

Extraordinary



Federal Republic of Nigeria Official Gazette

No. 85

Lagos - 13th May, 2026

Vol. 113

Government Notice No. 32

The following is published as supplement to this *Gazette* :

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Printed and Published by The Federal Government Printer, Lagos, Nigeria
FGP 20/52026/1200

Annual Subscription from 1st January, 2026 is Local : ₦100,000.00 Overseas : ₦131,000.00 [Surface Mail] ₦150,000.00 [Second Class Air Mail]. Present issue ₦4,000 per copy. Subscribers who wish to obtain *Gazette* after 1st January should apply to the Federal Government Printer, Lagos for amended Subscriptions.

NIGERIA PRESUMPTIVE TAX REGULATIONS, 2026



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S. I. No. 24 of 2026

NIGERIA PRESUMPTIVE TAX REGULATIONS, 2026

In exercise of the powers conferred on me under Section 29 of the Nigeria Tax Act, 2025, and all other powers enabling me on that behalf, I, ADEBAYO OLAWALE EDUN, Honourable Minister of Finance and Coordinating Minister of the Economy, on the advice of the Joint Revenue Board hereby make the following Regulations —

[1st Day of January, 2026]

Commence-
ment.

PART I — OBJECTIVE AND SCOPE

1. The objective of these Regulations is to prescribe the terms and conditions for the assessment of a taxable person under a presumptive tax regime, where for all practical purposes:

Objective

(a) the income of a taxable person chargeable to tax cannot be ascertained, or

(b) records are not kept in such a manner as to enable proper assessment of income tax of a taxable person.

2. These Regulations apply to all taxable persons referred to in regulation 1, including persons operating in the informal sector whose incomes cannot be ascertained with reasonable accuracy due to the absence of proper records of their business transactions.

Scope

PART II — TAXABLE AND NON-TAXABLE PERSONS

3.—(1) Taxable persons under these Regulations include:

(a) Persons whose businesses are not organised or structured in a manner that ensures the keeping of adequate records of transactions for tax purposes; and

Taxable
persons

(b) Persons whose income cannot be ascertained with reasonable accuracy for reasons other than failure to keep proper records, including:

(i) deliberate withholding, concealment, or misrepresentation of relevant information or

(ii) circumstances in which it is impracticable for such information to be provided in accordance with the Nigeria Tax Act, 2025.

(2) Any person covered under these Regulations who does not possess a Taxpayer Identification (Tax ID) may be registered by the Relevant Tax Authority and assigned a Tax ID.

(3) Any registration form, filing procedure or administrative process developed by a Relevant Tax Authority for the purpose of implementing these Regulations, including any modification or updates made from time to time, shall be based on the advice of the Joint Revenue Board.

(4) A person who is subject to tax under these Regulations may elect to exit the presumptive tax regime for a relevant year of assessment and file self-assessment tax returns in accordance with applicable tax laws.

(5) The Relevant Tax Authority shall be notified of the intention to exit before the due date of filing the income tax due for the relevant year of assessment.

(6) Where the Relevant Tax Authority determines that a taxpayer, previously assessed under the presumptive tax regime, has met minimum record keeping requirements necessary for the proper ascertainment of income, the Relevant Tax Authority shall notify the taxpayer in writing, and the taxpayer shall commence the filing of self-assessment returns as prescribed under the Nigeria Tax Act.

(7) Any taxpayer who maintains proper records in such a manner as to enable proper assessment of income shall not be eligible for taxation under the presumptive tax regime.

Exemption from Presumptive Tax Regime

4.—(1) Persons exempt from income tax under Section 162 of the Nigeria Tax Act, 2025 are exempt from the presumptive tax regime.

(2) Nano businesses, including but not limited to those listed in Schedule I to these Regulations, shall be exempt from the presumptive tax regime as their estimated equivalent net income would be subject to a 0% tax rate under the Nigeria Tax Act, 2025.

(3) The Relevant Tax Authority shall, upon request, issue Tax Exemption Sticker or Certificate to persons exempt under these Regulations free of charge.

(4) Exemption sticker or certificate shall be valid for one year and may be renewed upon revalidation of the taxpayer's continued eligibility for exemption.

PART III — FILING OF RETURNS

Mode of filing tax returns

5.—(1) A tax return shall be rendered in the form prescribed by the Relevant Tax Authority and where necessary, a tax official may assist the taxpayer in filing the returns.

