

INCOME TAX

ADDITIONAL RULES FOR CLAIMING DEDUCTION UNDER SEC 80DDB

- ❖ CBDT has prescribed additional rules for claiming deduction under Sec 80DDB (Deduction for Treatment of Specified Diseases) The prescription in respect of the diseases or ailments shall be issued by the following specialists:- (a) for Neurological diseases or ailments - a Neurologist having a Doctorate of Medicine (D.M.) degree in Neurology or any equivalent degree, which is recognised by the Medical Council of India; (b) for Malignant Cancer - an Oncologist having a Doctorate of Medicine (D.M.) degree in Oncology or any equivalent degree which is recognised by the Medical Council of India; (c) for AIDS - any specialist having a post-graduate degree in General or Internal Medicine, or any equivalent degree which is recognised by the Medical Council of India; (d) for Chronic Renal Failure - a Nephrologist having a Doctorate of Medicine(D.M.) degree in Nephrology or a Urologist having a Master of Chirurgiae(M.Ch.) degree in Urology or any equivalent degree, which is recognised by the Medical Council of India; (e) for Hematological disorders – a specialist having a Doctorate of Medicine (D.M.) degree in Hematology or any equivalent degree, which is recognised by the Medical Council of India: In case where the patient is receiving the treatment in a Government hospital, the prescription may be issued by any specialist working full-time in that hospital and having a post- graduate degree in General or Internal Medicine or any equivalent degree, which is recognised by the Medical Council of India. The prescription shall contain the name and age of the patient, name of the disease or ailment along with the name, address, registration number and the qualification of the specialist issuing the prescription: Provided that where the patient is receiving the treatment in a Government hospital, such prescription shall also contain the name and address of the Government hospital.

DETERMINATION OF ARM'S LENGTH PRICE IN INTERNATIONAL TRANSACTIONS:

- ❖ Central Government has notified that where the variation between the arm's length price determined under section 92C and the price at which the international transaction or specified domestic transaction has actually been undertaken does not exceed one percent. of the latter in respect of wholesale trading and three percent. of the latter in all other cases, the price at which the international transaction or specified domestic transaction has actually been undertaken shall be deemed to be the arm's length price for Assessment Year 2015-2016.

Wholesale trading” means an international transaction or specified domestic transaction of trading in goods, which fulfils the following conditions, namely:- (i) purchase cost of finished goods is eighty percent. or more of the total cost pertaining to such trading activities; and (ii) average monthly

closing inventory of such goods is ten percent. or less of sales pertaining to such trading activities.

CORPORATE LAW

NO LATE FEE FOR E -FILING CERTAIN FORMS:

- ❖ No additional fee is payable on certain forms (AOC-4) & (AOC-4) XBRL – format of filing financial statements and MGT-7 (form for filing annual return) upto 30th November 2015

LIMITED LIABILITY PARTNERSHIP:

- ❖ When a firm gets converted into a Limited Liability Partnership, an intimation of such conversion should be given in Form no 14 to the concerned Registrar of Firms within 15 days of registration of the Limited Liability Partnership.

FEMA

SUBSCRIPTION TO NATIONAL PENSION SYSTEM BY NON-RESIDENT INDIANS (NRIS)

- ❖ A Non- Resident Indian may subscribe to National Pension System governed and administered by Pension Fund Regulatory and Development Authority (PFRDA), provided such subscriptions are made through normal banking channels and the person is eligible to invest as per the provisions of the PFRDA Act. The annuity/ accumulated saving will be repatriable. A non-resident Indian who subscribes to the National Pension System, shall make payment either by inward remittance through normal banking channels or out of funds held in his NRE/FCNR/NRO account.

SERVICE TAX

LEVY OF SWACH BHARAT CESS ON SERVICE TAX

- ❖ Central Government has vide Notification No. 21/2015-ST dated November 6, 2015 has notified that Swachh Bharat Cess is applicable on all taxable services from 15.11.2015. This Swachh Bharat cess is not leviable on exempted services. This has increased the service tax rate to 14.50% and has also resulted in Changes in Service Tax Rates from 15.11.2015 on Various Services which are under abatement or on which reverse Charge Mechanism is applicable.

Sl. No	Taxable service	Taxable Value	Rate wef 15.11.2015
1	Financial leasing including hire purchase	10%	1.45%
2	Transport of goods by rail	30%	4.35%
3	Transport of passengers with or without accompanied belonging by rail	30%	4.35%
4	Supply of food or any other article of human consumption or any drink, in a premises (including hotel, convention center, club, pandal, shamiana or any place specially arranged for organizing a function) together with renting of such premises	70%	10.15%
5	Transport of passengers by air, with or without accompanied belongings	40%	5.80%
6	Renting of hotels , inns, guest houses, clubs, campsites, or other commercial places meant for residential or lodging purposes	60%	8.70%
7	Services of goods transport agency	30%	4.35%
8	Renting of any motor vehicle designed to carry passengers	40%	5.80%
9	Transport of goods in vessel	30%	4.35%
10	(i) Tour service –package tour	25%	3.63%
	(ii) Tour service –service solely of arranging or booking accommodation for any person in relation to a tour	10%	1.45%
	(iii) Tour service – simple tour services	40%	5.80%
11	Construction of a complex , building, civil structure or a part thereof, intended for a sale to a buyer, wholly or partly (i) for a residential unit having carpet area upto 2000 square feet and the amount charged is less than rupees one crore	25%	3.63%
	(ii) for other than (i) above	30%	4.35%

SERVICES PROVIDED IN RELATION TO REMITTANCE OF MONEY TO INDIA FROM OVERSEAS:

- ❖ The Central Government has directed that the service tax payable under section 66B of the Finance Act, 1994, on the service provided by an Indian Bank or other entity acting as an agent to the Money Transfer Service Operators in relation to remittance of foreign currency from outside India to India, shall not be required to be paid for the period 1.7.2012 – 13.10.2014

SERVICES EXEMPT FROM SERVICE TAX – ADDITIONS:

- ❖ The following are further exempted from service tax : (a) Business facilitator or a business correspondent to a banking company with respect to a Basic Savings Bank Deposit Account covered by Pradhan Mantri Jan Dhan Yojana in the banking company's rural area branch, by way of account opening, cash deposits, cash withdrawals, obtaining e-life certificate, Aadhar seeding (b) Any person as an intermediary to a business facilitator or a business correspondent with respect to services mentioned above (c) business facilitator or a business correspondent to an insurance company in a rural area (d) Activities relating to advancement of yoga under charitable activities

VALUE ADDED TAX**ENROLLMENT IN TAMIL NADU TRADERS WELFARE BOARD:**

- ❖ The dealers applying for new registration under TNVAT Act have been given the option to apply for membership to the Tamil Nadu Traders Welfare Board upon paying a life time membership fee of Rs 500/- by way of demand draft favouring Chief Executive Officer, Tamil Nadu Traders Welfare Board, Chennai 600005

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