



**THE GOODS AND SERVICES TAX (NON-TAXABLE GRANTS OR  
SUBSIDIES) ORDER 1991**

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CATHERINE A. TIZARD, Governor-General

**ORDER IN COUNCIL**

At Wellington this 16th day of December 1991

Present:

THE HON. W. F. BIRCH PRESIDING IN COUNCIL

PURSUANT to section 5 (6E) (b) (iii) of the Goods and Services Tax Act 1985, Her Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following order.

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**ORDER**

**1. Title and commencement**—(1) This order may be cited as the Goods and Services Tax (Non-Taxable Grants or Subsidies) Order 1991.

(2) This order shall come into force on the day after the date of its notification in the *Gazette*.

**2. Non-taxable grant or subsidy**—It is hereby declared that any payment made on behalf of the Crown for the purpose of repaying the loans (both as to principal and interest) specified in section 2 (1) of the Petroleum Sector Reform Act 1988 is not a taxable grant or subsidy for the purposes of section 5 (6D) of the Goods and Services Tax Act 1985.

MARIE SHROFF,  
Clerk of the Executive Council.

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## EXPLANATORY NOTE

*This note is not part of the order, but is intended to indicate its general effect.*

The order provides that payments made by the Crown for the purpose of repaying certain loans raised to finance the expansion of the Marsden Point refinery are not subject to goods and services tax.

The order is made under the new section 5 (6E) (b) (iii) of the Goods and Services Tax Act 1985, as inserted by section 2 of the Goods and Services Tax Amendment Act (No. 3) 1991. That provision allows the Governor-General by Order in Council to declare that particular kinds of payments are not to be a taxable grant or subsidy for the purpose of section 5 (6D) of the Goods and Services Tax Act 1985.

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Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 19 December 1991.

This order is administered in the Inland Revenue Department.