

# ANDHRA PRADESH TAX ON ENTRY OF GOODS INTO LOCAL AREAS ACT, 2001<sup>1</sup>

[Act No. 39 of 2001]

An Act to provide for the levy and collection of Tax on Entry of certain Goods into Local Areas in the State of Andhra Pradesh and for the matters connected therewith or incidental thereto.

Be it enacted by the Legislative Assembly of the State of Andhra Pradesh in the Fifty-second Year of the Republic of India as follows :—

1. **Short title, extent and commencement.**— (1) This Act may be called the Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001.
  - (2) It extends to the whole of the State of Andhra Pradesh.
  - (3) It shall be deemed to have come into force on and from the 2nd May, 2001.

## CHAPTER - I

2. **Definitions.**— (1) In this Act, unless the context otherwise requires,—

- (a) **“assessing authority”** means,—
  - (i) in the case of an importer, who is a dealer, the assessing authority shall be authority as specified under <sup>2</sup>[the Andhra Pradesh Value Added Tax Act, 2005];

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1. Received the assent of the Governor on the 15th October, 2001 published on the 16th October, 2001 in the Andhra Pradesh Gazette Part IV. B (Ext.).  
2. Subs. for the words “the Andhra Pradesh General Sales Tax Act, 1957” by Act No. 4 of 2006 w.e.f. 1<sup>st</sup> April, 2005.

- (ii) in the case of an importer, other than a dealer, the officer-in-charge of the Check post, through which the goods are brought into the State or the Commercial Tax Officer having jurisdiction over the area, in which such importer ordinarily resides;
- (b) **“Dealer”** shall have the meaning assigned to it under <sup>1</sup>[the Andhra Pradesh Value Added Tax Act, 2005];
- (c) **“Goods”** means all kinds of movable property other than actionable claims, stocks, shares and securities, and includes all materials, articles, petroleum products and commodities including the goods as goods or in some other form, involved in the execution of works contract or those goods used or to be used in the construction, fitting out, improvement or repair of movable or immovable property and also includes all growing crops, grass and things attached to or forming part of the land which are agreed to be served before sale or under the contract of sale;
- (d) **“Goods vehicle”** means any motor vehicle constructed or adapted for the carriage of goods or any other motor vehicle not so constructed or adapted when used for the carriage of goods solely or in addition to passengers;
- (e) **“Entry of goods into local area”** with all its grammatical variations and cognate expressions, means entry of goods into a local area from any place outside the State for consumption, use or sale therein;
- <sup>2</sup>(f) **“Value Added Tax Act”** means the Andhra Pradesh Value Added Tax Act, 2005;
- (g) **“Government”** means the State Government of Andhra Pradesh;
- (h) **“Importer”** means person who brings or causes to be brought goods whether on his own account or on account of a principal or

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1. Subs. for the words “the Andhra Pradesh General Sales Tax Act, 1957” by Act No. 4 of 2006 w.e.f. 1<sup>st</sup> April, 2005.

2. The clause (f) was subs. by Act 4 of 2006 w.e.f. 1<sup>st</sup> April, 2005. The earlier clause was as follows :—

“(f) ‘General Sales Tax Act’ means the Andhra Pradesh General Sales Tax Act, 1957”;

any other person, into local area, from any place outside the State for consumption, use or sale therein or who owns the goods at the time of entry into the local area;

- (i) **“Local area”** means the area of jurisdiction of a local authority;
- (j) **“Local authority”** means the area within the limits of, a city as declared under the Hyderabad Municipal Corporation Act, 1955 (Act II of 1956), or the Visakhapatnam Municipal Corporation Act, 1979 (Act 19 of 1979), or the Vijayawada Municipal Corporation Act, 1981 (Act 23 of 1981) or any other Municipal Corporation in the State, as in force or a Municipality as constituted or deemed to have been constituted under the Andhra Pradesh Municipalities Act, 1965, or any notified area, as declared under section 389-A of the Andhra Pradesh Municipalities Act, 1965 or the area within the limits of Gram Panchayats, under the Andhra Pradesh Panchayat Raj Act, 1994, or a Cantonment Board constituted under Cantonments Act, 1924;
- (k) **“Notification”** means a notification published in the Andhra Pradesh Gazette;
- (l) **“Person”** includes any company or association or body of individuals whether incorporated or not, a firm, a local authority, a Hindu undivided family, society, club, an individual, the Central Government or the Government of any other State or Union Territory;
- (m) **“Prescribed”** means prescribed by rules made under this Act;
- (n) **“Value of the goods”** shall mean the purchase value of such goods, that is to say, the purchase price at which a person has purchased the goods inclusive of charges borne by him as cost of transportation, packing, forwarding and handling charges, commission, insurances, taxes, duties and the like, or if such goods are not purchased by him, the value of goods as recorded in the documents or the prevailing fair market price of such goods in the local area as determined by the assessing authority in the absence of any documents;
- (o) **“State”** means the State Government of Andhra Pradesh;
- (p) **“Tax”** means tax payable under this Act.

(2) Words and expressions used but not defined in this Act and defined in <sup>1</sup>[the Andhra Pradesh Value Added Tax Act, 2005] shall have the meanings respectively assigned to them under that Act.

## CHAPTER - II

### LEVY OF TAX

3. **Levy and collection of tax.**— (1)(a) There shall be levied and collected a tax on the entry of the notified goods into any local area for sale, consumption or use therein. The goods and the rates at which, the same shall be subjected to tax shall be notified by the Government. The tax shall be on the value of the goods as defined in clause (n) of sub-section (1) of section 2 and different rates may be prescribed for different goods or different classes of goods or different categories of persons in the local area;

- (b) the tax shall be payable by the importer in such manner and within such time as may be prescribed;
- (c) the rate of tax to be notified by the Government in respect of any commodity shall not exceed <sup>2</sup>[the rate applicable for the commodity under the Andhra Pradesh Value Added Tax Act, 2005] or the notifications issued thereunder :

Provided that the tax payable by the importer under this Act shall be reduced by the amount of tax paid, if any, under the law relating to <sup>3</sup>[Value Added Tax] in force in the Union Territory or State, in which the goods are purchased.

(2) Notwithstanding anything contained in sub-section (1), no tax shall be levied on the notified goods imported by a dealer registered under <sup>4</sup>[the Andhra Pradesh Value Added Tax Act, 2005] who brings such goods into any local area for the purpose of resale <sup>5</sup>[or using them as inputs for

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1. Subs. for the words “the Andhra Pradesh General Sales Tax Act, 1957” by Act No. 4 of 2006, w.e.f. 1<sup>st</sup> April, 2005.
  2. Subs. for the words “the rate specified for that commodity under the Andhra Pradesh General Sales Tax Act, 1957 (Act VI of 1957) by Act 4 of 2006, w.e.f. 1<sup>st</sup> April, 2005.
  3. Subs. for the words “General Sales Tax” by Act 4 of 2006 w.e.f. 1<sup>st</sup> April, 2005.
  4. Subs. for the words “Andhra Pradesh General Sales Tax Act, 1957” by Act 4 of 2006, w.e.f. 1<sup>st</sup> April, 2006.
  5. Ins. by Act 4 of 2006, w.e.f. 1<sup>st</sup> April, 2006.

manufacture of other goods] in the State of Andhra Pradesh or during the course of inter-State trade or commerce :

Provided that if any such dealer, after importing the notified goods for the purpose of resale, consumes such goods in any form or deals with such goods in any other manner except reselling the same <sup>1</sup>[or using the same as inputs for manufacture of other goods], he shall forthwith notify the assessing authority by the 20th of the month, succeeding the month in which such goods are so consumed or dealt with and pay the tax, which would have been otherwise leviable under sub-section (1), along with interest for the period of delay at the rate of 18% per annum compounded quarterly.

(3) If any dealer having imported the notified goods for the ostensible purpose of resale deals with such goods in any other manner or consumes the same and does not notify to the assessing authority as provided in sub-section (2) or does not pay the tax as required under sub-section (2) within the specified period, the assessing authority shall assess the amount of tax which such dealer is liable to pay and levy penalty equal to the amount of tax due, apart from collecting interest from the date of entry of the goods into the local area.

### **CHAPTER - III**

#### **OFFENCES AND PENALTIES**

- 4. Offences and Penalties - Offences.**— (1) Any person, who :—
- (a) fails to pay, within the time allowed any tax assessed or any penalty imposed on him under this Act; or
  - (b) wilfully acts in contravention of the provisions of this Act or the rules made thereunder, shall, on conviction, be liable to be punished with fine which may extend to two thousand rupees.
- (2) Any person, who :—
- (a) Wilfully submits an untrue return or fails to submit a return as required by the provisions of this Act or the rules made thereunder; or
  - (b) fraudulently evades the payment of any tax, and other amount due from him under this Act, shall on conviction, be liable to be punished, if it is a first offence, with fine which may extend to

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1. Ins. by Act 4 of 2006, w.e.f. 1<sup>st</sup> April, 2006.

two thousand rupees, and if it is a second or subsequent offence, with simple imprisonment which may extend to six months or with fine which may extend to five thousand rupees or with both.

(3) Any person who makes any statement or declaration in any of the records or documents, which statement or declaration he knows or has reason to believe to be false shall, on conviction, be liable to be punished with simple imprisonment, which may extend to six months or with fine which may extend to two thousand rupees or with both. Any person, who is in any way knowingly concerned in any fraudulent evasion or attempt at evasion or abatement of evasion of any tax payable under this Act, shall, on conviction, be liable to be punished with simple imprisonment which may extend to six months or with fine which may extend to two thousand rupees or with both.

**5. Cognizance of and trial of offence.**— (1) No Court other than the Court of a Magistrate of the First Class shall take cognizance of, or try, an offence under this Act.

(2) No prosecution for an offence under sub-section (2) of section 4 shall be instituted except with the written consent of the Deputy Commissioner, having jurisdiction over the local area.

#### **CHAPTER - IV**

**6. Tax Authorities, Returns, Assessments, Payments, Recovery and Refund of Tax, Appeals, Review and Revisions.**— (1) Subject to the other provisions of this Act and the rules made thereunder, the authorities for the time being empowered to assess, reassess, inspect, search, seize confiscate, collect and enforce payment of any tax under <sup>1</sup>[the Andhra Pradesh Value Added Tax Act, 2005] shall assess, reassess, inspect, search, seize, confiscate, collect and enforce payment of tax, including any interest or penalty, payable by a dealer or an importer under this Act as if the tax or interest or penalty by such dealer or importer under this Act is a tax or interest or penalty payable under the <sup>2</sup>[Value Added Tax Act]; and for this purpose they may exercise all or any of the powers they have under the <sup>2</sup>[Value Added Tax Act]; and the provisions of <sup>2</sup>[Value Added Tax Act], including provisions relating to returns, provisional assessment, advance payment of tax, imposition of the tax liability of a person carrying on business on the transferee of, or successor to such

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1. Subs. for the words "Andhra Pradesh General Sales Tax Act, 1957 by Act 4 of 2006, w.e.f. 1<sup>st</sup> April, 2005.
  2. Subs. for the words "General Sales Tax Act" by Act 4 of 2006, w.e.f. 1<sup>st</sup> April, 2006.

business, transfer of liability of any firm or Hindu undivided family to pay tax in the event of the dissolution of such firm or partition of such family, recovery of tax from third parties, appeals, reviews, revisions, references, refunds, rebates, penalties, charging or payment of interest, inspection of the premises of transporters, goods, vehicles, business premises, search of the residential accommodation, seizure and confiscation of unaccounted for goods, seizure of documents, compounding of offences and treatment of documents furnished by a dealer as confidential, shall apply accordingly.

