

Records and book may be seized for violation of the Act.

(4) Where, during the course of an audit or inspection, it appears to an officer of the Department of National Revenue or any other person authorized by the Minister to inspect records or books that there has been a violation of this Act, the officer or authorized person may seize, take away and retain any record or book kept pursuant to subsection one of this section and any account or voucher submitted to verify the information contained therein until they are produced in any court proceedings. 5

If records or books are not adequate.

(5) If a person required by subsection one of this section to keep records or books of account has not, in the opinion of the Minister, kept adequate records or books of account, the Minister may prescribe the form of, and the information to be contained in, records or books of account to be kept by such person under subsection one of this section. 10 15

If records or books not kept as required.

(6) Where the form of, or the information to be contained in, records or books of account to be kept by a person has been prescribed under subsection five of this section, if he fails to keep such records or books of account as required, he is guilty of an offence and liable on summary conviction to a penalty of not more than one thousand dollars and not less than twenty-five dollars and in default of payment of the said penalty, to a term of imprisonment of not less than two months and not more than twelve months. 20

Failure to make records and books available, etc.

(7) Every person who fails to comply with subsection three of this section and every person who in any way prevents or attempts to prevent an officer of the Department of National Revenue or an authorized person from having access to, or from inspecting, records or books of account kept pursuant to subsection one of this section is guilty of an offence and liable on summary conviction to a penalty of not less than two hundred dollars and not more than two thousand dollars or to imprisonment for a term of not more than six months or to both such penalty and such imprisonment. 25 30 35

Assessment where required records are not kept.

(8) Where a person has, during any period, in the opinion of the Minister, failed to keep records or books of account as required by subsection one of this section, the Minister may assess

(a) the taxes or sums that he was required, by or pursuant to this Act, to pay or collect in, or in respect of, that period, or 40

(b) the amount of stamps that he was required, by or pursuant to this Act, to affix or cancel in, or in respect of, that period, 45

and the taxes, sums or amounts so assessed shall be deemed to have been due and payable by him to His Majesty on the day the taxes or sums should have been paid or the stamps should have been affixed or cancelled.