



Government of Karnataka
Commercial Taxes Department

**PROCEEDINGS OF THE COMMISSIONER OF COMMERCIAL TAXES,
(KARNATAKA), BANGALORE- CLARIFICATION UNDER SECTION 59(4) OF
THE KARNATAKA VALUE ADDED TAX ACT, 2003.**

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Sub: KVAT Act, 2003 - Clarification under Section 59(4)  
on 'Earth moving equipments and it spares & accessories' - reg.

Ref: Application dated 06-03-2012 of M/s. Associated  
Company of Engineers, New Mangalore. TIN:29110099910.

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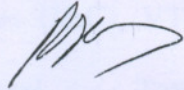
In the application cited above of M/s. Associated Company of Engineers, Plot No.159A, Baikampady Industrial Area, New Mangalore-575010 has sought clarification regarding rate of tax applicable on 'Earth moving equipments and it spares & accessories'.

2. Section 59(4) of the Karnataka Value Added Tax Act, 2003 empowers the Commissioner of Commercial Taxes to clarify the rate of tax payable under the Act, if he considers it necessary or expedient so to do, for the purpose of maintaining uniformity in the work of assessments and collection of revenue. It is examined and found that the clarification requested by the petitioner is within the scope of the aforesaid provision and it is necessary that the clarification be issued for the purpose of maintaining uniformity in the work of assessments and collection of revenue.

3. Hence the following clarification is issued.

**CLARIFICATION NO.CLR.CR.236/11-12, DATED 14-05-2012**

It is clarified that as per entry 10 of Notification No.FD 316 CSL 2005(1) dated: 05-08-2005, "Earth moving machinery and their parts and accessories" are liable to tax at 5% of the Karnataka Value Added Tax Act, 2003.

  
(PRADEEP SINGH KHAROLA)  
Commissioner of Commercial Taxes,  
(Karnataka), Bangalore  
Commissioner of Commercial Taxes  
in Karnataka, BANGALORE