(2) All the provisions relating to offences, interest and penalties including provisions relating to penalties in lieu of prosecution for an offence or in addition to the penalties or punishment for an offence of the <sup>1</sup>[Value Added Sales Tax Act] shall, with necessary modifications, apply in relation to the assessment, re-assessment, determination of the value or the fair market price of goods, collection and the enforcement of payment of any tax required to be collected under this Act, or in relation to any process connected with such assessment, re-assessment, collection or enforcement of payment as if the tax under this Act were a tax under the <sup>1</sup>[Value Added Sales Tax Act].

**7. Power to remove difficulties.**— If any doubt or difficulty arises in giving effect to the provisions of this Act, the Government may by order, makes such provisions or give such directions not inconsistent with the provisions of this Act as may appear to it to be necessary or expedient for removal of doubt or difficulty.

**8. Protection of acts done in good faith.**— (1) No suit, prosecution or other legal proceedings shall lie against any officer or servant of the Government for any act done or purporting to be done under this Act without the previous sanction of the Government, and no such suit, prosecution or other proceedings shall be instituted after the expiry of six months from the date of the act complained of.

(2) No officer or servant of the Government shall be liable in respect of any such act in any civil or criminal proceedings if the act was done in good faith, in the course of the execution of duties imposed on him or the discharge of functions entrusted to him by or under this Act.

**9. Burden of proof.**— (1) For the purpose of assessment of tax under this Act, the burden of proof that goods brought into or caused to be brought into a local area are not liable to tax under this Act, shall be on such importer.

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1. Subs. for the words “General Sales Tax Act” by Act 4 of 2006, w.e.f. 1<sup>st</sup> April, 2006.

(2) Where an importer issues or produces a false bill or purchase or sale voucher, declaration, certificate or other document with a view to support or make any claim that he is not liable to be taxed under this Act, the assessing authority shall on detecting such issue or production, direct the importer to pay as penalty :—

- (i) in the case of first detection, an amount equal to the amount of tax levied or leviable in respect of such goods; and
- (ii) in the case of second and subsequent detection, three times the tax levied or leviable in respect of such goods :

Provided that an opportunity of being heard shall be afforded to the importer before issuing any direction for the payment of penalty under this Section.

**10. Power to make rules.**— (1) The Government may, by notification, make rules, to carry out the purpose of this Act.

(2) In particular and without prejudice to the generality of the foregoing power, such rules may provide for the following matters, namely :—

- (a) the duties and powers of officers appointed for the purpose of enforcing the provisions of this Act;
- (b) all matters expressly required or allowed by this Act, to be prescribed;
- (c) generally regulating the procedure to be followed and the forms to be adopted in the proceedings under this Act;
- (d) any other matter including levy of fees for which there is no specific provisions in this Act, and for which provisions is, in the opinion of the Government, necessary for giving effect to the purposes of this Act; and
- (e) the procedure for any other matter incidental to the disposal of appeal and the value of Court Fee Stamp which a Memorandum of Appeal or revision should bear.

(3) Every rule made under this section shall immediately after it is made, be laid before the Legislative Assembly of the State if it is in session and if it is not in session, in the session immediately following for a total period of fourteen days which may be comprised in one session, or in two successive sessions and if before the expiration of the session in which it is so laid or the



session immediately following the Legislative Assembly agrees in making any modification in the rule or in the annulment of the rule, the rule shall from the date on which the modification or annulment is notified have effect only in such modified form or shall stand annulled as the case may be, so however that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

**11. Repeal of Ordinance 1 of 2001.**— The Andhra Pradesh Tax on Entry of Goods into Local Areas Ordinance, 2001 is hereby repealed.

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# ANDHRA PRADESH TAX ON ENTRY OF GOODS INTO LOCAL AREAS RULES, 2001

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*[G.O. Ms. No.395, Revenue (CT.II), dated 14th June, 2001  
Published in A.P. Gazette, RS to Part I (Ext.), dated 26-6-2001]*

In exercise of the powers conferred by Section 10 of the Andhra Pradesh Tax on Entry of Goods into Local Areas Ordinance, 2001 (A.P. Ordinance No. 1 of 2001), the Governor of Andhra Pradesh hereby makes the following Rules :

**1. Short Title and commencement.**— (i) These rules may be called “The Andhra Pradesh Tax on Entry of Goods into Local Areas Rules, 2001.

(ii) They shall be deemed to have come into force with effect on and from the 2nd May, 2001.

**2. Definitions.**— (1) In these rules, unless the context otherwise requires :—

(a) “**Form**” means a form appended to these rules.

(b) “**Government Treasury**” means a Treasury or sub-Treasury of the Government.

(c) “**General Sales Tax Rules**” means the \*Andhra Pradesh General Sales Tax Rules, 1957.

(d) “**Month**” means a calendar month.

(e) “**Ordinance**” means the Andhra Pradesh Tax on Entry of Goods into Local Areas Ordinance, 2001.

(f) “**Section**” means a section of the Ordinance.

(2) The “words” and “expressions,” used but not defined in these rules, shall have the same meaning respectively assigned to them in the Ordinance.

**3. Returns.**— (1) Every importer other than those falling under sub-rule (6), who is liable to pay tax under section 3 of the Ordinance shall submit,

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\*. Now see Andhra Pradesh Value Added Tax Rules, 2005.

the assessing authority on or before the 20th of every month, a return in Form M-1 in duplicate showing the total and net value of the goods for the preceding month, along with the remittance receipt from the Government Treasury or a crossed demand draft in favour of the assessing authority for the full amount of tax payable for the month, to which the return relates.

(2) In the case of an importer under sub-rule (1), having more than one place of business in the local areas, all returns prescribed by these rules shall be submitted by the principal place of business and such returns shall show the total value of the goods of all the places of his business in all the local areas.

(3) The returns so filed shall provisionally be accepted subject to the provisions of sub-rules (4) and (5).

(4) Where any importer fails to submit the return on or before the prescribed date in that behalf or if the return submitted appears to be incorrect or incomplete, the assessing authority shall after following the procedure prescribed in \*General Sales Tax Rules determine the value of the goods to the best of the judgment and provisionally assess the tax payable for the month and shall serve upon the dealer a notice in Form D-1 and the importer shall pay the sum demanded within the time and in the manner specified in the notice.

(5) Where any importer submits a return without a Government Treasury receipt or crossed demand draft for the full amount of the tax payable, the assessing authority shall serve upon the dealer a notice in Form D-1 for the tax due and the importer shall pay the sum demanded within the time specified in the notice.

(6) (a) An importer other than a dealer shall file a return in Form M2 along with the proof of payment of tax due thereon before the authority, specified in sub-clause (ii) of clause (a) of sub-section (1) of section 2 of the Ordinance within fifteen days from the date of entry of such goods into a local area, where at the goods are brought into the State other than through a Check post and immediately, where the goods are brought through a check post.

**Explanation :—** Where an importer brings the goods in a goods vehicle, the return in Form M-2 shall be filed by the importer or the person in charge of the goods vehicle before the officer-in-charge of the first check post in the State through which the goods are brought and where the goods are brought into the local area either in a goods vehicle or otherwise without touching any check post in the State, the importer shall file the return in Form M-2 before

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\*. Now see Andhra Pradesh Value Added Tax Rules, 2005.

the Commercial Tax Officer, having jurisdiction over the area in which the importer ordinarily resides.

- (b) Tax due thereon shall be paid by tendering a challan or a demand draft or by cash.
- (c) If such authority is satisfied that the return filed is correct and complete, he shall pass an order in Form M3 and a copy thereof shall be communicated to the importer.
- (d) If the return filed in Form M-2 does not appear to be correct and complete, the authority shall determine the value of goods and tax to be paid thereon and serve on the importer a notice in Form M-4 and the importer shall pay the sum demanded within the time and in the manner specified in the notice.

**4. Assessment.**— (1) After the close of the year for which returns have been submitted by an importer, who is a dealer under Rule 3 or in the course of the year, where an importer has discontinued business, the assessing authority shall, if he is satisfied after such scrutiny of the accounts and making such enquiry as he considers necessary that the returns filed are correct and complete, finally assess in a single order on the basis of the return, the tax payable for the year to which the return relate.

(2) Where any such importer fails to submit return or returns before the date prescribed in that behalf or if any return or returns submitted by him appears to be incorrect or incomplete to the assessing authority, the assessing authority shall after giving the dealer an opportunity, determine the value of goods to the best of his judgment and finally assess in a single order the tax payable.

(3) If on final assessment under sub-rule (1) or sub-rule (2), any tax is found to be due from the importer after deducting the tax or taxes paid by him towards the provisional assessment made under Rule 3, the assessing authority shall serve on the importer a notice in Form D-2, and the dealer shall pay the sum demanded in the notice therein. If any refund of tax is found to be due to the dealer, the assessing authority shall serve on him a notice in Form R.

**5. Application of General Sales Tax Act.**— For the purpose of making final assessment, reassessment, rectification and revision under the Ordinance, the relevant provisions contained in the \*Andhra Pradesh General Sales Tax Act, shall apply.

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\*. Now see Andhra Pradesh Value Added Tax Act, 2005 w.e.f. 1-4-2005.

**6. Accounts.—** (1) Every importer who is a dealer in the notified goods and who is liable to pay tax under the Ordinance shall keep and maintain a true and correct account promptly in any of the languages specified in the English Schedule of the Constitution of India, or in English language showing—

- (i) the value of the notified goods bought by him;
- (ii) names and addresses of each of the person from whom the goods were purchased and supported by a bill or delivery note issued by the seller; and
- (iii) the descriptive and quantitative particulars of the goods. In case, they are not bought but received in the place of business, the names and addresses of the owners of the goods supported by necessary vouchers and the circumstances under which they are received or kept.

(2) An importer not being a dealer who is in possession of documents such as purchase invoice, delivery challan, way bill etc., in respect of the goods be brought into local area shall be accounted.

**7. Notice of penalty and demand.—** (1) The forms relating to summons, appeals, revisions etc., prescribed under the \*General Sales Tax Rules shall apply *mutatis mutandis* for the relevant purposes.

- (2) The notice of penalty and demand shall be in Form-P.

### FORM - M1

## MONTHLY RETURN OF VALUE OF GOODS

(To be filed by an importer who is a dealer)

*[See Rule 3(1)]*

To

The Commercial Tax Officer .....

I ..... Son/Daughter/Wife of ..... being the importer on behalf of dealer carrying on business known as ..... furnish herewith the statement of total and net value of the goods that entered into local areas(s) during the ..... (monthly/year) and give the following connected particulars :

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\*. Now see Value Added Tax Rules, 2005.

- (1) Name and address of the Manager of the business .....
- (2) Status or relationship of the person who signs this from ..... (Manager/Partner/Proprietor etc.,)
- (3) Name, address of the principal place of business with particulars of registration.

