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Part II—Section 2

**Notifications or Orders of interest to a section of the public
issued by Secretariat Departments.**

NOTIFICATIONS BY GOVERNMENT

COMMERCIAL TAXES AND REGISTRATION DEPARTMENT

NOTIFICATIONS UNDER THE TAMIL NADU GOODS AND SERVICES TAX ACT, 2017

AMENDMENTS TO NOTIFICATIONS

[G.O. Ms. No. 94, Commercial Taxes and Registration (B1), 22nd August 2017, Aavani 6, Hevilambi, Thiruvalluvar Aandu-2048.]

No. II(2)/CTR/ 668(d-1)/2017.

In exercise of the powers conferred by sub-section (1) of Section 9, sub-section (1) of Section 11, sub-section (5) of Section 15 and sub-section (1) of Section 16 of the Tamil Nadu Goods and Services Tax Act, 2017 (Tamil Nadu Act 19 of 2017), the Governor of Tamil Nadu, on the recommendations of the Council, and on being satisfied that it is necessary in the public interest so to do, hereby makes the following amendments to the Commercial Taxes and Registration Department Notification No.II(2)/CTR/532(d-14)/2017, published at Pages 85 to 119 in Part II—Section 2 of the *Tamil Nadu Government Gazette*, Extraordinary, dated the 29th June, 2017, namely:-

AMENDMENTS

In the said notification, in the Table,-

(i) against serial number 3, for item (iii) in column (3) and the entries relating thereto in columns (3), (4) and (5), the following shall be substituted, namely:-

| (3) | (4) | (5) |
|---|-----|-----|
| “(iii) Composite supply of works contract as defined in clause (119) of Section 2 of the Tamil Nadu Goods and Services Tax Act, 2017, supplied to the Government, a local authority or a Governmental authority by way of construction, erection, commissioning, installation, completion, fitting out, repair, maintenance, renovation, or alteration of,- (a) a historical monument, archaeological site or remains of national importance, archaeological excavation, or antiquity specified under the Ancient Monuments and Archaeological Sites and Remains Act, 1958 (Central Act 24 of 1958); | 6 | - |

| (3) | (4) | (5) |
|---|-----|-----|
| <p>(b) canal, dam or other irrigation works;</p> <p>(c) pipeline, conduit or plant for (i) water supply (ii) water treatment, or (iii) sewerage treatment or disposal.</p> | | |
| <p>(iv) Composite supply of works contract as defined in clause (119) of Section 2 of the Tamil Nadu Goods and Services Tax Act, 2017, supplied by way of construction, erection, commissioning, installation, completion, fitting out, repair, maintenance, renovation, or alteration of,-</p> <p>(a) a road, bridge, tunnel, or terminal for road transportation for use by general public;</p> <p>(b) a civil structure or any other original works pertaining to a scheme under Jawaharlal Nehru National Urban Renewal Mission or Rajiv Awas Yojana;</p> <p>(c) a civil structure or any other original works pertaining to the "In-situ rehabilitation of existing slum dwellers using land as a resource through private participation" under the Housing for All (Urban) Mission/Pradhan Mantri Awas Yojana, only for existing slum dwellers;</p> <p>(d) a civil structure or any other original works pertaining to the "Beneficiary led individual house construction / enhancement" under the Housing for All (Urban) Mission/Pradhan Mantri Awas Yojana;</p> <p>(e) a pollution control or effluent treatment plant, except located as a part of a factory; or</p> <p>(f) a structure meant for funeral, burial or cremation of deceased.</p> | 6 | - |
| <p>(v) Composite supply of works contract as defined in clause (119) of section 2 of the Tamil Nadu Goods and Services Tax Act, 2017, supplied by way of construction, erection, commissioning, or installation of original works pertaining to,-</p> <p>(a) railways, excluding monorail and metro;</p> <p>(b) a single residential unit otherwise than as a part of a residential complex;</p> <p>(c) low-cost houses up to a carpet area of 60 square metres per house in a housing project approved by competent authority empowered under the 'Scheme of Affordable Housing in Partnership' framed by the Ministry of Housing and Urban Poverty Alleviation, Government of India;</p> <p>(d) low cost houses up to a carpet area of 60 square metres per house in a housing project approved by the competent authority under-</p> <p>(1) the "Affordable Housing in Partnership" component of the Housing for All (Urban) Mission/Pradhan Mantri Awas Yojana;</p> <p>(2) any housing scheme of a State Government;</p> <p>(e) post-harvest storage infrastructure for agricultural produce including a cold storage for such purposes; or</p> <p>(f) mechanised food grain handling system, machinery or equipment for units processing agricultural produce as food stuff excluding alcoholic beverages.</p> | 6 | - |
| <p>(vi) Construction services other than (i), (ii), (iii), (iv) and (v) above.</p> | 9 | -"; |

