

GOVERNMENT OF NCT OF DELHI
DEPARTMENT OF TRADE AND TAXES (POLICY BRANCH)
VYAPAR BHAWAN, I.P. ESTATE, NEW DELHI-110002

No.F.6(85)/Policy/VAT/2011/ 147-154

Dated: 09 June, 2011

CIRCULAR NO...9.....OF 2011-12

Subject:- Framing of assessments under CST Act, 1956.

Section 9(2) of CST Act, 1956 empowers the assessing authorities to frame assessments in accordance with the provisions contained in general sales tax law of the appropriate state which is Delhi Value Added Tax act, 2004 in case of Delhi.

2. Circulars for framing central assessments have been issued in the past also. Circular No.13 of 2007-08 dt. 30/01/08 and Circular No.15 of 2006-07 dt.30/03/07 may also be referred in this regard.

3. The time limit for furnishing statutory forms is three months after the end of each quarter to which the declarations or statutory forms relates. Second provision to Rule 12(1) of Central Sales Tax (Registration & Turnover) Rules, 1957 provides for covering all transaction of sale, which take place in a quarter of financial year between same two dealers. The prescribed time of three months is some times extended to a quarter or more than quarter at times centrally by Commissioner, VAT in exercise of the powers conferred under relevant provisions of Central Sales Tax (R&T) Rules, 1957 and DVAT Rules, 2005.

4. It has also come to notice that some assessing authorities are issuing manual assessment order in contravention of instructions contained in Circular No.15 of 2006-07.

5. In order to liquidate all pending assessments of deficient central statutory forms cases, it has been decided to adhere to following time schedule:

S.No.	Assessment Year	Quarter	Date by which assessments to be completed
1	2	3	4
1.	2007-08	Qtr. II Qtr. III & Qtr. IV	30-06-2011 30-09-2011
2.	2008-09	All Quarters	31-12-2011
3.	2009-10	All Quarters	31-03-2012
4.	2010-11	All Quarters	30-06-2012

If time permits, assessing authorities may take up the cases for assessment even before the dates indicated in Col. 4 above. However, no case pertaining to any

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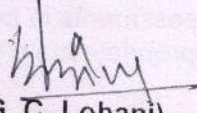
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year for deficiency of statutory forms should remain un-assessed beyond the dates indicated above, it shall be personal responsibility of each Assessing Authority in respect of their assigned work.

7. While taking up a case for assessment due to deficiency of statutory forms, other aspects like scrutiny of balance sheet (for dealer having GTO > Rs.40.00 lakh), timely filing of returns, timely payment of due tax under both the Acts, tax credit availed on purchased locally, adjustment of tax credit, reversal of tax credit on transfer of goods after local purchase, tally of return version with balance sheet etc., may also be looked into.

8. For dealers who are not engaged in central sale in particular period/year, no reconciliation is required.

9. This issues with the approval of Commissioner, VAT.


(G. C. Lohani)
VATO (Policy)

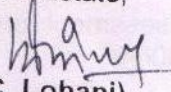
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Copy to:-

1. PS to the Commissioner, VAT, Department of Trade and Taxes.
2. All Spl. / Addl. / Joint Commissioners, Deptt. of Trade and Taxes.
3. All Assessing Authorities of the Department through Zonal In-charge, Department of Trade and Taxes.
4. Dy. Director (Policy), Department of Trade and Taxes.
5. All VATOs/AVATOs-CRC / TPS / CFC / Legal Service Cell/PR Branch, Department of Trade and Taxes.
6. Manager (EDP), Department of Trade and Taxes, with the request to upload the circular on the website of the department.
7. President, Sales Tax Bar Association (Regd.), Vyapar Bhawan, I.P. Estate, New Delhi.
8. Guard File.


(G. C. Lohani)
VATO (POLICY)

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