NAME APGST CST

Registration Certificate No.

Address:

.....

.....

.....

- (3) Name(s) of the other places of business in local areas and the address of every such place (if space provided for is not sufficient information shall be furnished in a separate sheet and enclosed to this return).

**STATEMENT OF MONTHLY TOTAL AND NET VALUE OF THE GOODS, THAT ENTERED INTO THE LOCAL AREA(S)**

Local Area	Description of Goods	Total Value	Value on which exemption is claimed if any Rs.	Net Value
1	2	3	4	5
<b>Total</b>				
Rate of tax	Tax due	Tax provisionally paid Rs.	Balance of tax Rs.	Particulars of Payment DD/Challan No. & Date
6	7	8	9	10
<b>Total</b>				

**DECLARATION**

I, ..... Son/Daughter/Wife of .....  
 declare that, to the best of my knowledge and belief the information furnished  
 in the above statement is true and complete.

Place : Signature  
 Name (in Block Letters)  
 Date : Status and relation to the importer

**FORM - D1**

**NOTICE OF PROVISIONAL MONTHLY  
 ASSESSMENT AND DEMAND**

*[See Rule 3(4) and (5)]*

To  
 (Importer who is a dealer) Assessment No. ....

Take notice that you have been provisionally assessed under the Andhra Pradesh Tax on Entry of Goods into Local Areas Ordinance, 2001 to Tax of Rs. .... (Rupees ..... only) (in words) for the month/ months of ..... and after deducting the payment(s) already made by you towards the tax for (that month/..... those months) you have to pay a (further) sum of Rs..... (Rupees ..... only) (in words). This balance of tax shall be paid within fifteen days from the date of service of this Notice by demand draft in favour of the undersigned or by remittance into the Government Treasury, failing which the amount shall be recovered as if it were an arrear of Land Revenue and you shall also be liable to penal interest as provided under the Andhra Pradesh Tax on Entry of Goods into Local Areas Ordinance, 2001. Value of goods as determined by the Assessing Authority.

Description of the goods	Rate of Tax	Taxable value Rs.	Tax payable Rs.
(1)	(2)	(3)	(4)

Place : Assessing Authority  
 Date :

**FORM - D2**

**NOTICE OF ASSESSMENT AND DEMAND**

*[See Rule 4(3)]*

To  
(Importer who is a dealer)

Take notice that you have been finally assessed under the Andhra Pradesh Tax on Entry of Goods into Local Areas Ordinance, 2001 to a tax of Rs..... (Rupees .....only) (in words) for the year ending ..... and that after deducting the total amount of the monthly payment (s) already made by you towards the tax for that year, you have to pay a (further) sum of Rs. .... (Rupees ..... only) (in words). This balance of tax shall be paid within fifteen days from the date of service of this Notice by demand draft in favour of the undersigned or by remittance into the Government Treasury failing which the amount shall be recovered as if it were an arrear of Land Revenue and you shall also be liable to penal interest as provided under the Andhra Pradesh Tax on Entry of Goods into Local Areas Ordinance, 2001.

Value of the goods as determined by the Assessing Authority

Description of the goods	Rate of Tax	Taxable value Rs.	Tax payable Rs.
(1)	(2)	(3)	(4)

Place : Assessing Authority

Date :

**FORM - M2**

**RETURN OF VALUE OF GOODS BY AN IMPORTER OTHER THAN A DEALER**

*[See Rule 3(6) (a)]*

To  
The Commercial Tax Officer/  
Officer-in-charge of the Check post at .....

I, ..... Son/Daughter/Wife of ..... furnish herewith the statement of total and net value of the goods that entered into



local area (s) and give the following connected particulars :—

- (1) Name and full address of the importer of the goods :
- (2) Name and address of the consigner of the goods :
- (3) Vehicle Number :
- (4) Description of the goods :
- (5) Date of entry into the local area in the State :
- (6) Invoice No./ Delivery Challan No./ Way Bill No. and Date :
- (7) Value of the goods :
  - (a) Invoice value :
  - (b) Freight :
  - (c) Others :Total :
- (8) Rate of Tax :
- (9) Entry Tax due to be paid on the value of the goods :
- (10) Less Tax paid, if any, under the local Sales Tax Act in other State or Union Territory :
- (11) Balance tax to be paid :
- (12) Details of payment (Challan/DD/ Cash Receipt No. and Date) :

I hereby declare that the particulars furnished above are true and correct.

Date:

Signature of the Importer or the representative or the person in-charge of the goods vehicle.

**FORM - M3**

**ORDER**

*[See Rule 3(6) (c)]*

Received Demand Draft/Pay Order No..... Dated ..... issued by  
..... Bank (Branch) drawn in favour of Commercial Tax Officer .....  
/Assistant Commercial Tax Officer ..... for Rs. .... (in figures)  
Rupees ..... (in words) or cash ..... from ..... Sri .....  
Address ..... being full payment of the tax due under the Andhra Pradesh  
Tax on Entry of Goods into Local Areas Ordinance, 2001 on import of following  
goods :

1. ....
2. ....
3. ....
4. Purchase Price :.....  
Rs. ....
5. Amount of tax (and penalty if any)  
payable : Rs.
6. Less: Local Sales Tax paid if any, in the  
State where the goods are purchased : Rs.
7. Amount of tax under the Act paid by  
Demand Draft/Pay Order : Rs.

The Return filed by him is accepted and balance tax payable is Nil.

Seal :

Place:

Date:

Designation.

To

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.....

**FORM - M4**

**NOTICE OF FINAL ASSESSMENT**

*[See Rule 3(6)(d)]*

To

(Importer other than a dealer)

Take notice that you have been finally assessed under the Andhra Pradesh Tax on Entry of Goods into Local Areas Ordinance, 2001 to a tax of Rs. .... (Rupees ..... only) (in words). The total amount of tax paid by you already is Rs. .... (Rupees ..... only) (in words). You have to pay a further sum of Rs..... (Rupees ..... only) (in words). This balance of tax shall be paid within ..... days from the date of service of this notice by Cheque/DD drawn in favour of the undersigned or by remittance into the Government Treasury, failing, which the amount shall be recovered as if it were an arrear of Land Revenue and you shall also be liable to penal interest.

**Purchase value and total tax payable as determined by the assessing authority in respect of :—**

<b>Description of the goods</b>	<b>Purchase Invoice No. and Date</b>	<b>Rate of Tax</b>	<b>Taxable purchases value Rs.</b>	<b>Tax payable Rs.</b>	<b>Tax paid Rs.</b>	<b>Balance to be paid Rs.</b>
<b>(1)</b>	<b>(2)</b>	<b>(3)</b>	<b>(4)</b>	<b>(5)</b>	<b>(6)</b>	<b>(7)</b>

Place :

Assessing authority.

Date :

**FORM - R**

**NOTICE OF ANNUAL ASSESSMENT AND REFUND ORDER**

*[See Rule 4 (3)]*

To

(Importer who is a dealer)

Take notice that you have been finally assessed under the Andhra Pradesh Tax on Entry of Goods into Local Areas Ordinance, 2001 to a tax of

Rs. .... (Rupees .....only) (in words) for the year ending the .....

The total amount of tax paid by you already is Rs. .... (Rupees ..... only) (in words) that is Rs. .... in excess of the tax due.

(2) Out of the above excess a sum of Rs. .... shall be adjusted towards tax due from you for the period.

A refund order for the amount of Rs. .... is enclosed. You should apply to the Government Treasury at ..... for the refund of the sum ..... within three months from the date of issue of this notice, failing which the amount shall lapse to the Government.

**Purchase value as determined by the assessing authority in respect**

Description of the goods	Rate of Tax	Taxable purchases value Rs.	Tax payable Rs.
(1)	(2)	(3)	(4)

Place :

Assessing Authority

Date :

**FORM - P**

**NOTICE OF PENALTY AND DEMAND**

*[See Rule 7(2)]*

Assessment No. ....

Penalty Register No. ....

To

(Importer)

Take notice that you have to pay a penalty of Rs. .... (Rupees .....) (in words) under Section ..... of the Andhra

Pradesh Tax on Entry of Goods into Local Areas Ordinance, 2001. The penalty shall be paid within thirty days from the date of receipt of this notice by Demand Draft drawn in favour of the undersigned or by remittance into the Government Treasury, failing which the amount shall be recovered as if it were an arrear of Land Revenue.

Place :

Date :

Assessing Authority.

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# NOTIFICATIONS

## **1. Rate of Entry Tax on Diesel and Cement - Notification - Issued.**

<sup>1</sup>[G.O.Ms.No. 308 Revenue (CT-II) Dept., dt. 03-05-2001]

**Read the following :—**

1. A.P. Tax on Entry of Goods into Local Area Act, 2001
2. From the CCT, Ref. No. A 1 (3) / 681/2001, dt. 27-04-2001.

### NOTIFICATION

In exercise of the powers conferred by sub-section (1)(a) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act No. I of 2001) the Governor of Andhra Pradesh hereby specifies that, with effect from Third day of May, 2001 tax shall be levied and collected under the said Act at the rates specified in column (3) of the table given below on the entry of following goods in the local area specified in corresponding entries in column (2) thereof :

Sl.No.	Name of Goods	Rate of Tax
1	High Speed Diesel Oil	19.33%
2	L.D.O.	19.33%
3	Furnace Oil	16%
4	Cement	16%

## **2. Set-off of tax paid on Cement under the Andhra Pradesh Tax on Entry of Goods into Local Areas Ordinance, 2001 from the tax payable under the Andhra Pradesh General Sales Tax Act, 1957**

<sup>2</sup>[G.O.Ms.No. 422, Revenue (CT-II) Dept., dt. 22-06-2001]

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1. Pub. in A.P. Gaz., Part I Ext. No. 181, dt. 05-05-2001.
  2. Pub. in A.P. Gaz., Part I Ext. No. 266, dt. 26-06-2001.

In exercise of the powers conferred by sub-section (1) of Section 9 of Andhra Pradesh General Sales Tax Act, 1957 (A.P. Act No. VI of 1957), the Governor of Andhra Pradesh hereby directs that the tax levied and collected on the value of cement brought from out-side the State under the Andhra Pradesh Tax on Entry of Goods into Local Areas Ordinance, 2001 (Ordinance No. 1 of 2001), shall be reduced from the tax payable on the local sales of "Ready mix concrete".

**3. Rate of Entry tax on Naptha, Mineral Oil and Residual Petroleum Products like LSHS and Aromex**

*<sup>1</sup>[G.O.Ms.No. 550, Revenue (CT-II) Dept., dt, 08-08-2001]*

**NOTIFICATION**

In exercise of the powers conferred by sub-section (1)(a) of section 3 of Andhra Pradesh Tax on Entry of goods into Local Areas Ordinance, 2001 (Ordinance No. 1 of 2001) and in constitution of the Notification issued in G.O.Ms.No. 308 Revenue (CT-II) Department, dt. 03-05-2001, the Governor of Andhra Pradesh hereby notifies that the tax shall be levied and collected under the said Ordinance at the rates specified in column (3) of the table given below on the entry of the following goods also into the local area as specified in corresponding entries in column (2) thereof :

Sl.No.	Name of Goods	Rate of Tax
1	2	3
1	Naphtha	12%
2	Mineral Oil	16%
3	Residual Petroleum products like / LSHS and Aromex	16%

This notification shall come into force with immediate effect.

