



IN THE TAX APPEAL TRIBUNAL
IN THE NORTH- EAST ZONE
HOLDEN AT BAUCHI

APP. NO. TAT/NEZ/005/2012

BETWEEN:

FEDERAL INLAND REVENUE SERVICE APPELLANT

AND

WIKKI HOTELS AND TOURS LIMITED RESPONDENT

CONSENT JUDGEMENT

The Appellant instituted this suit against the Respondent to recover tax liability of **₦18,607,065.00** (Eighteen Million, Six Hundred and Seven Thousand and Sixty-Five Naira only) for Valued Added Tax (VAT) for the period of 2005 – 2007. Company Income Tax (CIT) for the period of 2005 – 2007 and Education Tax (EDT) for the period 2005 – 2007. The Appellant filed its Notice of Appeal dated 14th November, 2012 and attached to it were its Witness Statement on Oath dated 14th November, 2012 and Exhibits.

At the commencement of hearing, the parties resolved to settle the matter amicably out of court the parties drew up the terms of settlement and filed same in the Registry of the Tribunal. Flowing from this, the Respondent accepted the tax liability of **₦18,607,065.00** (Eighteen Million, Six Hundred and Seven Thousand and Sixty-Five Naira only) out of which the Appellant acknowledged receipt of **₦1,000,000.00** (One Million Naira only). The outstanding balance is now of **₦17,607,065.00** (Seventeen Million, Six Hundred and Seven Thousand and Sixty-Five Naira only) which the Respondent agreed to offset within three months.

The parties also agreed on the mode of payment of the balance-

1. That the Respondent should pay to the Appellant **₦500,000.00** (Five Hundred Thousand Naira only) on or before the 21st day of January, 2014. It should pay another **₦500,000.00** (Five Hundred Thousand Naira only) on or before 21st day of February, 2014, and pay the balance of **₦16,607,065.00** (Sixteen Million, Six Hundred and Seven Thousand and Sixty-Five Naira only) on or before the 21st day of March, 2014 respectively.
2. That any default in any of the instalmental payments shall attract penalty at 10% of the outstanding balance and interest at the commercial rate of 17% per annum.

Therefore, the Tribunal hereby adopts this amicable settlement by the parties as the Judgement of the Tribunal.

RIGHT OF APPEAL

Any party dissatisfied with the decision of the Tribunal may appeal against such decision on a point of law to the Federal High Court upon giving notice in writing to the Secretary within thirty days from the date on which such decision was given.

Dated this 23rd day of January, 2014



SULEMAN AUDU
(CHAIRMAN)

