an amount equal to one-twelfth of the tax payable for the year in respect of such vehicle, or

(b) an application for the registration or for the renewal of the registration of such vehicle has been refused, to a refund of the tax paid.

**Declaration
by person
keeping a
motor
vehicle for
use**

6. (1) Every person who keeps a motor vehicle for use shall fill up and sign a declaration in the prescribed form stating truly the prescribed particulars and shall deliver the declaration as so filled up and signed to the Taxing Officer and shall pay to the Taxing Officer the Tax which he appears by such declaration to be liable to pay in respect of such vehicle.

(2) Where a motor vehicle is altered so as to render the person who keeps such vehicle for use liable to the payment of an additional tax under section 7, such person shall fill up and sign an additional declaration, in the prescribed form showing the nature of the alterations made and containing the prescribed particulars and shall deliver such additional declaration as so filled up and signed to the Taxing Officer and shall pay to the Taxing Officer the additional tax payable under section 7 which he appears by such additional declaration to be liable to pay in respect of such vehicle.

(3) Every person who owns any motor vehicle which is let for hire otherwise than on a hire-purchase agreement shall, for the purposes of this Act, be deemed to be the person who keeps such vehicle for use.

**Payment of
additional
tax**

7. Where any motor vehicle in respect of which the tax has been paid is altered in such a manner as to cause the vehicle to become a vehicle in respect of which a higher rate of tax is payable, the person who keeps such vehicle for use shall be liable to pay an additional tax of a sum which is equal to the difference between the tax already paid in respect of such vehicle and the tax which is payable in respect of such vehicle after its being so altered, and the registering authority shall not grant a fresh certificate of registration or renew any certificate of registration in respect of such vehicle as so altered until such amount of tax has been paid.