

**RECOMMENDATION C/REG. 1/12/95 ON THE DRAFT PROTOCOL RELATING TO CONDITIONS GOVERNING THE COMMUNITY LEVY, THE MODALITIES FOR THE TRANSFER AND THE UTILISATION OF THE REVENUE GENERATED**

**DONE AT ABUJA,  
THIS 13TH DAY OF DECEMBER, 1995**



**HON. KWAME PEPRAH  
CHAIRMAN,  
FOR COUNCIL OF MINISTERS**

**THE COUNCIL OF MINISTERS,**

MINDFUL of Articles 10, 11 and 12 of the Revised Treaty of the Economic Community of West African States (ECOWAS) establishing the Council of Ministers and defining its composition and functions;

MINDFUL of paragraph 1, Article 72 of the ECOWAS Revised Treaty instituting a Community Levy as a means of generating funds for financing Community activities;

CONSIDERING paragraph 4, Article 72 of the Revised Treaty on the adoption of a protocol defining the conditions for the application of the levy, the modalities for the transfer and utilisation of the revenue generated;

AWARE that the institution of the Community levy is in response to the need to make the budgets of the Community and of its Institutions independent of the annual budgetary allocations and contributions of the Member States;

ON THE ADVICE of the thirty-fifth meeting of the Trade, Customs, Immigration, Money and Payments Commission, held in Lagos from 24th to 27th October, 1995;

**RECOMMENDS** to the Authority of Heads of State and Government to approve and adopt the draft Protocol\* on the Conditions for the Application of the Community Levy, the Modalities for the Transfer and the Utilisation of the Revenue Generated.

**RECOMMENDATION C/REG. 2/12/95 RELATING TO THE PROTOCOL ESTABLISHING VALUE ADDED TAX IN ECOWAS MEMBER STATES**

**THE COUNCIL OF MINISTERS,**

MINDFUL of Articles 10, 11 and 12 of the Revised Treaty of the Economic Community of West African States (ECOWAS) establishing the Council of Ministers and defining its composition and functions;

MINDFUL of Decision C/DEC. 2/11/81 dated 26th November, 1981 of the Council of Ministers classifying duties and internal indirect taxes to be reduced, abolished or harmonised;

CONSIDERING the discriminatory and disparate nature of internal indirect taxes applied in Member States;

\* See Volume 31 of the Official Journal

CONSIDERING there need to introduce a neutral internal indirect taxation system which would boost consumption and promote intra-Community trade on a non-discriminatory basis;

CONSIDERING that value-added tax is a neutral tax and that its scope of application covers all stages of production and distribution and all service areas;

CONSIDERING the need to include specific provisions relating to interpretations, derogations and detailed methods of application in order to ensure a homogenous value-added tax system;

ON THE ADVICE of the thirty-fifth meeting of the Trade, Customs, Immigration, Money and Payments Commission, held in Lagos from 24th to 27th October, 1995;

**RECOMMENDS** to the Authority of Heads of State and Government to adopt the attached draft Protocol\* Establishing Value Added Tax in Member States.

**DONE AT ABUJA,  
THIS 13TH DAY OF DECEMBER, 1995**

A handwritten signature in black ink, appearing to read 'Kwame Peprah', written in a cursive style.

**HON. KWAME PEPRAH  
CHAIRMAN,  
FOR COUNCIL OF MINISTERS**

\* See Volume 31 of the Official Journal