

COMMERCIAL TAXES DEPARTMENT

From

THIRU T. JACOB, I.A.S.,
Commissioner of Commercial Taxes,
Chepauk, Chennai-5.

To

Tvl. Fluid Energy Controls Inc
19, Canal Road,
Kilpauk Garden colony, Chennai 10

Lr. No. VAT Cell / 36817/ 2007 (VCC No 1309), dated 4.10.2007

Sir,

Sub: TNVAT Act, 2006 – Certain clarification under TNVAT Act 2006 for some transactions - requested - regarding.

Ref: Letter dated 2.7.2007 from Tvl. Fluid Energy Controls, Chennai 10

Tvl. Fluid Energy controls, Chennai 10 have requested certain clarification under the TNVAT Act 2006 for some transactions.

It is clarified as follows:

S No	Query	Reply
1	whether Input tax credit on local purchases can be adjusted against tax payable on imported products	Yes
2	If the sale is CST sale with C form whether CST payable can be adjusted against tax on local purchases (Input tax credit on TNVAT)	Yes
3	If the sale is CST sale without C form whether CST payable can be adjusted against tax on locals purchases	No. The Input tax availed has to be reversed. As per rule 10(9)(a) , Input tax credit on inter state sales shall be allowed only if C form prescribed in the CST (Regn. and turnover) rules is filed.
4	What is the time limit to adjust Input tax credit against tax payable? What is the implication of 90 days?	As per Section 19(11) in case any registered dealer fails to claim input tax credit in respect of any transaction of taxable purchase in any month, he shall make the claim before the end of financial year or before 90 days from the date of purchase which ever is later

5	Commodities given in part C of I Schedule taxable at 12.5% sold to manufacturer used as industrial inputs	Yes
6	If the products sold is imported, what will be the tax implications	Sale of goods whether imported or locally purchased are taxable at the rate applicable under VAT Act
7	What is the due date to file form 'F'	The declarations have to be filed before the Assessment.

Sd/ Shanmugam
For Commissioner of Commercial Taxes

Copy submitted to the Secretary to Government,
Commercial Taxes and Registration Department, Fort St. George, Chennai-9.

// Forwarded // By Order //

COMMERCIAL TAX OFFICER (VAT)