(2) For the purpose of administering the presumptive tax regime, the Relevant Tax Authority may prescribe the mode of filing and receipting of tax payment by the taxpayer as contained in the Schedule to these Regulations.

(3) A Relevant Tax Authority may issue guidelines for the filing of simplified income tax returns in line with the provisions of Section 15 of the Nigeria Tax Administration Act, 2025.

(4) Persons not covered by, or who opted out of, the presumptive tax regime shall file returns in accordance with Section 13 of the Nigeria Tax Administration Act 2025.

PART IV — ASSESSMENT AND PAYMENT OF TAX

6.—(1) Without prejudice to the right of a taxpayer to file self-assessment returns, a person taxable under the presumptive tax regime may be assessed to tax by the Relevant Tax Authority in accordance with these Regulations. Tax
Assessment

(2) Presumptive income tax shall not be charged with respect to:

- (a) a trade or business listed in the First Schedule to these Regulations;
- (b) any taxable person whose actual or estimated turnover from trade or business for the relevant year of assessment does not exceed twelve (12) million naira; and
- (c) persons referred under regulation 4(1) and (2) of these Regulations.

(3) Taxable persons under the presumptive tax regime other than those listed in regulation 6(2) shall be assessed to income tax at the rate of one percent (1%) of their actual or estimated turnover.

7.—(1) Where a transaction gives rise to a chargeable gain accruing to an individual under the Nigeria Tax Act, 2025, the individual shall, not later than 30 days of the date the transaction is concluded or the date the consideration is received, whichever is earlier, remit a presumptive tax on such gains at the rate of two per cent (2%) of the consideration for the transaction. Presumptive
Tax on
Capital
Gains

(2) Transactions to which sub-regulation (1) applies include, without limitation, disposals resulting in chargeable gains from land, buildings, movable assets, shares, or intangible property, unless specifically exempted from capital gains tax under the Nigeria Tax Act, 2025.

8.—(1) Payment of tax assessed under the presumptive tax regime shall be due and payable not later than the date prescribed for the payment of similar tax under the Self-Assessment Regime in the relevant tax law. Tax Payment

(2) The mode and procedures for payment of the tax shall be in the manner prescribed by the Relevant Tax Authority.

(3) Presumptive tax shall be paid electronically through approved channels, including USSD codes, POS, bank transfers, mobile apps, and licensed fintech platforms.

(4) Collection of taxes in cash or through roadblocks is prohibited.

(5) Any official or agent imposing or collecting additional levies contrary to these Regulations commits an offence liable to punishment as prescribed under the Nigeria Tax Administration Act, 2025.

PART V — ADMINISTRATIVE PROVISIONS

Administration

9.—(1) The administration of tax in respect of all taxpayers under the presumptive tax regime shall be the responsibility of the Relevant Tax Authority.

(2) The Relevant Tax Authority shall implement procedures including written policies and technology for the issuance of Tax ID and administration of presumptive tax using simplified registration and tax returns forms or other mechanisms.

(3) The Relevant Tax Authority may monitor, verify or audit the activities of a taxpayer for the purpose of making reasonable and fair estimates of income and tax assessment under the presumptive tax regime.

(4) Any taxpayer that disagrees with an assessment under this regime may make an objection in writing or any other prescribed channel of communication to the Relevant Tax Authority within 30 days of receiving such assessment.

(5) Where the taxpayer is not satisfied with the decision of the Relevant Tax Authority, such person shall explore the available resolution process established by the tax authority and may thereafter seek remedy as provided under the relevant laws including escalation to the Office of the Tax Ombud or Tax Appeal Tribunal.

Presumptive
Tax Model

10.—(1) Tax under these Regulations shall be based on deemed income and chargeable at prescribed presumptive rate or rates applicable to the income or turnover of businesses or persons covered under these Regulations.

(2) In the absence of adequate information, turnover shall be estimated based on best of judgement of the Relevant Tax Authority, taking into account several factors including the nature of business, lifestyle of the taxpayer, assets, location, association or community intelligence, and the volume of electronic and cash transaction.

(3) Where only daily turnover can be reasonably estimated, the annual turnover shall be derived by multiplying such daily turnover by the estimated number of days worked by the taxable person in a year, provided that the number shall not exceed 300 days to account for one day of rest per week and public holidays.