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1. Pub. in A.P. Gaz. Pt. I, Ext. No. 343, dt. 16-08-2001.

#### 4. Levy of Entry tax on Air Conditioners, Refrigerators, Televisions and other goods - Notification - Issued

<sup>1</sup>[G.O.Ms.No. 367 (CT-II), dt. 22-06-2002]

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001), the Governor of Andhra Pradesh hereby notifies that the tax shall be levied and collected under the said Act on the entry of the goods specified in column (2) of the table given below into the local areas at the rates mentioned in column (3) thereof.

This notification shall come into force with immediate effect.

S.No.	Description of Goods	Rate of Tax
1	2	3
1	Air Conditioners and air conditioning plants	16%
2	Refrigerators	16%
3	Xerox Machines	12%
4	Televisions	12%
5	Electrical goods, nemely wires, switches, switch boxes	8%
6	All kinds of bulbs and lights, <sup>2</sup> [all other electrical fittings] washing machines, transformers and generators	12%
7	Marble, Marble articles, Polished Granite Slabs/ Stones and tiles	12%
8	Marble tiles, Granite Slabs/stones	8%
9	Bitumen	12%
10	Ceramic Sanitary Ware	8%

1. Pub. in A.P. Gaz. Pt. I, Ext. No. 281-A, dt. 22-06-2002.
2. Ins. by G.O.Ms.No. 841, Rev (CT-II) dt. 23-10-2004, Pub. in A.P. Gaz. Part-I, Ext. No. 444, dt. 26-10-2004.



S.No.	Description of Goods	Rate of Tax
1	2	3
11	<sup>1</sup> [x x x]	
12	HDPE/PP Woven fabrics and sacks	4%
13	HDPE/PVC pipes, tubes and fittings	12%
14	Lifts, elevators and escalators <sup>2</sup> [Parts and accessories thereof]	12%
15	<sup>3</sup> [x x x]	
16	Super Light Diesel Oil	19.33%
17	ACSR conductors	12%

**5. Levy of Entry tax on Aluminium products, Aluminium Conductors, Atta, Maida, Sooji, Ravva and Wheat flour etc. - Set off of tax**

<sup>4</sup>[G.O.Ms.No. 552, Rev., (CT-II) Dept., dt. 12-09-2002]

**NOTIFICATION - I**

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001) and in partial modification of the orders issued in G.O.Ms.No. 367, Revenue (CT-II) Department dt. 22-06-2002 the Governor of Andhra Pradesh hereby notifies that the tax shall be levied and collected under said Act on the entry of the goods specified in column (2) of the table given below into the local area at the rates mentioned in column (3) thereof.

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1. Omitted by Notification III in G.O.Ms.No. 552, Revenue (CT-II) Dept., dt. 12-09-2002, prior to its omission it read as "HDPE granules 4%".
  2. Added by G.O.Ms.No. 447, Rev. (CT-II), dt. 28-06-2004. Pub. in A.P. Gazette Part-I, Ext. No. 265, dt. 05-07-2004.
  3. Omitted by G.O.Ms.No. 540, Revenue (CT-II), dt. 25-04-2003, prior to its omission it read as "Aluminium 8%".
  4. Pub. in A.P. Gazette Part-I, Ext. No. 438, dt. 23-09-2002.

S.No.	Description of Goods	Rate of Tax
1	2	3
1	Air Conditioners, Air conditioning plants and Parts thereof, Air handling units, Compressors, Chillers, Cooling Towers, Ducting material and Refrigeration Gas.	16%
2	Refrigerators, Deep Freezers, Bottle Coolers and Water Coolers and Parts thereof.	16%
3	<sup>1</sup> [x x x]	
4	Aluminium products	4%
5	ACSR Conductors, All Aluminium Conductors, All Aluminium Alloy Conductors and All Conductors Alloy Reinforced.	12%
6	Atta, Maida, Sooji, Ravva and Wheat Flour	4%
7	Prawn Feed	4%
8	White Cement	4%
9	Oil Well Cement Class "G" (HSR Type) <sup>2</sup> [x x x]	4%

This notification shall come into force with immediate effect.

### **NOTIFICATION - II**

In exercise of the powers conferred by sub-section (1) of section 9 of the Andhra Pradesh General Sales Tax Act, 1957 (Act No. VI of 1957), the Governor of Andhra Pradesh hereby directs that whereon the purchase of raw materials like Aluminium, White Cement, Atta, Maida, Sooji, Ravva and Wheat flour, tax has been levied and collected under the Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 and if they are subsequently used in the manufacture of finished products, the amount of tax so collected shall be

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1. Omitted by G.O.Ms.No. 540, Revenue (CT-II), dt. 25-04-2003, Prior to its omission it read as "Aluminium 4 %".
  2. The words "used by ONGC Ltd." Omitted by G.O.Ms.No. 151, Revenue (CT-II) Dept., dt. 10-02-2004.

reduced from the tax leviable on the sales of such finished products under Andhra Pradesh General Sales Tax Act, 1957.

### **NOTIFICATION - III**

In the Notification issued in G.O.Ms.No. 367, Revenue (CT-II) Department, dated 22-06-2002, Entry 11 (HDPE granules) shall be omitted.

#### **6. Set off of tax paid on Raw Materials like Aluminium, White Cement, Atta, Maida, Sooji, Ravva and Wheat Flour from the tax payable on Inter-State Sales of finished products**

<sup>1</sup>[G.O.Ms.No. 554, Revenue (CT-II) Dept., dt. 12-09-2002]

In exercise of the powers conferred by sub-section (5) of section 8 of the Central Sales Tax Act, 1956 (Central Act No. 74 of 1956), the Governor of Andhra Pradesh hereby directs that whereon the purchase of raw materials like Aluminium, White Cement, Atta, Maida, Sooji, Ravva and Wheat flour, tax has been levied and collected under the Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 and if they are subsequently used in the manufacture of finished products, the amount of tax so collected shall be reduced from the tax leviable on the inter-State sales of such finished products under Central Sales Tax Act, 1956.

#### **7. Levy of Entry Tax on Entry of Ferro Alloys including Ferro Silicon, Silicon Manganese and H.C. Ferro Chrome into the Local Area**

<sup>2</sup>[G.O.Ms.No. 876, Revenue (CT-II), dt. 09-11-2002]

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of goods into Local Areas Act, 2001 (Act 39 of 2001), the Governor of Andhra Pradesh hereby notifies that tax shall be levied and collected under the said Act at the rate of 8% on the entry of Ferro Alloys including Ferro silicon, Silicon Manganese and H.C., Ferro Chrome into the local area.

This notification shall come into force with immediate effect.

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1. Pub. in A.P. Gazette Part-I, Ext. No. 438, dt. 23-09-2002.
  2. Pub. in A.P. Gazette Part-I, Ext. No. 506, dt. 18-11-2002.

**8. Levy of Entry Tax on C-9 Petroleum Products**

<sup>1</sup>[G.O.Ms.No. 1151, Revenue (CT-II), dt. 30-12-2002]

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of the Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001), the Governor of Andhra Pradesh hereby notifies that the tax shall be levied and collected under the said Act on the entry of C-9 Petroleum products into the local area at the rate of 19.33%.

This notification shall come into force with immediate effect.

**9. Levy of Entry Tax on Cement Sheets and Asbestos Sheets @ 12%**

<sup>2</sup>[G.O.Ms.No. 15, Revenue (CT-II), dt. 08-01-2003]

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001), the Governor of Andhra Pradesh hereby notifies that the tax shall be levied and collected under the said Act on the entry of Cement Sheets and Asbestos Sheets into the local area at the rate of 12%.

This notification shall come into force with immediate effect.

**10. Levy of Entry Tax on Lightning Arresters @ 12%**

<sup>3</sup>[G.O.Ms.No. 47, Revenue (CT-II), dt. 17-01-2003]

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001), the Governor of Andhra Pradesh hereby directs that tax shall be levied and collected under the said Act on the entry of "Lightning Arrester" into the local area at the rate of 12%.

This notification shall come into force with immediate effect.

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1. Pub. in A.P. Gazette Part-I, Ext. No. 4, dt. 03-01-2003.
  2. Pub. in A.P. Gazette Part-I, Ext. No. 20, dt. 15-01-2003.
  3. Pub. in A.P. Gazette Part-I, Ext. No. 34, dt. 24-01-2003.

**11. Rescinding of orders issued in G.O.Ms.No. 774, Revenue, dated 02-11-2000**

*<sup>1</sup>[G.O.Ms.No. 63, Revenue (CT-II), dt. 18-01-2003]*

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001), the Governor of Andhra Pradesh hereby rescinds the orders issued in G.O.Ms.No. 774, Revenue Department, Dated 02-11-2000.

This notification is deemed to have come into force with effect from 11-03-2002.

**12. Exemption from levy of Entry Tax on Granite Stones, Slabs and Tiles exported by 100% Export Oriented Units**

*<sup>2</sup>[G.O.Ms.No. 127, Revenue (CT-II), dt. 31-01-2003, w.e.f. 22-06-2002]*

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001), the Governor of Andhra Pradesh hereby exempts from the levy of tax under the said Act on the entry of granite stones, slabs and tiles into local areas, if they are exported as such or converted into other goods which are exported, sub-sequently on the strength of proof of export by 100% Export Oriented Units in the State.

This notification shall come into force with immediate effect.

**13. Exemption of tax on entry of Aluminium brought into local areas for use/consumption in connection with Job Work**

*<sup>3</sup>[G.O.Ms.No. 148, Revenue (CT-II), dt. 04-02-2003]*

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of the Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001), the Governor of Andhra Pradesh hereby exempts from the tax payable under the said Act on Aluminium brought into local areas for

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1. Pub. in A.P. Gazette Part-I, Ext. No. 20, dt. 15-01-2003.
  2. Pub. in A.P. Gazette Part-I, Ext. No. 58, dt. 06-02-2003.
  3. Pub. in A.P. Gazette Part-I, Ext. No. 66, dt. 15-02-2003.

use/consumption in connection with job work, provided the goods manufactured as a result of such job work are returned to other States.

This notification shall come into force with immediate effect.

**14. Exemption from levy of Entry Tax on the goods, which are imported from outside the country for use in Telecommunication Network in Andhra Pradesh by M/s. Reliance Infocomm Limited, Hyderabad**

*<sup>1</sup>[G.O.Ms.No. 197, Revenue (CT-II), dt. 15-02-2003]*

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001), the Governor of Andhra Pradesh hereby exempts from the tax payable under the said Act on the goods which are imported from outside the country for use in telecommunication network in Andhra Pradesh by M/s. Reliance Infocomm Limited, Hyderabad.

This notification shall come into force with immediate effect.

**15. Set off of tax paid on Aluminium from the tax payable on the sale of finished products under A.P. General Sales Tax Act, 1957**

*<sup>2</sup>[G.O.Ms.No. 470, Revenue (CT-II), dt. 26-03-2003]*

In exercise of the powers conferred by sub-section (1) of section 9 of the Andhra Pradesh General Sales Tax Act, 1957 (Act VI of 1957), the Governor of Andhra Pradesh hereby directs that whereon the purchase of Aluminium, Tax has been levied and collected under the Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 and if it is subsequently used in the manufacture of finished products, the amount of tax so collected shall be reduced from the Tax leviable on the sales of such finished products under Andhra Pradesh General Sales Tax Act, 1957.

