

BELIZE:

STATUTORY INSTRUMENT

No. 133 of 2023

ORDER made by the Minister responsible for Investment, in exercise of the power conferred upon him by, section 3(5) of the Fiscal Incentives Act, Chapter 54, of the Laws of Belize, Revised Edition 2020, and all other powers thereunto him enabling.

(Gazetted 25th November, 2023)

1. This Order may be cited as the

Citation,

APPROVED ENTERPRISE (THE BANKS AT SLEEPING GIANT LIMITED) ORDER, 2023.

2. It is hereby declared that the principals of The Banks at Sleeping Giant Limited shall operate a resort marketed under the Rainforest at Sleeping Giant located at mile 36 of the Hummingbird Highway. The Banks at Sleeping Giant Limited (hereby called ‘the Company’) shall be an approved enterprise under the Fiscal Incentives Act.

Declaration of enterprise and development enterprise.

3. In addition to the conditions imposed under the Act, the Company shall-

Special conditions.

- (a) not practice, any discrimination on grounds of ethnic, religious or political identity;
- (b) observe all relevant laws that relate to safety, social security, health and labour;
- (c) pay fair wages to the workers and observe fair labour practices, in accordance with the Labour Act;

- (d) consult with the Belize Labour Department before employing any person who is a non-national or non-CARICOM nationals;
- (e) ensure that any person employed who is not a national of Belize or a CARICOM Member State, is in possession of a valid work permit;
- (f) provide training for staff in all aspects of the operation and conduct of the Company including management;
- (g) submit a plan for training to the Ministry of Labour for approval;
- (h) satisfy the Ministry responsible for the Environment, that all necessary measures have been or will be taken to control any pollution to the environment that may result from the operation of the Company;
- (i) satisfy the Ministry responsible for Culture, that all measures have been or will be taken to prevent the destruction of any ancient monument or antiquity located within the Company's area of operation;
- (j) maintain separate books for accounts and records in respect of the Company;
- (k) maintain the books of accounts and records in a manner that conforms with generally accepted accounting principles in Belize and appropriate to the business in which the Company operates;
- (l) conduct the business of the Company in accordance with the relevant requirements outlined under the ACT; or
- (m) Ensure at least one hundred eight (108) persons are employed by the company prior to 26th September, 2028.

4. Upon obtaining the written approval under section 4 of the Fiscal Incentive Act, the Company shall be permitted to import such quantity of items, free of customs duty and revenue replacement duty, as shall have been proved unavailable from suitable local products or raw materials, and necessary for the establishment or expansion and operation of the Company, and for the sole use thereof, but limited to-

Relief from duties.

- (a) building materials and supplies;
- (b) plant, machinery and equipment;
- (c) fixtures and fittings;
- (d) office equipment and appliances;
- (e) utility & transport vehicles (twenty-four golf carts, twenty e-bikes, twenty bikes, four vans, four EV charging stations).

5. The duty exemption period shall be from the 27th September, 2023 to the 26th September, 2028.

Duty Exemption Period.

6. The Company shall not be entitled to any tax holiday period.

Tax Holiday Period.

7. This Approved Enterprise Order may be revoked if any condition to which it is subject is breached by the Company.

Provision relating to revocation of order.

Made by the Minister responsible for investment this 21st day of November, 2023.



(HON. JOHN BRICEÑO)

Minister of Finance, Economic Development and Investment
(Minister responsible for Investment)