

**GOVERNMENT OF TAMILNADU
COMMERCIAL TAXES DEPARTMENT**

**PROCEEDINGS OF THE AUTHORITY FOR CLARIFICATION AND
ADVANCE RULING**

ACAAR No.58/2016-17
Acts cell-II/35864/2016

Dated:07.02.2017

- Present:** 1.Dr.C.Chandramouli, I.A.S.,
Additional Chief Secretary / Commissioner of Commercial
Taxes.
- 2.Thiru. A.Sarvar Allam,
Additional Commissioner (CT), (Public Relations)(FAC)
- 3.Thiru.K.Gnanasekaran,
Additional Commissioner (CT), (Revision Petitions)(FAC)

1	Name and address of the Applicant	:	Tvl. Knabb Bioproducts Private Limited, New No.4/39, 1 st Main Road, Rayala Nagar, Ramapuram Chennai - 600 089
2.	Registration Certificate No.	:	TIN.No. 33906361681 CST:1138699
3.	Assessment Circle	:	Nandambakkam Assessment Circle
4.	Date of application	:	23-12-2016
5.	Date of receipt of application	:	28-12-2016
6.	Clarification sought for	:	Rate of tax on " Handmade Liquid Hand Wash "
7.	Date of Personal Hearing	:	12-01-2017
8.	Represented by	:	Thiru. B. Balamohan Gandhi, Managing Director

ORDER

Tvl. Knabb Bioproducts Private Limited, New No.4/39, 1st Main Road, Rayala Nagar, Ramapuram, Chennai - 600 089 (TIN.No. 33906361681), registered dealers in the files of Nandambakkam Assessment Circle have preferred application in Form 'VV' and sought clarification under Section 48-A (1) of the Tamil Nadu Value Added Tax Act, 2006 (TNVAT Act, 2006), read with Rule 12-A of

Tamil Nadu Value Added Tax Rules, 2007 (TNVAT Rules, 2007) on the rate of tax applicable on "**Handmade Liquid Hand Wash**".

2.1. The applicant-dealers sought for personal hearing and accordingly they were heard on 12.01.2017. Thiru. B. Balamohan Gandhi, Managing Director appeared for the hearing.

2.2. The applicant-dealers have stated that the **Handmade Liquid Hand Wash** is classifiable under Entry 58, sub item-no.(iii) of part-B of First Schedule to the TNVAT Act, 2006.

3.1. However, there is no such Entry 58(iii) of part-B of First Schedule as claimed by the applicant-dealers for **Handmade Liquid Hand Wash**. But Entry 58(ii) of Part-B of First Schedule to the TNVAT Act, 2006 reads as follows:

"58 (ii) Scouring or cleaning powder other than branded and handmade soaps and handmade shampoos"

Handmade soaps and shampoos may fall under the above sub-Entry. Handmade liquid hand-wash is not included in this sub-Entry.

Entry 22(i) of Part-C of First Schedule to the TNVAT Act, 2006 reads as follows:

"22 (i) Detergents whether cakes, liquid or powder, toilet soap, abir blue, stain busters, stain removers and all kinds of cleaning powder and liquids, other than those specifically mentioned elsewhere in the Schedules."

The **Handmade Liquid Hand Wash** dealt by the applicant-dealers is classifiable as 'cleaning liquids' under Entry 22(i) of Part-C of First schedule to the TNVAT Act, 2006 and thereby liable to VAT at 14.5%.

4. It is therefore clarified that "**Handmade Liquid Hand Wash**" dealt by the applicant dealers is liable to VAT at 14.5% under Entry 22(i) of Part-C of First schedule to the TNVAT Act, 2006.

Dated this the Seventh day of February 2017.

Sd/- A. Sarvar Allam,
Additional Commissioner (PR)(FAC)

Sd/- K. Gnanasekaran,
Additional Commissioner (RP)(FAC)

Sd/- Dr.C. Chandramouli, I.A.S
Additional Chief Secretary/
Commissioner of Commercial Taxes

To
Tvl. Knabb Bioproducts Private Limited,
New No.4/39, 1st Main Road, Rayala Nagar,
Ramapuram, Chennai - 600 089

Copy to:

The Assistant Commissioner (CT)
Nandambakkam Assessment Circle

The Joint Commissioner (CT),
Chennai(East) Division.

The Joint Commissioner (CS)

To host in the Department Website

The Principal Secretary to Government, Commercial Taxes &
Registration Department, Chennai - 9.

All Joint Commissioners (CT) including Enforcement, LTU, MOU and
ISIC.

All Deputy Commissioners (CT), Territorial, Assessment and
Enforcement

All Head of Offices (Assessment)

The State Representative, Sales Tax Appellate Tribunal, Chennai-
104.

The Addl. State Representative, (AB) Chennai, Madurai and
Coimbatore.

The Director, CTSTI, Greams Road, Chennai - 6.

The Executive Officer, Traders Welfare Board, Chennai - 5.

The Accountant General (Audit)-II, No.44, Greams Road, Chennai -
6.

The Additional Commissioners, Deputy Commissioners, Assistant
Commissioners, Commercial Tax Officers in CCT's Office.

Personal Clerk to the CCT.

Stock File 3/ Acts Cell-II /Spare - 5.

//Forwarded/by Order//


Commercial Tax Officer