



ABSTRACT

Tax – Refund of Sales Tax and Works Contract Tax to the World Bank on the sale of Civil and Electrical goods for extension of work for the construction of the proposed office of the World Bank for their own building at Taramani, Chennai-600 113 – Orders – Issued.

Commercial Taxes and Registration (D2) Department

G.O. Ms. No.67

Dated : 08.07.2008

Aani 24, Thiruvalluvar Aandu 2039,

Read :

1. G.O. Ms. No.173, Commercial Taxes and Registration Department, dated 11.10.2007 (Government Notification No.II(1)/CT&R/56(C)/2007, Gazette dated 11.10.2007).
2. From the Commissioner of Commercial Taxes Letter No.Acts Cell-5/53048/04 dated 7.2.2008.

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ORDER:

In the Government Order first read above, orders have been issued granting exemption in respect of the tax payable by any dealer on the sale of any goods to contractors or sub-contractors for use in the execution of works to construct own building for the World Bank in their building at Taramani, Chennai-600 113.

2. The World Bank has stated that, pending issue of the aforesaid notification, it paid taxes to its contractors. Now, the World Bank has claimed refund of sales tax and tax on works contract to an extent of Rs.1,75,98,986.00 in the light of the notification issued in G.O. Ms. No.173, Commercial Taxes and Registration Department dated 11.10.2007 of which details are as follows:

Year	Tax (Rs.)	Works Contract Tax (Rs.)
2004-05	5,69,701	75,70,052
2005-06	40,45,422	52,38,909
2006-07	1,74,902	---
Total	47,90,025	1,28,08,961

3. The Government after careful examination of the proposals of the Commissioner of Commercial Taxes have decided to accept the recommendation and accordingly sanction the refund of Rs.1,75,98,986.00 (Rupees One crore seventy five lakhs, ninety eight thousand and nine hundred and eighty six only) being the sales tax paid by the World Bank before the issue of the exemption notification in G.O. Ms. No.173 Commercial Taxes and Registration Department, Dated 11.10.2007 published in the Tamil Nadu Government Gazette in No.11(1)/CTR/56(c)/2007 dated 11.10.2007

subject to the conditions indicated therein and subject to verification of vouchers and other documents. The Commercial Tax Officer, Velachery Assessment Circle, Chennai is authorized to verify the payment of such taxes by the World Bank and to refund the eligible amount to the World Bank following the same procedures indicated in the said notification.

4. The expenditure sanctioned in para 3 above shall be debited to the following Head of Accounts:

VAT

"0040-00-Taxes on Sales, Trades etc. 102 Receipts under State Sales Tax Act – AN – Deduct Refunds under State Value Added Tax Act, (1002) 02. Other Refunds under State Value Added Tax Act (DPC 0040 00 102 AN – 0204)".

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"0040-00-Taxes on Sales, Trades etc. 102 Receipts under State Sales Tax Act – AF – Deduct Refunds (1002) 01. General Sales Tax. (DPC 0040 00 102 AF – 0106)".

5. This order issues with the concurrence of the Finance Department vide its U.O. No.161/DS/B/2008 dated 1.7.2008.

(BY ORDER OF THE GOVERNOR)

K. ARULMOZHI,
SECRETARY TO GOVERNMENT.

To
The Commissioner of Commercial Taxes, Chepauk, Chennai-5.
The World Bank, Chennai Office,
No.11 Taramani Main Road, Taramani, Chennai – 600 113.
The Pay and Accounts Officer (East), Chennai – 5.
The Accountant General, Chennai-18.
The Accountant General, Chennai-18. (By name)
The Accountant General, Chennai-35.
The Accountant General, Chennai-35. (By name)
The Commercial Tax Officer, Velachery Circle, Chennai.

Copy to :
The Finance Department, Chennai-9.
SF/SC

// Forwarded / By order //

SECTION OFFICER.