



# TAMIL NADU GOVERNMENT GAZETTE

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## Part IV—Section 1

### Tamil Nadu Bills

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**BILLS INTRODUCED IN THE LEGISLATIVE ASSEMBLY OF THE  
STATE OF TAMIL NADU**

Under Rule 130 of the Tamil Nadu Legislative Assembly Rules, the following Bill which was introduced in the Legislative Assembly of the State of Tamil Nadu on 14th May 2013 is published together with Statement of Objects and Reasons for general information:—

**L.A. Bill No. 16 of 2013**

***A Bill further to amend the Tamil Nadu Value Added Tax Act, 2006.***

BE it enacted by the Legislative Assembly of the State of Tamil Nadu in the Sixty-fourth Year of the Republic of India as follows:-

Short title and  
commence-  
ment.

**1.** (1) This Act may be called the Tamil Nadu Value Added Tax (Second Amendment) Act, 2013.

(2) It shall come into force at once.

Amendment of  
Section 13.

**2.** In section 13 of the Tamil Nadu Value Added Tax Act, 2006, (hereinafter referred to as the principal Act), in sub-section (5), for the expression "interest at one and a quarter per cent", the expression "interest at the rate of two per cent" shall be substituted.

Tamil Nadu Act  
32 of 2006.

Amendment of  
Section 19.

**3.** In section 19 of the principal Act, in sub-section (15), for the expression "interest at the rate of one and a quarter per cent", the expression "interest at the rate of two per cent" shall be substituted.

Amendment of  
Section 42.

**4.** In section 42 of the principal Act, in sub-sections (3) and (4), for the expression "interest at one and a quarter per cent", the expression "interest at the rate of two per cent" shall be substituted.

**STATEMENT OF OBJECTS AND REASONS**

Under sections 13, 19 and 42 of the Tamil Nadu Value Added Tax Act, 2006 (Tamil Nadu Act 32 of 2006), tax or any other amount due shall be paid together with interest at the rate of one and a quarter per cent per month.

2. Taking advantage of the lesser rate of interest, dealers or persons responsible for payment often make belated payments, which affects the revenue of the Government. To address this issue, the Government have decided to increase the aforesaid rate of interest of one and a quarter per cent per month to that of two per cent per month, and to amend the said Act for the purpose.

3. The Bill seeks to give effect to the above decision.

**B V RAMANAA,**  
*Minister for Commercial Taxes  
and Registration.*

A.M.P. JAMALUDEEN,  
*Secretary.*



Under Rule 130 of the Tamil Nadu Legislative Assembly Rules, the following Bill which was introduced in the Legislative Assembly of the State of Tamil Nadu on 14th May 2013 is published together with Statement of Objects and Reasons for general information:—

**L.A. Bill No. 17 of 2013**

***A Bill further to amend the Tamil Nadu Value Added Tax Act, 2006.***

BE it enacted by the Legislative Assembly of the State of Tamil Nadu in the Sixty-fourth Year of the Republic of India as follows:-

1. (1) This Act may be called the Tamil Nadu Value Added Tax (Third Amendment) Act, 2013.

Short title and commencement.

(2) It shall come into force at once.

Tamil Nadu Act  
32 of 2006.

2. In the First Schedule to the Tamil Nadu Value Added Tax Act, 2006 (hereinafter referred to as the principal Act),-

Amendment of First Schedule.

(1) in PART-B, after Serial Number 56 and the entries relating thereto, the following Serial Number and entry shall be inserted, namely:-

“56-A. Gypsum of all forms and descriptions”;

(2) in PART-C,-

(i) the entries against Serial Number 22 shall be numbered as (i);

(ii) after the entries as so numbered, the following entries shall be inserted, namely:-

“(ii) Disinfectants and Germicides.”.

3. In the Fourth Schedule to the principal Act, in PART-B,-

Amendment of Fourth Schedule.

