

LAW ON AMENDMENTS TO THE LAW ON INCOME TAX

Article 1

In the Law on Income Tax (Official Gazette of the Republic of Srpska, 60/15, 5/16, 66/18 and 105/19) in Article 8, paragraph 4, point 13) word: „and “at the end of the point is replaced with comma.

In paragraph 4, point 14) after the word: „purposes “comma and new points 15), 16) and 17) are added and shall read:

- 15) inheritance,
- 16) gift between first-degree relatives, married and unmarried couples, brothers and sisters, adoptee and adopter,
- 17) gifts with the value up to BAM 10 000 annually “.

Article 2

In paragraph 1 of Article 36, words: „with or without consideration “are replaced with the following words: „cash and non-cash consideration “

Article 3

After Article 36, new Article 36a is added and shall read:

„Article 36a

Capital gain, or loss shall not be considered difference occurred through:

- 1) asset acquired by inheritance,
- 2) transfer of rights on asset between married and unmarried couples and first-degree relatives,
- 3) transfer of rights on asset between divorced married couples, in direct connection to the divorce,
- 4) transfer of rights on asset owned by the taxpayer for at least seven years without interruption before the transfer “.

Article 4

In Article 38, paragraph 2 is changed and shall read:

„ (2) For the purpose of assessment of capital gain and capital loss through exchange for another right the sales price shall be the market price of the right that the taxpayer is exchanging “.

Article 5

In paragraph 2 of Article 39 words: „in the case of a transfer without consideration or through exchange, as well “are deleted.

After paragraph 2, new paragraph 3 is added and shall read:

„ (3) In case of transfer of rights and asset acquired as gift, purchase price shall be the price paid by the legal predecessor of the taxpayer (donor) for the right or asset “

Current paragraphs 3, 4, 5, 6, 7, 8 and 9 shall hereafter become paragraphs 4, 5, 6, 7, 8, 9 and 10.

Article 6

This Law shall be published in the Official Gazette of the Republic of Srpska, and shall come into force on 1 January 2021.

Number: 02/1-021-1053/20

Date: 2 December 2020

Banja Luka

PRESIDENT OF THE
NATIONAL ASSEMBLY

Nedeljko Čubrilović