This Notification shall be deemed to have been in force during the period 22-06-2002 to 11-09-2002.

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1. Pub. in A.P. Gazette Part-I, Ext. No. 72, dt. 21-02-2003.  
2. Pub. in A.P. Gazette Part-I, Ext. No. 135, dt. 31-03-2003.

**16. Set off of tax paid on Aluminium from the tax payable on inter-State sale of finished products under Central Sales Tax Act, 1956**

<sup>1</sup>[G.O.Ms.No. 471, Revenue (CT-II), dt. 26-03-2003]

In exercise of the powers conferred by sub-section (5) of section 8 of the Central Sales Tax Act, 1956 (Central Act No. 74 of 1956), the Governor of Andhra Pradesh hereby directs that whereon the purchase of Aluminium, Tax has been levied and collected under the Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 and if it is subsequently used in the manufacture of finished products, the amount of tax so collected shall be reduced from the tax leviable on the inter-State sales of such finished products under Central Sales Tax Act, 1956.

This notification shall be deemed to have been in force during the period 22-06-2002 to 11-09-2002.

**17. Exemption from levy of Entry Tax on the notified goods when they are brought by ICRISAT into local areas from outside the State for their official use**

<sup>2</sup>[G.O.Ms.No. 500, Revenue (CT-II), dt. 09-04-2003]

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of the Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001), the Governor of Andhra Pradesh hereby exempts from the tax payable under the said Act on the notified goods when they are brought by ICRISAT into local areas from outside the State for research and official purposes, on a certificate issued by ICRISAT confirming causing entry of such goods by it for its official use.

This notification shall come into force with immediate effect.

**18. Deletion of Aluminium from the list of goods liable to Entry Tax**

<sup>3</sup>[G.O.Ms.No. 540, Revenue (CT-II), dt. 25-04-2003]

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001

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1. Pub. in A.P. Gazette Part-I, Ext. No. 135, dt. 31-03-2003.
  2. Pub. in A.P. Gazette Part-I, Ext. No. 159, dt. 17-04-2003.
  3. Pub. in A.P. Gazette Part-I, Ext. No. 180, dt. 30-04-2003.

(Act 39 of 2001), the Governor of Andhra Pradesh hereby directs that entry at Sl.No. 15, in G.O.Ms. No. 367, Revenue, dated 22-06-2002 and at Sl.No. 3 in G.O.Ms.No. 552, Revenue, dated 12-09-2002 relating to "Aluminium" be deleted from the list of goods liable to Entry Tax under the said Act.

This notification shall come into force with immediate effect.

**19. Exemption of motor vehicles from payment of Entry Tax, provided tax is paid even under section 5-E of APGST Act, 1957**

*[G.O.Ms.No. 876 Revenue (CT-II) Department dt. 14-08-2003]*

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001), the Governor of Andhra Pradesh hereby exempts from the levy of tax under the said Act on the entry of motor vehicles, provided tax is paid on those vehicles under section 5-E of the Andhra Pradesh General Sales Tax Act, 1957, by the dealers registered under the Andhra Pradesh General Sales Tax Act, 1957.

**20. Waiver of entry tax payable on the D.G. Sets brought from other States by M/s. G.E. Capital International Services - Orders - Issued**

*[G.O.Ms.No. 929, Revenue (CT-II) Department, dt. 01-09-2003]*

**Order :**

The Government of Andhra Pradesh has been promoting IT/ITES Industry in the State for the welfare, development and growth of the State and its people. Being encouraged/attracted by the policy of the Government and as part of its expansion plants, M/s. G.E. Capital International Services (GE Capital), have set-up its operations in the field of IT Enabled Services Industry in the Hitec City. GE Capital is providing IT enabled Services to customers situated outside India in the USA and Europe and this unit is set up as a 100% Export Oriented Unit with the necessary approval of Software Technology Park of India, Hyderabad. Considering the incentives and encouragement given by the Government of Andhra Pradesh GE Capital are now in the process of setting up an additional world class facility, with state of art technology at Uppal, Ranga Reddy District, creating large employment opportunities for the people of Andhra Pradesh.



(2) M/s. G.E. Capital International Services in their representation 3rd read above, have represented that they are importing AC equipment, air handling units, chillers, precision air handling units etc., from other countries and D.G. Sets from another State within the country, for use in setting up the new facility at Uppal. They have, therefore, requested the Government to grant exemption from payment of entry tax in respect of the Capital Goods brought from outside the country and from other States within the country. As the imported items are, in any case, exempted from liability to pay entry tax as per the clarification issued by the Government vide Government. Memo 2nd read above, it was requested to exempt from payment of entry tax on D.G. Sets brought from other States the tax effect on which is worked out to Rs. 25.4 lakhs, approximately.

(3) The Government after careful examination of the request of M/s. G.E. Capital International Services, hereby waive the arrears of entry tax amounting to Rs. 25.40 lakhs (Rupees twenty five lakhs and forty thousand only), payable on the D.G. Sets brought into the State by M/s. G.E. Capital International Services, for use in setting up of the new facility at Uppal, Ranga Reddy District, Hyderabad as a special case.

(By order and in the name of the Governor of Andhra Pradesh)

## **21. Levy of Entry Tax on Non-PDS Kerosene**

*[G.O.Ms.No. 931 Revenue (CT-II) Department dt. 01-09-2003]*

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001), the Governor of Andhra Pradesh hereby notifies that the tax shall be levied and collected under the said Act on the entry of the Non-PDS Kerosene into the local area at the rate of 25%.

This notification shall come into force with immediate effect.

## **22. Exemption from levy of Entry Tax on the raw materials and parts mentioned in the Notification - I issued in G.O.Ms.No. 552, Revenue, dt. 12-09-2002, if they are resold or used in manufacture of goods for sale**

*[G.O.Ms.No. 995 Revenue (CT-II) Department dt. 01-10-2003]*

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act,

2001 (Act 39 of 2001), the Governor of Andhra Pradesh hereby exempts the Manufacturers, who are registered under Andhra Pradesh General Sales Tax Act, 1957, from the levy of tax under the Andhra Pradesh Tax on Entry of Goods into Local Areas Act on the raw materials and parts, mentioned in Notification - I, issued in G.O.Ms.No. 552, Revenue (CT-II) Department, dt. 12-09-2002, <sup>1</sup>[and G.O.Ms.No. 876, Rev., (CT-II) Dept., dt. 09-11-2002], if such goods are used in the manufacture of other goods for sale.

This notification shall come into force with immediate effect.

### **23. Levy of Entry Tax on Timber and Logs cut in sizes such as beams, rafters and planks @ 12%**

*[G.O.Ms.No. 1039, Revenue (CT-II) Department, dt. 10-10-2003]*

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001), the Governor of Andhra Pradesh hereby directs that the tax shall be levied and collected under the said Act on the entry of Timber and Logs cut into sizes such as beams, rafters and planks into the local area at the rate of 12%.

This notification shall come into force with immediate effect.

### **24. Levy of Entry Tax on Beedi Leaves @ 8%**

*<sup>2</sup>[G.O.Ms.No. 1087, Revenue (CT-II), dt. 01-11-2003]*

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001), the Governor of Andhra Pradesh hereby directs that the tax shall be levied and collected on the entry of Beedi Leaves into the local area at the rate of 8%, under the said Act.

This notification shall come into force with immediate effect.

\* This notification rescinded by G.O.Ms.No. 46, Revenue (CT-II), dt. 16-01-2004.

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1. Ins. by G.O.Ms.No. 534 Rev. (CT-II) Dept. dt. 25-04-2005 w.r.e.f. 01-10-2003.  
2. Pub. in A.P. Gazette No. 458, Part-I (Ext.), dt. 05-11-2003.

**25. Exemption from levy of entry tax on Granite Stones, slabs and tiles exported by 100% Export Oriented Units - Orders Issued - Date of applicability**

*[G.O.Ms.No. 129 Revenue (CT-II) Department dt. 05-02-2004]*

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of the Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001), the Governor of Andhra Pradesh hereby directs that the orders issued in G.O.Ms.No. 127, Revenue, dt. 31-01-2003, exempting the sale of Granite stones, Slabs and tiles exported by 100% Export Oriented Units, from payment of entry tax, shall come into force retrospectively with effect from 22-06-2002.

**26. Exemption from Levy of Tax on the entry of one crane, to be used by the Krishna District Lorry Owners Association, Vijayawada allotted by Ministry of Road Transport and Highways, Government of India**

*<sup>1</sup>[G.O.Ms.No. 245, Revenue (CT-II), 08-03-2004]*

In exercise of the powers conferred by section 12 of Andhra Pradesh Tax on Entry of Motor Vehicles into Local Areas Act, 1996 (A.P. Act No. 26 of 1996), the Governor of Andhra Pradesh hereby exempts one Crane, allotted by Ministry of Road Transport and Highways, Government of India, under National Highways Accident Relief Service Scheme (NHARSS) to be used by the "Krishna District Lorry Owners Association", Vijayawada, from levy of Entry Tax under the said Act.

**27. Purchase of Vehicle by Ex-Servicemen from Canteen Stores Department, Jalandhar - Levy of Entry Tax @ 4%**

*<sup>2</sup>[G.O.Ms.No. 349, Revenue (CT-II), 26-04-2004]*

In exercise of the powers conferred by section 12 of the Andhra Pradesh Tax on Entry of Motor Vehicles into Local Areas Act, 1996 (A.P. Act No. 26 of

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1. Pub. in A.P. Gazette Part-I, Ext. No. 98, dt. 10-03-2004.  
2. Pub. in A.P. Gazette Part-I, Ext. No. 180, dt. 27-04-2004.

1996), the Governor of Andhra Pradesh hereby directs that the tax shall be levied @ 4% on the entry of a Motor Vehicle i.e. Ford Icon, bearing chassis No. 4R-74616, purchased by Sri K.N. Rao, Brigadier (Retd.) from Canteen Stores Department, Jalandhar, under the said Act, the rate at which sales tax is leviable under the provisions of APGST Act had the Motor Vehicle been purchased from Military Canteen Stores in Andhra Pradesh.

## **28. Levy of Entry Tax on Mineral Turpentine Oil @ 12%**

*<sup>1</sup>[G.O.Ms.No. 812, Revenue (CT-II), 14-10-2004]*

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001), the Governor of Andhra Pradesh hereby directs that tax shall be levied and collected on the entry of Mineral Turpentine Oil into the Local Area at the rate of 12%, under the said Act.

This notification shall come into force with immediate effect.

## **29. Certain Amendment to the Levy of Entry Tax on “All other Electrical Fittings”**

*<sup>1</sup>[G.O.Ms.No. 841, Revenue (CT-II), 23-10-2004]*

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001), and in partial modification of the Notification issued vide G.O.Ms.No. 367, Revenue, dt. 22-06-2002, the Governor of Andhra Pradesh hereby directs that the words “all other electrical fittings”, shall be inserted after the words “all kinds of bulbs and lights”, occurring at Sl. No. 6 of the said Notification, for levying entry tax at the rate of 12% under the said Act.

