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Marks

2. (a) Briefly explain whether the following statements are correct with reference to the Central Excise Act, 1944 and the changes effected by the Finance Act, 2010. 3×2
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(i) Penalty can be imposed under Sec 11 A(2B) in case where the assessee pays duty and interest voluntarily before issue of show cause notice.

(ii) Time limit for passing of the settlement order in terms of Sec 32 F(6) is nine months from the last day of the month in which the application was made and no extension of this period is permissible.

(iii) An assessee cannot apply for settlement more than once under Sec 32 (0).

- (b) Explain briefly the correctness of the following statements with reference to the Finance Act, 1994 relating to service tax and the changes effected by the Finance Act, 2010. 2×3
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(i) With regard to residential complex service (Sec 65(105) (zzzh) unless the entire payment for the property is paid by the buyer after completion of construction, the activity of construction would be deemed to be a taxable service.

(ii) The application of the rules in respect of classification of services under Sec 65A have been excluded in the case of specific taxable services.

- (c) Explain briefly with reference to the changes effected by the Finance Act, 2010 to the Customs Tariff Act, 1975 how additional customs duty has to be determined in respect of goods imported requiring MRP based assessment under the Medicinal and Toilet Preparations (Excise Duties) Act, 1955. 3

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