

DEPARTMENT OF LEGAL AND LEGISLATIVE AFFAIRS, PUNJAB

Notification

The 24<sup>th</sup> April, 2006

**No. 11-Leg./2006.** – The following Act of the Legislature of the State of Punjab received the assent of the Governor of Punjab on the 15<sup>th</sup> April, 2006, and is hereby published for general information :-

THE PUNJAB VALUE ADDED TAX (AMENDMENT) ACT, 2006.

**(Punjab Act No. 11 of 2006)**

AN

ACT

*further to amend the Punjab Value Added Tax Act, 2005.*

Be it enacted by the Legislature of the State of Punjab in the Fifty-seventh Year of the Republic of India as follows:-

1. (1) This Act may be called the Punjab Value Added Tax (Amendment) Act, 2006. Short title and commencement.
- (2) It shall come into force at once.
2. In the Punjab Value Added Tax Act, 2005 (hereinafter referred to as the principal Act), in section 6, in sub-section (3), in clause (a), for the existing sub-clauses (v) and (vi), the following sub-clauses shall be substituted, namely:-
  - (v) in relation to a person, who is running a hotel/restaurant, rupees five lac;
  - (vi) in relation to a person, who is running a bakery, rupees ten lac;
  - (vii) in relation to voluntary registration, rupees five lac; and
  - (viii) in relation to any other person, rupees fifty lac."Amendment of section 6 of Punjab Act 8 of 2005.
3. In the principal Act, in section 14, in sub-section (2), for the word "thirty", the words "forty five" shall be substituted. Amendment of section 14 of Punjab Act 8 of 2005.
4. In the principal Act, in section 19, in sub-section (4), -
  - (a) for the word and sign "export.", the word and sign "export." shall be substituted ; and
  - (b) the following proviso shall be added thereto, namely:-

"Provided that if, purchases are used partially for the purpose of manufacture of taxable goods and partially for the purpose of manufacture of tax free goods, then the purchase tax paid by a person shall be allowed to be treated as input tax credit proportionately,Amendment of section 19 of Punjab Act 8 of 2005

to the extent, the purchases are used for such purposes in the prescribed manner.”

5. In the principal Act, in section 39, in sub-section (2), in the proviso, - Amendment of section 39 of Punjab Act 8 of 2005.

(a) for the words and sign “making adjustment.”, the words and sign “making adjustment:” shall be substituted ; and

(b) the following proviso shall be added thereafter, namely :-

“Provided further that where an application for claim of refund is submitted by a person on the basis of his monthly return, the designated officer shall provisionally allow seventy five per cent of the amount of such claim, against submission of indemnity bond in the prescribed form for the amount, equal to the amount of refund claimed in the application, and after the receipt of the forthcoming quarterly returns, the designated officer shall cross check the transactions, and after satisfying about the genuineness of the claim, he shall determine the final amount of refund.”.

**HARBANS SINGH,**  
Secretary to Government of Punjab,  
Department of Legal and Legislative Affairs.