This notification shall come into force with immediate effect.

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1. Pub. in A.P. Gazette Part-I, Ext. No. 444, dt. 26-10-2004.

**30. Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 - M/s Transworld Garnet India Pvt. Ltd. - Granting exemption from payment of Entry Tax on the entry of certain items brought by them from outside the state - Notification - Issued.**

*[G.O.Ms.No. 933, Revenue (CT-II) Department, 11-11-2004]*

From the Commissioner Commercial Taxes, Andhra Pradesh, Hyderabad, Lr. No. AI (3) / 900 / 2004, dt. 26-07-2004.

From the CCT, Hyderabad Lr. No. AI (3) / 900 / 2004, dt. 11-08-2004.

**Order :**

1. The appended Notification shall be published in the next issue of Andhra Pradesh Gazette Part-I Extraordinary.
2. The Commissioner of printing, Andhra Pradesh, Hyderabad is requested to supply 100 copies of the notification to this Department and 300 copies to the Commissioner of Commercial Taxes, Andhra Pradesh.
3. A copy of this order is available on the Internet and can be accessed at the address - <http://apts.gov.in/apgos>.

**NOTIFICATION**

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act 31 of 2001), the Governor of Andhra Pradesh hereby grants exemption from the levy and collection of tax, under the said Act, on the entry of three items viz (i) 500 KVA Transformer; (ii) PVC pipes and (iii) 500 KVA Genset, being brought by M/s. Transworld Garnet India Private Limited, from outside the state, for use in their new Mining and Mineral Processing Project a 100% E.O.U., being established in Srikakulam District, for an amount of Rs. 5,47,027/-.

**31. <sup>1</sup>Exemption from payment of Entry Tax, on the Entry of HDPE Granules into Local Area, for the period 22-06-2002 to 11-09-2002**

*[G.O.Ms.No. 201, Revenue (CT-II), 9-02-2005]*

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001), the Governor of Andhra Pradesh hereby exempts from levy and collection of tax under the said Act on the entry of HDPE Granules into local area, during the period from 22-06-2002 to 11-09-2002, under the said Act.

**32. <sup>2</sup>Exemption from Levy of Entry Tax on Entry of Certain Raw Materials - Amendment to the orders issued in G.O.Ms. No. 995, Revenue, dt. 01-10-2003**

*[G.O.Ms.No. 534, Revenue (CT-II), 25-04-2005]*

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001), the Governor of Andhra Pradesh hereby directs that the following shall be added to the notification issued under G.O.Ms.No. 995, Revenue (CT-II) Department, dt. 01-10-2003, after the words "G.O.Ms.No. 552, Revenue (CT-II) Department, dt. 12-09-2002", the following shall be inserted, namely :

"and G.O.Ms.No. 876, Revenue (CT-II) Department, dt. <sup>3</sup>[09-11-2002]".

This notification is deemed to have come into force w.e.f. 01-10-2003.

**33. M/s. Millennium Appliances India Limited - Granting Exemption from payment of Entry Tax on the Raw Materials for their mega project at imrath kancha (vill), Rangareddy District.**

*[G.O.Ms.No. 543, Revenue (CT-II) Department, 27-04-2005]*

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of the Andhra Pradesh Tax on Entry of Goods into Local Areas Act,

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1. Pub. in A.P. Gazette Part-I, (Ext.), dt. 16-02-2005.
  2. Pub. in A.P. Gazette Part-I, Ext. No. 274, dt. 02-05-2005.
  3. Corrected vide errata in G.O.Ms.No. 1406, Rev. (CT-II), dated 19-07-2005. Pub. in Gazette No. 538, dt. 25-07-05.

2001 (Act 39 of 2001), the Governor of Andhra Pradesh hereby grants exemption from the levy and collection of tax on the entry of raw materials brought by M/s. Millennium Appliances India Limited, from out side the State, used for their new Mega Project, during the period from September 2002 to September 2003, provided that the purchases made are certified by the authorised person of the said company, under the said Act.

**34. Levy of Entry Tax on certain goods under Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001**

*<sup>2</sup>[G.O.Ms.No. 955, Revenue (CT-II), dt. 11-05-2005]*

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001), and in partial modification of the Notifications issued earlier, the Governor of Andhra Pradesh hereby directs that the Entry Tax shall be levied and collected under the said Act, on the Entry of Goods, specified in column 2 of the table appended to this notification below into the local area of the State, at the rates prescribed in column 3 of the table.

Sl.No.	Name of the Commodity	Rate of Tax
1	2	3
1	High Speed Diesel Oil	21.33%
2	L.D.O.	21.33%
3	Furnace Oil	12.5%
4	Cement	12.5%
5	Naphtha	12.5%
6	Mineral Oil	12.5%
7	Residual Petroleum products like LSHS and Aromex	12.5%
8	Air Conditioners and air conditioning plants	12.5%

1. Pub. in A.P. Gazette Part-I, Ext. No. 336, dt. 21-05-2005.

Sl.No.	Name of the Commodity	Rate of Tax
1	2	3
9	Refrigerators	12.5%
10	Xerox Machines	12.5%
11	Televisions	12.5%
12	Electrical goods, namely wires, switches, switch boxes	12.5%
13	All kinds of bulbs and lights, washing machines, transformers and generators	12.5%
14	Marble, Marble articles, Polished Granite slabs / stones and tiles	12.5%
15	Marble tiles, Granite slabs/stones	12.5%
16	Bitumen	4%
17	Ceramic Sanitary Ware	12.5%
18	HDPE Granules	12.5%
19	HDPE/PP Woven fabrics and sacks	12.5%
20	HDPE/PVC Pipes, Tubes and Fittings	12.5%
21	Lifts, Elevators and Escalators	12.5%
22	Super Light Diesel Oil	12.5%
23	ACSR Conductors	12.5%
24	Aluminium Products	12.5%
25	Atta, Maida, Sooji, Ravva and Wheet Flour	4%
26	White Cement	12.5%
27	Oil Well Cement Class-G, HSR Type used by ONGC Ltd.	12.5%



Sl.No.	Name of the Commodity	Rate of Tax
1	2	3
28	Lightening arrester	12.5%
29	C-9 Petroleum	12.5%
30	Ferro Alloys including Ferro Silicon, Silicon Manganese and H.C. Ferro Chrome	4%
31	Cement Sheets and Asbestos Sheets	12.5%

This notification shall be deemed to have into force w.e.f. 01-04-2005.

**35. Exemption from payment of Entry Tax on the Entry of “Reformate” for manufacture of Euro-III complaint MS for the period February 2005 to August 2006**

*<sup>1</sup>[G.O.Ms.No. 991, Revenue (CT-III), 23-05-2005]*

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001, the Governor of Andhra Pradesh hereby grants exemption from levy and collection of tax on the entry of “reformate” brought into the State by M/s. HPCL, for manufacture of Euro-III complaint MS, at their refinery located at Visakhapatnam, during the period from February, 2005 to August, 2006, under the said Act.

**36. Certain Exemption to M/s. Hyderabad International Airport Limited, Hyderabad - under the Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001**

*<sup>2</sup>[G.O.Ms.No. 1283, Revenue (CT-II), 30-06-2005]*

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act No. 39 of 2001), the Governor of Andhra Pradesh hereby directs that the tax leviable under the said Act on the entry of notified goods, purchased by

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1. Pub. in A.P. Gazette Part-I, Ext. No. 349, dt. 26-05-2005.
  2. Pub. in A.P. Gazette Part-I, Ext. No. 484, dt. 07-07-2005.

M/s. Hyderabad International Airport Limited or their contractors and sub-contractors and brought into the local areas of Andhra Pradesh for utilization in execution of work relating to construction of Hyderabad International Airport, shall be exempted under the provisions of the said Act, provided M/s. Hyderabad International Airport Limited, furnishes a declaration to the effect that the said goods purchased from outside the State and brought into the State of Andhra Pradesh are for utilization in execution of works relating to Hyderabad International Airport.

This notification shall come into force with immediate effect.

**37. Certain Exemption to M/s. Hyderabad International Airport Limited, Hyderabad under the Andhra Pradesh Tax on Entry of Motor Vehicles into Local Areas Act, 1996**

*<sup>1</sup>[G.O.Ms.No. 1284, Revenue (CT-II), 30-06-2005]*

In exercise of the powers conferred by section 12 of Andhra Pradesh Tax on Entry of Motor Vehicles into Local Areas Act, 1996 (Act No. 26 of 1996), the Governor of Andhra Pradesh hereby directs that the tax leviable under the said Act on the entry of Motor Vehicles, purchased by M/s. Hyderabad International Airport Limited or their contractors and sub-contractors and brought into the local areas of Andhra Pradesh for utilisation in execution of work relating to construction of Hyderabad International Airport, shall be exempted under the provisions of the said Act, provided M/s. Hyderabad International Airport Limited, furnishes a declaration to the effect that the said Motor Vehicles purchased from outside the State and brought into the State of Andhra Pradesh are for utilisation in execution of works relating to Hyderabad International Airport.

This notification shall come into force with immediate effect.

**38. Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 Exemption from Levy of Entry Tax on Entry of Certain Raw Materials - Notification Issued in G.O.Ms.No. 534, Revenue (CT-II) Department, Dated 25-04-2005 - Errata.**

*[G.O.Ms.No. 1406, Revenue (CT-II) Department, 19-07-2005]*

**ERRATA**

The date of the G.O.Ms.No. 876, Revenue (CT-II) Department, mentioned as 09-01-2002 shall be read as 09-11-2002.

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1. Pub. in A.P. Gazette Part-I, Ext. No. 484, dt. 07-07-2005.

**39. Levy of Entry Tax on certain goods @ 12.5%**

*<sup>1</sup>[G.O.Ms.No. 1789, Revenue (CT-II), 14-10-2005]*

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001), the Government of Andhra Pradesh hereby notifies that the tax shall be levied and collected under the said Act on the entry of the goods specified in column (2) of the table given below into the local areas, at the rate mentioned in column (3) thereof :

This notification shall come into force with immediate effect.

**40. Exemption from Levy and Collection of Tax on the Entry of Aluminium for the period from 22-06-2002 to 24-04-2003**

*<sup>2</sup>[G.O.Ms.No. 1871, Revenue (CT-II), 05-11-2005]*

In exercise of the powers conferred by sub-section (1) of section 3 of the AP Tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001), the Government of Andhra Pradesh hereby exempts the tax payable on the entry of "Aluminium" brought into the local area, under the said Act, by the industrial units, availing tax incentives under Target-2000.

This notification shall be deemed to have come into force with effect from 22-06-2002 and shall be in force till 24-04-2004 only.

**41. Certain modifications to the description of goods and changes in Rates of Tax and Levy of Tax on new goods under the Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001.**

*[G.O.Ms.No. 405, Revenue (CT-II), 31-03-2006]*

**NOTIFICATION - I**

In exercise of powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001

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1. Pub. in A.P. Gazette Part-I, Ext. No. 738, dt. 15-10-2005.
  2. Pub. in A.P. Gazette Part-I, Ext. No. 784, dt. 15-11-2005.

