

No. CTS-63/2005/116

Dated Dispur, the 7th July, 2008

Sub: Clarification on the provisions of The Assam Industrial Policy, 1997/ Assam Industries (Tax Remission) Scheme 2005 under the Assam Value Added Tax Act, 2003

Extract of the Order

It is clarified that exemption/remission is available not only on the basis of investment but also upon fulfilment other conditions.

In case of the initial eligibility certificates the benefit of tax exemption/remission will be available on production relatable to base year production as per terms of the erstwhile Assam Industries Sale Tax Concession Scheme, 1997 or the Assam Industries (Tax Remission) Scheme'2005.

Further in case of the subsequent eligibility certificate obtained after expansion w.e.f. 01-05-2004, the benefit of exemption/remission will be available only on the differential increased production over the base year production. The summation of monetary ceiling and submission of time limit of the two eligibility certificates is not correct.

It is, therefore, clarified that the two eligibility certificates will run parallel for the purpose of availment of exemption/remission. The quantum of monetary ceiling or time period shall have to be applied disjointly in the two cases.

Sd/-(Sanjay Lohiya)
Commissioner of Taxes, Assam
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