

Composition Scheme for Registered Dealers of Khandsari Sugar, 1999

RAJASTHAN

India

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Rule

COMPOSITION-SCHEME-FOR-REGISTERED-DEALERS-OF-KHANDSARI SUGAR of 1999

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Composition Scheme for Registered Dealers of Khandsari Sugar, 1999 Published vide Notification No. F.4(4) FD/Tax-Div./99-220, dated 30-4-1999, published in Rajasthan Gazette Extraordinary, part 4(ga), dated 3-5-1999, page 83(3) S.O. 83. - In exercise of the powers conferred by Section 5 of the Rajasthan Sales Tax Act, 1994 (Rajasthan Act No.22 of 1995), the State Government being of the opinion that it is expedient in the public interest so to do, hereby notifies a "Composition Scheme for registered dealers of Khandsari Sugar-1999 (Hereinafter referred to as "the Scheme"), for registered dealers of khandsari sugar and permit such dealers to opt for compounding of their tax liability in respect of their sales of khandsari sugar within the State on payment of [composition of Rs.25,000/-] [Substituted by Dated 22-3-2002, published in Rajasthan Gazette Extraordinary, part 4(ga), dated 22-3-2002, page 577.] per annum, on the following conditions:-

1.

This scheme shall be applicable to the registered dealers only.

2.

The dealers opting for the scheme shall submit an application on a plain paper to his Assessing Authority mentioning therein basic facts such as the name, registration number and the gross turnover of the immediately preceding year etc., within sixty days of the publication of this notification or within thirty days of the date of issuance of registration certificate. For subsequent year, such application shall be submitted within thirty days of the commencement of the financial

year. [However, for the financial year [2002-2003] [Added by Dated 30-6-2000, published in Rajasthan Gazette Extraordinary, part 4(ga), dated 3-7-2000, page 131(1).], the application alongwith the composition amount may be submitted upto [30-6-2002] [Substituted by Dated 21-6-2002, published in Rajasthan Gazette Extraordinary, part 4(ga), dated 25-6-2002, page 205(2).], The dealers not opting for the scheme by [30-6-2002] [Substituted by Dated 21-6-2002, published in Rajasthan Gazette Extraordinary, part 4(ga), dated 25-6-2002, page 205(2).] shall have to pay tax at the notified rate].[Provided that where a dealer has failed to opt for the scheme within the stipulated period or has failed to deposit the composition amount in the period specified under the Scheme, he shall be allowed to avail the benefits of the scheme on fulfilment of the following conditions, namely:-(i)he shall deposit, the due amount under the Scheme along with the interest till the date of its deposit at the rate notified under the Act, by March 31, 2003;(ii)he shall also deposit a late fee amounting to twenty five per cent of the amount required to be deposited under the Scheme where he exercises this option under clause (i) by December 31st, and this late fee shall be fifty percent of the due amount if he exercises this option after December 31 but before March 31, of the relevant financial year but for the financial years upto 2001-2002, such option can be exercised upto March 31, 2003, with late fee amounting to twenty five per cent of due amount, and;(iii)he shall deposit the tax charged or collected if any to the State Government before making application for availment of the scheme under this proviso.]

3.

The composition amount shall be paid in lump sum within sixty days of the publication of this notification or within thirty days of the date of issuance of registration certificate and for the subsequent years the fee shall be paid within thirty days of the commencement of the financial year.

4.

The dealer shall not charge or collect any tax from a purchaser on the sale of goods during the composition period, however, tax charged or collected by the dealer prior to opting for the composition scheme shall have to be deposited forthwith and the tax already deposited shall not be refunded.

5.

If any dealer voluntarily withdraws from the scheme during the year, he shall be required to deposit the whole of the composition amount, if not already paid for the year, forthwith.

6.

The composition amount shall be recoverable as arrear of land revenue under the Rajasthan Sales Tax Act, 1994.

7.

The State Government may review the scheme and if substantial number of registered dealers of the State do not opt for it or on being satisfied that it will not be in the public interest to continue the scheme, the State Government shall have power to revoke the scheme forthwith or from such date as it may notify.

8.

This notification shall be valid [upto 31-3-2005 or the date on which the Rajasthan Value Added Tax Act, 2003 comes into force, whichever is earlier] [Substituted by various notifications from time to time but in the end by dated 1-2-2004, published in Rajasthan Gazette Extraordinary, part 4(ga), dated 1-2-2004, page 333(4).].[Added by Dated 4-2-2003, published in Rajasthan Gazette Extraordinary, part 4(ga), dated 6-2-2003, page 567(3).]