(Act 39 of 2001), the Government of Andhra Pradesh hereby notifies that the tax shall be levied and collected under the said Act, on the entry of the goods specified in column (2) of the table given below into the local areas, at the rate mentioned in column (3) thereof;

Sl. No.	Description of the goods	Rate of Tax
(1)	(2)	(3)
1.	Ductile Iron Pipes	4%

This notification shall come into force with effect from 01-04-2006.

### NOTIFICATION - II

In exercise of powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001), the Government of Andhra Pradesh hereby directs that the description of the goods mentioned in Col. No. 2 of the table furnished in the notification appended to the G.O.Ms. No. 955, Revenue, dated 11-05-2005, shall be substituted by the description of goods furnished in Col. No. 3 of the table furnished below :

**TABLE**

Sl. No.	Description mentioned in the Notification issued in G.O.Ms. No. 955, Rev., dt. 11-05-2005 and Sl. No.	Modified Description of Goods
(1)	(2)	(3)
1.	Air Conditioners and air conditioning plants (Sl. No. 8)	Air Conditioners & Air Conditioning Plants and Parts thereof, Air handling units, Compressors chillers, cooling towers, Ducting material and Refrigeration Gas.

Sl. No.	Description mentioned in the Notification issued in G.O.Ms. No. 955, Rev., dt. 11-05-2005 and Sl. No.	Modified Description of Goods
(1)	(2)	(3)
2.	Refrigerators (Sl. No. 9)	Refrigerators, Deep freezers, Bottle Coolers, Water Coolers and parts thereof.
3.	All kinds of bulbs and lights, washing machines, transformers and generators (Sl. No. 13)	All kinds of bulbs and lights, all other electrical fittings, washing machines transformers and generators.
4.	Lifts Elevators and escalators (Sl. No. 21)	Lifts, Elevators, Escalators and parts and accessories thereof.
5.	ACSR Conductors (Sl. No. 23)	ACSR Conductors all Aluminium conductors all Aluminium Alloy Conductors and all Alloy Reinforced Conductors, AAA Conductors & AB Cables.
6.	Oil Well Cement Class-G, HSR Type used by ONGC Ltd. (Sl. No. 27)	Oil Well Cement Class-G, HSR Type.

This notification shall be deemed to have come into force with effect from 11-05-2005.

### NOTIFICATION - III

In exercise of powers conferred by clause (a) of sub-section (1) of section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act 39 of 2001), the Government of Andhra Pradesh hereby direct that the rate of tax leviable, as per the notification issued under G.O.Ms. No. 955, Revenue, dated 11-05-2005, furnished under Col. No. 3 of the Table below

shall be revised as shown in Col. No. (4) of the Table furnished below :

**TABLE**

Sl. No.	Description of goods	Rate of tax (Existing)	Rate of tax Revised
(1)	(2)	(3)	(4)
1.	ACSR Conductors all Aluminium conductors all Aluminium Alloy Conductors and all Alloy Reinforced Conductors, AAA Conductors and AB Cables	12.5%	4%
2.	Air Conditioners and Air Conditioning Plants and parts thereof, Air handling Units, Compressors chillers, cooling towers, Ducting material and Refrigeration Gas.	12.5%	<sup>1</sup> [12.5%
3	Oil Well Cement Class-G, HSR Type.	12.5%	12.5%
4.	All kinds of bulbs and lights, all other electrical fittings, washing machines transformers and generators.	12.5%	12.5%
5.	Lifts, Elevators, Escalators and parts and Accessories thereof.	12.5%	12.5%]
6.	HDPE/PP Woven fabrics and sacks	12.5%	4%
7.	HDPE/PVS Pipes, Tubes and Fittings	12.5%	4%
8.	Super Light Diesel Oil	12.5%	23%
9.	High Speed Diesel Oil	21.33%	23%
10.	L.D.O.	21.33%	23%

This notification shall come into force with effect from 01-04-2006.

1. Subs. for the Rate of Tax "4%" by G.O.Ms. No. 476, Rev. (CT-II), dt. 24-04-2006.

**42. Entry Tax - M/s. Gangavaram Port Limited - Exemption from levy and collectioin of Tax on the Entry of Goods / Vehicles brought into the State of Andhra Pradesh by them for execution of works for construction of Gangavaram Port - Notification - Issued.**

*G.O.Ms.No. 703, Revenue (CT-II) Dept., dt. 15-06-2006*

01. From the President, M/s. Gangavaram Port Limited, Letter No. GPL/TR&B/051, dt. 13-02-2006.
02. G.O.Ms. No. 304, Revenue (CT-II) Dept., dt. 10-03-2006.

**NOTIFICATION - I**

In exercise of the powers conferred by clause (a) of sub-section (1) of Section 3 of Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001 (Act No. 39 of 2001), the Governor of Andhra Pradesh hereby directs that the tax leviable under the said Act on the entry of notified goods, purchased by M/s. Gangavaram Port Limited, or their contractors and sub-contractors and brought into the local areas of Andhra Pradesh for utilisation in execution of work relating to construction of Gangavaram Port shall be exempted under the provisions of the said Act, provided M/s. Gangavaram Port Limited, furnishes a declaration to the effect that the said goods purchased from outside the state and brought into the State of Andhra Pradesh are for utilisation in execution of works for construction of Gangavaram Port only.

This notification shall be deemed to have come into force with effect from 1st day of September, 2005, and shall be in force till December, 2008 or the completion of the said project, whichever is earlier.

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# CIRCULARS AND MEMOS

## **1. CCT's Ref. No. AI (3) / 681 / 2001, dt. 05-05-2001.**

**Sub :** Entry Tax - The Andhra Pradesh Tax on Entry of Goods into Local Areas Ordinance, 2001 - Communicated.

The Andhra Pradesh Tax on Entry of Goods into Local Areas Ordinance, 2001 (Ordinance No. 1 of 2001) has since been promulgated. The Ordinance seeks to levy Entry Tax on certain notified goods. The following are the salient features of the Ordinance.

The Ordinance comes into force with effect from 02-05-2001.

1. This Ordinance is in no way concerned with the A.P. Tax Entry of Motor Vehicles into Local Areas Act, 1996. This Ordinance, in course of time will become a new Act titled "The Andhra Pradesh Tax on Entry of Goods into Local Areas Act, 2001".
2. Section 3 (1) (a) provides for levy and collection of tax on the entry of the notified goods into local area for sale, consumption or use therein. The State Government have power to notify the goods and the rates of Entry Tax. Tax is payable by the importer as defined in section 2 (1) (h).
3. Copy of G.O.Ms.No. 308 Rev. (CT-II) Dept., dt. 03-05-2001 duly notifying the goods liable to Entry Tax is enclosed herewith. The notification specifies levy of entry tax on the following goods at the rate of tax shown against each.

1.	H.S. Diesel Oil	-	19.33%
2.	Light Diesel Oil	-	19.33%
3.	Furnance Oil	-	16%
4.	Cement	-	16%

The levy is effective from 03-05-2001.

4. Accordingly to section 3(2), if a dealer registered under the APGST Act brings the notified goods for resale in this State or for sale during the course of inter-State trade or commerce, no entry tax need be levied.
5. According to proviso under section 3 (2), if such registered dealer consumers or uses the notified goods without reselling, he



is liable to pay Entry Tax on the value of the notified goods so consumed.

6. According to proviso under section 3(1), the entry tax payable by the importer shall be reduced by the amount of tax paid, if any, under the General Sales Tax Law in force in the Union Territory or State in which the goods are purchased. It may specifically be noted that the Central Sales Tax if any paid on the purchases need not be reduced from Entry tax.
7. The scheme of taxation identifies two categories of importers. The first category is a dealer under the APGST Act and the second category is an importer other than a dealer. In any case, both the categories of importers are taxable, if notified goods are brought for consumption or use.
8. In the case of an importer, who is a registered dealer, the assessing authority under the APGST Act is the assessing authority under Entry Tax also.
9. In the case of an importer other than a dealer, the officer incharge of the Checkpost through which the goods are brought into the State is the assessing authority.
10. In the case of an importer other than a dealer, where the goods are not brought through any Checkpost, the CTO having jurisdiction over the area, in which such importer ordinarily resides is the assessing authority.
11. Tax at the applicable rates shall be levied on the value of the good, which means the purchase value of such goods inclusive of charges borne by him as cost of transportation, packing, forwarding and handling charges, commission, insurance, taxes, duties and the like. In case, the goods are not purchased by the importer, the value of the goods as recorded in the documents or the prevailing fair market price of such goods in the local area, as determined by the assessing authority in the absence of any documents should be adopted.
12. All the provisions relating to assessment, appeals, penalties, levy of interest etc., contained in the APGST Act are applicable for the purposes of Entry Tax, according to section 6(1).
13. Entry Tax collected must be remitted to the following head of account.

Major Head	0042	-	Tax on Entry of Goods into Local Area
Minor Head	106	-	Entry Tax
Sub-head	01		

14. An importer who is a dealer has to submit a monthly turnover Return in Form-M1 by the 20th of every month alongwith proof of payment of tax. In case, a dealer who imports notified goods for resale, consumes such goods without resale, he shall forthwith notify the assessing authority by the 20th of the month succeeding month in which such goods are so consumed and pay tax on such value of the goods consumed, vide section 3(2). If it is not so notified, he shall also be liable to pay penalty equal to the amount of tax due under section 3(3).
15. If return in Form M1 is not submitted, or if the tax due is not paid and if the return submitted is incorrect or incomplete, there lies a provisional assessment and issue of Form-D1 notice.
16. An importer other than a dealer has to submit a return in Form-M2 to the officer-in-charge of this checkpost, if the goods vehicle touches any checkpost enroute. Where the goods are brought without touching any checkpost either by road or otherwise, such importer other than a dealer shall file Return in Form-M2 before the CTO having jurisdiction over the area in which he ordinarily resides. Along with the return, tax due has to be paid.
17. If Form-M2 return is not filed or if it is found to be incorrect and incomplete, the assessing authority shall issue a notice in Form-M4.
18. If Form M2 return is found to be correct and complete, an order in Form-M3 must be issued.
19. In the case of an importer who is a dealer, there is final assessment as in the case, under the APGST Act. On such final assessment, if any tax is still found payable, a notice in Form-D2 must be issued. However, if any refund of tax becomes due to the dealer, a notice in Form-R has to be issued.
20. For the sake of better clarity, the following examples are given.

**EXAMPLE - A**

An importer purchases Cement in the other State valued at Rs. 1 lakh including all the expenses upto the entry into our State. The local tax paid in the other State is Rs. 8,000. The rate of Entry Tax is 16%. The importer has to therefore pay Rs. 16,000 towards Entry Tax. However, after deducting Rs. 8,000 paid in the other State, the tax payable is Rs. 8,000 only towards Entry Tax. It may be specifically noted that Entry Tax is leviable only, when the goods are brought for consumption or use in this State.

**EXAMPLE - B**

An importer purchases Cement from the other States during the course of inter-State trade or commerce and pays Rs. 4,000 towards CST on a value of Rs. 1 lakh. The Entry Tax on consumption or use is payable at 16% which comes to Rs. 16,000. In this case, the importer has to pay Rs. 16,000 and deduction of CST paid is not permissible.

