

Sub : Regarding the rate of tax on parts and accessories of Cranes, Bulldozer, Dumper, Road Roller, Tipper, Excavator and Earth mover under the AVAT Act, 2003.

Extract of the Order

The entry at Sl. No. 15 of the Part A of the Second Schedule is “Machineries and parts thereof including moulds”. Whereas Cranes, Bulldozer, Dumper, Road Roller, Tipper, Excavator and Earth movers are taxable @4% as per entry at Sl. No. 96 of the Part A of the Second Schedule. These items are not machineries but equipments for use in different purposes and hence separate entry is made for these items. Therefore the parts and accessories of such items are not covered under entry at Sl. No. 15. Moreover, in the entry at Sl.96, the parts and accessories is not mentioned in the entry.

Therefore, it is clarified that parts and accessories of Cranes, Bulldozer, Dumper, Road Roller, Tipper, Excavator and Earth movers shall be taxable @ 12.5% as per entry at Sl. No. 1 of the Fifth Schedule of the AVAT Act,2003.

Sd/- (Sanjay Lohiya)
Commissioner of Taxes, Assam
Dispur, Guwahati