(1) Serial Number 17-A and the entries relating thereto, shall be omitted;

(2) after Serial Number 38 and the entries relating thereto, the following Serial Number and entries shall be inserted, namely:-

“38-A. Goods which are used for agricultural / horticultural purposes, namely:-

(a) Chemical Fertilizers

(b) Insecticides, Pesticides, Rodenticides, Weedicides, Fungicides, Herbicides and combinations thereof, Plant growth promoters, Plant Nutrients, Micro Nutrients and Bio fertilizers”.

**STATEMENT OF OBJECTS AND REASONS**

The intent of the Government in exempting the goods mentioned in Serial Number 17-A of Part-B of the Fourth Schedule to the Tamil Nadu Value Added Tax Act, 2006 (Tamil Nadu Act 32 of 2006) is to give more benefit to small and medium agriculturalists and to reduce the input cost of farming. However, as the said entry does not specify so, tax evasion is resorted to in respect of goods such as "Germicides", "Disinfectants" and "Gypsum of all forms and descriptions" in the garb of goods used for agricultural purposes. As the usage of such goods in agricultural purposes is insignificant and is predominantly used for other than agricultural purposes, the Government have decided to withdraw the exemption granted to "Germicides", "Disinfectants" and "Gypsum of all forms and descriptions" and to tax them under the said Act. The Government have also decided to omit "Anti-sprouting products" in Serial Number 17-A of Part-B of the Fourth Schedule as they do not have any use in agriculture. Accordingly, the Government have decided to amend the Schedules to the said Act for the aforesaid purposes.

2. The Bill seeks to give effect to the above decision.

**B V RAMANAA,**  
*Minister for Commercial Taxes  
and Registration.*

A.M.P. JAMALUDEEN,  
*Secretary.*

Under Rule 130 of the Tamil Nadu Legislative Assembly Rules, the following Bill which was introduced in the Legislative Assembly of the State of Tamil Nadu on 14th May 2013 is published together with Statement of Objects and Reasons for general information:—

**L.A. Bill No. 18 of 2013**

***A Bill further to amend the Tamil Nadu Value Added Tax Act, 2006.***

BE it enacted by the Legislative Assembly of the State of Tamil Nadu in the Sixty-fourth Year of the Republic of India as follows:-

1. (1) This Act may be called the Tamil Nadu Value Added Tax (Fourth Amendment) Act, 2013.

Short title and  
commence-  
ment.

(2) It shall be deemed to have come into force on the 21st day of March 2013.

Tamil Nadu Act  
32 of 2006.

2. In the First Schedule to the Tamil Nadu Value Added Tax Act, 2006, in PART-C, the entries against (ii) and (iii) of Serial Number 13-A shall be omitted.

Amendment of  
First  
Schedule.

**STATEMENT OF OBJECTS AND REASONS**

Tax on Cellular Telephone, i-pod, i-phone, LCD Panels/LED Panels, DVDs and CDs and their parts and accessories is levied at the rate of 14.5% under Part-C of the First Schedule to the Tamil Nadu Value Added Tax Act, 2006 (Tamil Nadu Act 32 of 2006). Since i-pod and i-phone are brand names of portable media player and smart phone respectively, the Government decided to omit the entries relating to i-pod and i-phone from Serial Number 13-A of Part-C of the First Schedule to the said Act, so that they become taxable under Serial Number 69 of the said Part-C of the First Schedule to the said Act, on par with portable media players and smart phones.

2. To give effect to the above decision, a Notification was issued under sub-section (1) of section 86 of the said Tamil Nadu Act 32 of 2006 to amend the said Schedule to that Act. Under sub-section (2) of section 86 of the said Act, a Bill to replace the abovesaid Notification has to be introduced in the Legislative Assembly.

3. The Bill seeks to give effect to the above object.

**B V RAMANAA,**  
*Minister for Commercial Taxes  
and Registration.*

A.M.P. JAMALUDEEN,  
*Secretary.*