**EXAMPLE - C**

An importer who is a dealer brings notified goods and resells either under the local Act or the CST Act. He need not pay any Entry Tax and he is entitled to claim the same as exempted value.

21. Goods vehicles carrying the notified goods to the dealers registered under the APGST Act need not be stopped or detained at the checkpoints or by the inspecting officers for payment of entry tax, because they are obliged to file turnover returns and pay entry tax as per the returns. In case, the documents exhibit the RC number under the APGST Act, such vehicles must be allowed to pass.
22. Goods vehicles carrying the notified goods to importers other than dealers must be stopped at the checkpoints and the entry tax as per the applicable rate has to be collected.
23. The Field Officers should be particularly vigilant about the arrival of the notified goods into their jurisdiction, which are brought by the importers other than dealers. In case, such importer produces the cash receipt of the Notice issued in Form-M4 or the order in Form-M3 by the authorised officer, then no entry tax need be paid by such importer on the consignment covered by the said cash receipt or the notice or the order.
24. All the DCs are requested to impart necessary training and provide the required guidance to the CTOs and officer-in-charge

of the checkpoints for effective and proper implementation of the Ordinance. Local trade Associations may also be provided guidance by organising interaction meetings.

25. Copy of the Ordinance is herewith enclosed.

**2. Memo No. 28642 / CT-II (3) / 2002, dt. 04-01-2003.**

**Sub :** A.P. Tax on Entry of Goods into Local Areas Act, 2001 - Proposal to amend section 2(1)(e) - Regarding.

**Ref:** 1. From the CCT in Ref. No. AI (3) / 681 / 2001, dt. 06-05-2002.

The attention of the Commissioner of Commercial Taxes is invited to the reference cited. The proposal to insert explanation under section 2(1)(e) of the Act to facilitate levy of Entry Tax on the Entry of Goods into Local Areas, when the goods are brought or imported from a foreign country is examined. He is informed that there is no liability to pay Entry Tax in case the notified goods are imported from a foreign country and hence there is no necessity to issue an amendment.

**3. CCT's Enft. No. AC (CT) IV / 62 / 2002-03, dt. 26-02-2003.**

**Sub :** Entry Tax Act, 2001 - Transit sale of goods - Certain clarification issued - Regarding.

According to section 3 (1) (a) of the A.P. Tax on Entry of Goods into Local Areas Act, 2001, Entry Tax shall be levied and collected on the Entry of the notified goods into any local area for sale, consumption or use therein. However, according to sub-section (2) thereunder, no Entry Tax shall be levied on the notified goods imported by a dealer registered under the APGST Act, who brings such goods into any local area for the purpose of resale in the State or during the course of inter-State trade and commerce. In the result, Entry Tax shall be levied and collected on the Entry of notified goods for consumption or use therein. Clause (e) of sub-section (1) section 2 defines "Entry of goods into a local area", as meaning "Entry of goods into a local are from any place outside the State for consumption or use or sale". The above statutory provision would make clear that simple entry of goods is not exigible to Entry Tax. For the purpose of levying tax under the said Act, there should be an

entry of notified goods for consumption or use. A question has arisen as to who is liable to pay Entry Tax, in case, the resident registered dealer purchases goods from the other States and makes inter-State sale within the meaning of section 3 (b) of the CST Act, 1956, read with section 6(2) of the CST Act. For example, a dealer in Hyderabad purchases goods from Maharashtra and makes a transit sale to a consumer-dealer in Vijayawada. Is the Hyderabad dealer, who has caused the Entry of goods into the State liable to pay Entry Tax.

The West Bengal Taxation Tribunal in the case of *Gurudayal Gangabux Pvt. Ltd. v. CCT., West Bengal*. (128 STC 529) discussed at length, on the liability to pay Entry Tax, Paras 14 to 18 and 23 in the said judgment read as follows :—

**Para 14.** “The provisions of section 4 may be quoted as follows :

4(1) Subject to the provisions of sub-section (3) there shall be levied on entry of any goods specified under column (1) of the Schedule, in the local area specified in the corresponding entry under column (2) of the Schedule for consumption, use or sale in such local area, a tax at such rate, not exceeding the rate specified in the corresponding entry in column (3) of the Schedule, as the State Government may by notification in the Official Gazette, specify in this behalf.”

**Para 15.** Therefore, from the aforesaid provision it is clear that entry tax cannot be levied on the import of goods within the local area if the same was not meant for consumption, use or sale in such local area.

**Para 16.** The word “consumption” in its primary sense means the act of consuming and in ordinary parlance means the use of the article in a way which destroys, waste or uses up that article. But in some legal contexts the word “consumption” has a wider meaning. Thus when uncrushed salt is crushed in the factory, it is commercially a different article and the uncrushed salt must be held to have been consumed. It is therefore, not necessary that by the act of consumption, the commodity must be destroyed or used up (*Kathiawar Industries Ltd. v. Jaffrabad Municipality*, AIR 1979 SC 1921 at page 1723).

**Para 17.** The legislative entry relating to the constitutional power to levy this tax is found in List II, entry 52 of the Seventh Schedule to the Constitution which reads as :

“52. Taxes on the entry of goods into a local area for consumption, use or sale therein.”

**Para 18.** In a case of *Burmah-shell Oil Storage and Distributing Co. of India Ltd. v. Belgam Borough Municipality*, AIR 1963 SC 906 the honourable court

considered the meaning of the words “Consumption, use or sale therein” and observed :

“..... the goods must be regarded as having been brought in for purposes of consumption when a person brings them either for his own use or consumption or to put them in the way of others in the area, who are to use and consume.....”

**Para 23.** The coupling of three words “consumption, use and sale” connotes that the goods are taxable under this entry only if the title of the owner is transferred to another or the thing or commodity ceases to exist in its original form.”

The taxation Tribunal therefore observed that Entry Tax is leviable only when the goods are brought for consumption or use or sale.

According to Explanation-I under section 3 of the CST Act, 1956, where goods are delivered to a carrier or other bailee for transmission, the movement of goods shall for the purposes of clause (b), be deemed to commence at the time of such delivery and terminate at the time when delivery is taken from such carrier. In the aforesaid example, Hyderabad dealer made a transit sale and within the meaning of the said Explanation, there is no break in inter-State movement. Accordingly he has not caused entry of good into State of A.P. from outside the State. In any case he has neither used nor consumed. On the other hand, the consumer-dealer at Vijayawada caused entry of goods into State of A.P. by making inter-State purchases. As Vijayawada dealer has consumed the notified goods, he is liable to pay Entry Tax.

All the officers are requested to take action accordingly.

#### **4. Memo No. 15450 CT-II (I) / 2003, dt. 24-03-2003.**

**Sub :** Entry Tax Act - Airport Authority of India, Hyderabad - Request for granting exemption from payment of Entry Tax on “Crash Fire Tender” (CFT) - Proposal - Regarding.

The attention of the Commissioner of Commercial Taxes is invited to the reference cited. He is informed the request of Airport Authority of India, Hyderabad, for granting exemption from payment of Entry Tax on “Crash Fire Tender” imported from CZECK Republic has been examined. He is informed that the Entry Tax is not payable on the imported goods, and Airports Authority of India, Hyderabad are exempted from the levy of Entry Tax on “Carsh Fire Tender” imported from CZECK Republic.

**5. CCT's Ref. No. AI(3) / 341 / 2005, dt. 05-05-2005.**

**Sub :** Entry Tax on excavators - certain circular instructions -  
Regarding.

**Ref :** Commissioner (Transport) Lr. No. 2216 / E / 2005,  
dt. 31-03-2005.

The attention of all the Deputy Commissioners (CT) is invited to the subjected cited and they are informed that Entry Tax is payable only on such motor vehicles, which are liable for registration in the State under section 3 of the Motor Vehicles Act, 1988. But the Commissioner, Transport clarified that the Track-mounted Excavator Machine does not require registration in the State under Motor Vehicles Act. Hence the Tract-mounted Excavator Machine is not liable to Entry Tax.

All the Deputy Commissioners (CT) in the State are requested to instruct their subordinate officers suitably.

**6. CCT's Ref. No. AI (3) / 977 / 2005, dt. 05-05-2005.**

**Sub :** A.P. Tax on Entry of Goods into Local Areas Act, 2001  
Representation to pay Entry Tax on behalf of end customers  
- Certain Instructions - Issued.

**Ref :** Representation filed by M/s. Otis Elevator Co. (India) Limited  
Ref. No. ET / JC / 101 / 2005-06, dt. 10-11-2005.

All the C.T. Checkposts are informed that M/s. Otis Elevator Company (India) Limited, Mumbai has volunteered to pay Entry Tax on behalf of all the end-users to whom they supply lifts, elevators and escalators directly from outside the State. In such cases normally the importer who is the end-user / consumer is liable to pay entry tax but not the company. M/s. Otis Elevator Company (India) Limited, Mumbai agreed to pay the entry tax leviable on the import of the said goods, on behalf of their customers / end-users centrally to the CTO Agapura, Abids Division Hyderabad where they registered.

Therefore, the authorities of all checkposts are directed not to detain the elevator manufactured by M/s. Otis Elevators and supplied directly to the consumers in Andhra Pradesh from outside the State. However, they are directed to obtain copies of the invoices and other documents in such cases and forward them to the Commercial Tax Officer, Agapura, Abids Divisions, Hyderabad for the purpose of cross-verification with the details, furnished to

him to the Company at the time of payment of Entry Tax on behalf of the consumer.

M/s Otis Elevators will file 20th every month monthly statements of goods imported on behalf of customers along, with entry tax payable on their account to CTO Agapura.

The Commercial Tax Officer, Agapura Circle is directed in accept the payment of Entry Tax on behalf of the Consumer / importers by M/s Otis Elevator Company (India) Limited, Mumbai. He is also directed to reconcile the detailed particulars of description of goods and value of the goods received from M/s Otis Elevator Company (India) Limited, Mumbai with the particulars received directly from checkposts.

**7. CCT's Ref. No. AI(3) / 911 / 2005-2, dt. 23-01-2006.**

**Sub :** A.P. Tax on Entry of Goods into Local Areas Act - Act 4 of 2006 - communicated - Levy of tax on the inputs imported, by VAT dealers - Certain instructions - issued - regarding.

**Ref :** 1. Act 4 of 2006 dated 02-01-2006.

The copy of the Act 4 of 2006 dated 02-01-2006 is enclosed herewith.

According to the section 5(2) (ii) (b) and (c) of Amendment Act 4 of 2006 dated 02-01-2006, the provision under sub-section 2 of section 3 of the A.P. Tax on Entry of Goods into Local Areas Act 2001 stands amended. Accordingly, all the notified goods, imported by the dealers, registered under APVAT Act, from outside the state for the purpose of resale as well as for the purpose of using them as inputs for manufacture of other goods in the State are not liable tax under the A.P. Tax on Entry of Goods into Local Areas Act 2001. The amendment shall come into force with retrospective effect from 01-04-2005 (vide section 1 (3) of Act 4 of 2006).

Therefore all the assessing authorities are directed not to levy entry tax on raw materials / inputs, imported and used in the manufacture of other goods by the VAT dealers.

The receipt of the circular should be acknowledged immediately.

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