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Monthly Newsletter

September 2009

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1. Time limit for filing ITR-V form extended

The Central Board of Direct Taxes had, vide circular No.3/2009 dated 21.05.2009, allowed assesseees who file their income tax returns in electronic form without digital signature to submit their verified ITR-V form, within a period of 30 days, thereafter. The ITR-V form was required to be sent to Post Bag No.1, Electronic City Post Office, Bangalore, Karnataka-560100, by ordinary post.

It has now been decided to extend the time limit for filing the ITR-V form by relaxing the stipulations in the circular dated 21.05.2009. The ITR-V form relating to returns which have been filed electronically (without digital signature) on or after 1st April, 2009 can now be filed on or before the 30th September, 2009 or within a period of 60 days of uploading of the electronic return data, whichever is later.

[CBDT press release dated 13 August, 2009]

2. New Direct Taxes Code- An Introduction

- CA Shekhar Sane, Email: shekharsane@vsnl.net

New direct taxes code will replace the Income tax Act. The code aims at simplification of tax laws. It has been published for discussion and comments of citizens at:

<http://finmin.nic.in/DTCode/index.html>

Some important provisions of the new direct taxes code are as follows-

1. Individual tax slabs are proposed to be changed by which overall/ effective tax will be significantly lower.
2. Exempt-Exempt-Tax regime will be introduced
3. Deduction u/s 80 C are proposed to be reintroduced u/s 66, however popular tax savings schemes like NSC, PPF etc. have not been given any space
4. Surcharge and education cess are proposed to be abolished
5. Minimum Alternate Tax (MAT) is proposed to be calculated on “fixed assets” instead of 15 % on book profits as at present.
6. Foreign companies will be subject to branch profits tax @15%
7. Definitions of some terms like royalty, fees for technical services are likely to be enlarged
8. Specified categories of Deferred Revenue Expenditure have been introduced for allowing deduction
9. Tax withholding (TDS) provisions have been made more stringent.

3. Indirect taxes- some recent decisions

- No time limit on availment of CENVAT credit

CENVAT credit can not be denied even though the taxpayer seeks to use the credit three to seven years after receipt of inputs, since the CENVAT credit rules do not prescribe any time limit for availment of such credit.

[Coromandel Fertilizers Ltd. V. CCE]

- Transfer of technology not liable to service tax as consulting engineer's services.

[CCE v. Indore Composites]

4. Contact details

Finance and Accounts Outsourcing:

Anant Govande

Email: anant.govande@oats.co.in

Tel: +91-982-331-0069

Indirect Taxes:

Rajendra Khadilkar

Email: rmkhadilkar@amcpl.co.in

Tel: +91-20-25467155

Direct Taxes:

Shripad Godbole

Email: godboleshripad@gmail.com

Tel: +91-982-313-5264

Anjali Kulkarni

Tel: +91-20-25652739

Corporate Laws:

C. S. Kelkar

Email: csk@kelkarcs.com

Tel: +91-982-250-2145