(ii) against serial number 8, for item (vi) in column (3) and the entries relating thereto in columns (3), (4) and (5), the following shall be substituted, namely:-

| (3) | (4) | (5) |
|---|-----|--|
| “(vi) Transport of passengers by motorcab where the cost of fuel is included in the consideration charged from the service recipient. | 2.5 | Provided that credit of input tax charged on goods and services used in supplying the service has not been taken [Please refer to <i>Explanation</i> no. (iv)] |
| | or | |
| | 6 | ”; |

(iii) against serial number 9, for item (iii) in column (3) and the entries relating thereto in columns (3), (4) and (5), the following shall be substituted, namely:-

| (3) | (4) | (5) |
|---|-----|---|
| “(iii) Services of goods transport agency (GTA) in relation to transportation of goods (including used household goods for personal use). <i>Explanation.</i> - “goods transport agency” means any person who provides service in relation to transport of goods by road and issues consignment note, by whatever name called. | 2.5 | Provided that credit of input tax charged on goods and services used in supplying the service has not been taken [Please refer to <i>Explanation</i> no. (iv)] |
| | or | |
| | 6 | Provided that the goods transport agency opting to pay state tax at 6% under this entry shall, thenceforth, be liable to pay state tax at 6% on all the services of GTA supplied by it.”; |

(iv) against serial number 10, for item (i) in column (3) and the entries relating thereto in columns (3), (4) and (5), the following shall be substituted, namely:—

| (3) | (4) | (5) |
|--|-----|--|
| “(i) Renting of motorcab where the cost of fuel is included in the consideration charged from the service recipient. | 2.5 | Provided that credit of input tax charged on goods and services used in supplying the service has not been taken [Please refer to <i>Explanation</i> no. (iv)] |
| | or | |
| | 6 | ”; |

(v) against serial number 11, for item (i) in column (3) and the entries relating thereto in columns (3), (4) and (5), the following shall be substituted, namely:-

| (3) | (4) | (5) |
|---|-----|---|
| <p>“(i) Services of goods transport agency (GTA) in relation to transportation of goods (including used household goods for personal use).</p> <p><i>Explanation.</i>- “goods transport agency” means any person who provides service in relation to transport of goods by road and issues consignment note, by whatever name called.</p> | 2.5 | Provided that credit of input tax charged on goods and services used in supplying the service has not been taken [Please refer to <i>Explanation</i> no. (iv)] |
| | or | |
| | 6 | Provided that the goods transport agency opting to pay state tax at 6% under this entry shall, thenceforth, be liable to pay state tax at 6% on all the services of GTA supplied by it.”; |

(vi) against serial number 26,-

(a) in column (3), in item (i),-

(A) for sub-item (b), the following sub-item shall be substituted, namely:-

“(b) Textiles and textile products falling under Chapter 50 to 63 in the First Schedule to the Customs Tariff Act, 1975 (Central Act 51 of 1975);”;

(B) the *Explanation* shall be omitted;

(b) for item (ii) in column (3) and the entries relating thereto in columns (3), (4) and (5), the following shall be substituted, namely:-

| (3) | (4) | (5) |
|---|-----|-----|
| <p>“(ii) Services by way of any treatment or process on goods belonging to another person, in relation to-</p> <p>(a) printing of newspapers;</p> <p>(b) printing of books (including Braille books), journals and periodicals.</p> | 2.5 | - |
| <p>(iii) Manufacturing services on physical inputs (goods) owned by others, other than (i) and (ii) above.</p> | 9 | ”; |

(vii) for serial number 27 and the entries relating thereto, the following shall be substituted, namely:-

| (1) | (2) | (3) | (4) | (5) |
|-----|---------------------|---|-----|-----|
| "27 | Heading 9989 | (i) Services by way of printing of newspapers, books (including Braille books), journals and periodicals, where only content is supplied by the -publisher and the physical inputs including paper used for printing belong to the printer. | 6 | - |
| | | (ii) Other manufacturing services; publishing, printing and reproduction services; materials recovery services, other than (i) above. | 9 | -"; |

(viii) against serial number 34, in column (3), in item (i), after the word "drama", the words "or planetarium" shall be inserted.

2. This notification shall come into force with effect from the 22nd day of August, 2017.

[G.O. Ms. No. 95, Commercial Taxes and Registration (B1), 22nd August 2017, Aavani 6, Hevilambi, Thiruvalluvar Aandu-2048.]

No. II(2)/CTR/668(d-2)/2017.

