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Greenland Landsting Act no. 2 of 26 April 2007 to amend Greenland Landsting Act on Income Tax (amending 60-day rule, deadlines for submission of statements and payment of taxes, etc.)

Section 1

The following amendments shall be incorporated into Greenland Landsting Act no. 12 of 2 November 2006 on Income Tax:

1. In section 2(1) para. 1 "60 days" shall be changed to: "14 days", and after "who is not resident" shall be inserted "or does not have a permanent establishment".

2. Section 25 is repealed.

3. In section 57(3) "DKK 50,000" shall be changed to: "DKK 100,000".

4. Section 81(1) shall be worded as follows:

"(1) The amounts which the person with the duty to deduct has withheld during a calendar month are due for payment on the 1st of the following month, the last due date being the 20th of the due month. Where the due date falls on a Sunday, public holiday or a Saturday, the deadline will be extended to the following weekday."

5. Section 81(3) shall be worded as follows:

"(3) According to rules laid down by the Landstyre, persons responsible for withholding must prepare a statement regarding the amounts withheld in the calendar month by the 10th of the following calendar month. Where the deadline for submission of the statement falls on a Sunday, public holiday or a Saturday, the deadline will be extended to the following weekday."

6. Section 88 shall be worded as follows:

"**Section 88.**-(1) The company must remit the withheld dividend tax to the tax administration by the 20th of the month after the date of the resolution to distribute or credit the dividend. In the case of a distribution of capital, the withheld dividend tax must be remitted by the 20th of the month after the expiry of the statutory notice deadline. Where the last due date falls on a Sunday, public holiday or a Saturday, the deadline will be extended to the following weekday.

(2) By the 10th of the month after the date of the resolution to pay or credit the dividend or the expiry of the statutory notice deadline, the company must submit information on the resolution on a form prescribed by the Landstyre. In the event that a resolution is reached not to declare dividend, the company must also submit information to that effect before 10th of the month following the resolution. The same applies for associations referred to in section 1(1) para. 10. Where the date on which the information must be submitted falls on a Sunday, public holiday or a Saturday, the deadline will be extended to the following weekday. The submission of the said information can be

enforced by imposing daily fines fixed by the Landsstyre or the party so authorized by the Landsstyre."

7. Section 92(1), second sentence shall be worded as follows:

"The paying or crediting party must submit information to that effect on a form prescribed by the Landsstyre along with the submission of the required statement on withheld A-taxes by the party with a duty to withhold."

8. In section 101(1), after "the tax administration" shall be inserted "or the local legally authorised bailiff" .

9. Section 101(3) shall be worded as follows:

"(3) In the event that the person regarding whom an order has been given to withhold tax is not employed by the employer in question on the date on which the order is received, the employer must so notify the issuer of the order within 5 days of receipt of the order. A corresponding duty of disclosure lies with the employer in the event of termination of employment where the employer has received an order prior to termination to withhold tax, and the unpaid taxes in question have not been definitively paid at termination of employment. The notification must be given to the issuer of the order to withhold within 5 days of termination of employment."

10. In section 115(3) "68," shall be deleted.

Section 2-(1) This Act will enter into force on 1 May 2007, cf. however subsection (2).

(2) Section 1, para. 37 will enter into force on 1 January 2008.

(3) Section 1, para. 1 will apply from the introduction* of the Bill.

(4) Section 1, para. 10 will apply from 1 January 2007.

Greenland Home Rule Government, 26 April 2007

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*The Bill was tabled on 1 February 2007