PART VI — NON-COMPLIANCE AND SANCTIONS

Non-
Compliance
and Non-
Payment of
Tax11.—(1) **Non-Compliance**

A taxable person under these Regulations who fails to comply with this regime, shall be assessed under Nigeria Tax Act, 2025 and the Nigeria Tax Administration Act, 2025 or any other relevant tax laws as may be applicable.

(2) Non-payment of Tax

A taxable person under these Regulations who fails or neglects to pay the tax due shall be liable to penalty and interest as prescribed under the Nigeria Tax Administration Act, 2025.

PART VII — INTERPRETATION

12. For the purpose of these Regulations:

Interpretation

“*Assessment Period*” means a period of twelve months commencing on the first day of January and ending on the 31st day of December in a relevant year.

“*Informal Sector*” means the segment of the economy where businesses are carried out in a manner, where for all practical purposes, the income of a taxpayer cannot be ascertained, or records are not properly kept to enable proper assessment of income.

“*Nano business*” means a sole proprietorship or household-run business with no fixed business premises, no formal employees, and an annual turnover not exceeding ₦12 million (₦40,000 daily) assuming 300 working days in a year

“*Person*” means individuals and business enterprises (other than a company) taxable under the presumptive tax regime.

“*Presumptive Tax*” means income tax payable by a person, chargeable to tax under the Nigeria Tax Act, 2025, where it is not practicable to ascertain the income of the person, and records are not kept in such a manner as would enable proper assessment of income.

“*Relevant Tax Authority*” means the Nigeria Revenue Service, a State Internal Revenue Service, and Federal Capital Territory Internal Revenue Service authorised to assess a taxpayer to income tax on the basis of the taxpayer’s place of residence.

“*Returns*” means tax computation by a taxable person filed with the Relevant Tax Authority for an assessment period.

“*Taxable Person*” means any individual or body of individuals (including a corporation sole, non-corporate trustee or executor) having any income which is chargeable to tax under the presumptive tax regime.

“*Turnover*” means the gross income, whether actual or deemed, from any business or economic activity from all sources for the assessment period.

PART VIII — MISCELLANEOUS

13. These Regulations may be cited as the “Nigeria Presumptive Tax Regulations, 2026”. Citation

SCHEDULES

FIRST SCHEDULE

Trade or Business Exempt from Presumptive Tax

Quasi-manufacturing

1. Akara/roasted yam sellers etc
2. Guguru, corn and groundnut sellers
3. Roasted plantain ("Boli") vendors
4. Undertakings of similar nature as the foregoing

Artisan Trades

5. Mobile barbers and those operating with clippers in roadside kiosks
6. Tailors using manual sewing machines in kiosks/markets
7. Local cobblers ("shoemakers")
8. Newspaper vendors

Service Providers (Manual/Informal)

9. Wheelbarrow pushers (load carriers)
10. Car wash boys (using buckets and water)
11. Roadside phone charging stations
12. House-to-house dry cleaners using manual washing methods

Petty Retailers

13. Hawkers of sachet water, biscuits, sweets, etc.
14. Recharge card and mobile accessory hawkers

Transport and Logistics

15. Wheelbarrow & Cart pushers

Informal Production/Processing

16. Local garri processing or small grating machines

SECOND SCHEDULE

Presumptive Tax Registration Form

Made Pursuant to Section 29 of the Nigeria Tax Act, 2025

Instructions: All information should be filled electronically or in ink and capital letters; no abbreviation is allowed.

1. Name of Taxpayer/Registered Name
2. Nationality
3. Residential Address
4. Phone No.
5. Business Name (*if any*)
6. Business Type
7. Registered Business Name
8. Means of Identification
9. Taxpayer Identification (Tax ID)

.....
Signature/Thumbprint

.....
Date of Registration

FOR OFFICE USE

PERIOD OF FILING	DUE DATE	DATE FILED	REMARKS

MADE at Abuja this 1st day of January, 2026.

WALE EDUN OFR, CVO
*Honourable Minister of Finance
and Coordinating Minister of the Economy*

EXPLANATORY NOTE

*(This note does not form part of these Regulations
but is intended to explain its purpose)*

These Regulations seek to administer tax on persons under the presumptive tax regime on such terms and conditions which are reasonable, fair and progressive, where for all practical purposes, the income of the taxpayer cannot be ascertained, or records are not kept in such a manner as would enable proper assessment of income.