In exercise of the powers conferred by sub-section (1) of section 11 of the Tamil Nadu Goods and Services Tax Act, 2017 (Tamil Nadu Act 19 of 2017), the Governor of Tamil Nadu, on being satisfied that it is necessary in the public interest so to do, on the recommendations of the Council, hereby makes the following amendments to the Commercial Taxes and Registration Department Notification No.II(2)/CTR/532(d-15)/2017, published at pages 119 to 143 in Part II—Section 2 of the *Tamil Nadu Government Gazette*, Extraordinary dated the 29th June, 2017, namely:-

AMENDMENTS

In the said notification,-

(i) in the Table,-

(a) after serial number 9 and the entries relating thereto, the following shall be inserted, namely:-

| (1) | (2) | (3) | (4) | (5) |
|-----|-------------------|---|-----|---|
| "9A | <i>Chapter 99</i> | Services provided by and to Fédération Internationale de Football Association (FIFA) and its subsidiaries directly or indirectly related to any of the events under FIFA U-17 World Cup 2017 to be hosted in India. | Nil | Provided that Director (Sports), Ministry of Youth Affairs and Sports certifies that the services are directly or indirectly related to any of the events under FIFA U-17 World Cup 2017."; |

(b) after serial number 11 and the entries relating thereto, the following shall be inserted, namely:-

| (1) | (2) | (3) | (4) | (5) |
|------|------------------------------|---|-----|-------|
| "11A | Heading 9961 or Heading 9962 | Service provided by Fair Price Shops to Central Government by way of sale of wheat, rice and coarse grains under Public Distribution System (PDS) against consideration in the form of commission or margin. | Nil | Nil |
| 11B | Heading 9961 or Heading 9962 | Service provided by Fair Price Shops to State Governments or Union territories by way of sale of kerosene, sugar, edible oil, etc., under Public Distribution System (PDS) against consideration in the form of commission or margin. | Nil | Nil"; |

(c) against serial number 35, in column (3),-

- (A) in item (h), for the words "Weather Based Crop Insurance Scheme or the Modified National Agricultural Insurance Scheme", the words, brackets and letters "Restructured Weather Based Crop Insurance Scheme (RWCIS)" shall be substituted;
- (B) in item (j), for the words and brackets "National Agricultural Insurance Scheme (Rashtriya Krishi Bima Yojana)", the words, brackets and letters "Pradhan Mantri Fasal Bima Yojana (PMFBY)" shall be substituted;

(ii) in paragraph 3, in the Explanation, after clause (ii), the following clause shall be inserted, namely:-

"(iii) A "Limited Liability Partnership" formed and registered under the provisions of the Limited Liability Partnership Act, 2008 (Central Act 6 of 2009) shall also be considered as a partnership firm or a firm."

2. This notification shall come into force with effect from the 22nd day of August, 2017.

[G.O. Ms. No. 96, Commercial Taxes and Registration (B1), 22nd August 2017, Aavani 6, Hevilambi, Thiruvalluvar Aandu-2048.]

No. II(2)/CTR/668(d-3)/2017.

In exercise of the powers conferred by sub-section (3) of Section 9 of the Tamil Nadu Goods and Services Tax Act, 2017 (Tamil Nadu Act 19 of 2017), the Governor of Tamil Nadu, on the recommendations of the Council, hereby makes the following amendments to the Commercial Taxes and Registration Department Notification No.II(2)/CTR/532(d-16)/2017, published at pages 143 to 146 in Part II-Section 2 of the *Tamil Nadu Government Gazette*, Extraordinary, dated the 29th June, 2017, namely:-

AMENDMENTS

In the said notification,-

(i) in the Table, against serial number 1, in column (2), after the words and brackets "goods transport agency (GTA)", the words and figure, "who has not paid state tax at the rate of 6%," shall be inserted;

(ii) in the Explanation, after clause (d), the following clause shall be inserted, namely:-

"(e) A "Limited Liability Partnership" formed and registered under the provisions of the Limited Liability Partnership Act, 2008 (Central Act 6 of 2009) shall also be considered as a partnership firm or a firm."

2. This notification shall come into force with effect from the 22nd day of August, 2017.

[G.O. Ms. No. 97, Commercial Taxes and Registration (B1), 22nd August 2017, Aavani 6,
Hevilambi, Thiruvalluvar Aandu-2048.]

No. II(2)/CTR/668(d-4)/2017.

In exercise of the powers conferred by sub-section (5) of Section 9 of the Tamil Nadu Goods and Services Tax Act, 2017 (Tamil Nadu Act 19 of 2017), the Governor of Tamil Nadu, on the recommendations of the Council, hereby makes the following amendment to the Commercial Taxes and Registration Department Notification No.II(2)/CTR/532(d-20)/2017, published in pages 147 to 148 in Part II-Section 2 of the *Tamil Nadu Government Gazette* Extraordinary, dated the 29th June, 2017, namely:-

AMENDMENT

In the said notification, in the first paragraph, after clause (ii), the following clause shall be inserted, namely:-

“(iii) services by way of house-keeping, such as plumbing, carpentering, etc., except where the person supplying such service through electronic commerce operator is liable for registration under sub-section (1) of Section 22 of the said Tamil Nadu Goods and Services Tax Act.”.

2. This notification shall come into force with effect from the 22nd day of August, 2017.

S.K. PRABAKAR,
Principal Secretary to Government (FAC).