

**PROCEEDINGS OF THE AUTHORITY FOR CLARIFICATION AND
ADVANCE RULINGS, BANGALORE**

Present 1. Sri. M.D. Jain,
Additional Commissioner of
Commercial Taxes
(Head Quarters)-1, Bangalore.

..... Chairman.

2. Sri. H.D. Arunkumar,
Additional Commissioner of
Commercial Taxes
(Policy & Law), Bangalore.

..... Member.

3. Sri. R. Jagadeesh Prasad,
Additional Commissioner of
Commercial Taxes
(Goods & Service Tax), Bangalore.

..... Member.

No. AR.CLR.CR-63/12-13

Dated: 29-09-2013

Name and Address of the Applicant	M/s. Bandhu Digital Printers, Opp. to fire station, Brhampur Gulbarga.
TIN	29540796861
Jurisdictional LVO on whose files the Applicant is borne	LVO-520, Gulbarga
Nature of activity of the Applicant	Engaged in sale of printed PVC coated fabrics
Represented by	Sri. P.A. Chilal, Advocate

ORDER UNDER SECTION 60(4) OF THE KVAT ACT, 2003

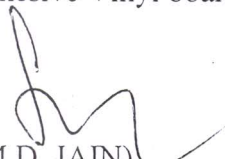
The Applicant M/s. Bandhu Digital Printers is a registered dealer under the provisions of the KVAT Act, 2003 with TIN 29540796861 borne on the rolls of the Assistant Commissioner of Commercial Taxes, LVO-520, Gulbarga. The applicant is engaged in the business of printing and sale of P.V.C flex banners to the customers that are made as per their orders. The raw materials required such as PVC flex materials, ink are purchased locally with applicable VAT. As per the order of customer applicant prints the flex board with his own materials and sells it to the customers.

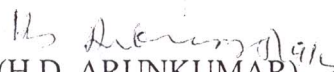
2. The applicant's understanding is that his transaction is sale of printed materials falling under Sl.No 71 of the Third Schedule to the KVAT Act, 2003 and liable to tax at 5.5% . He has sought clarification as to whether his understanding is correct or not. The applicant also states he intended to start printing of PVC self adhesive vinyl boards in future, which in his understanding also falls under entry Sl.No 71 of Third Schedule to the KVAT Act 2003.

Authorized representative of the applicant Sri P.A.Chilal, Advocate appeared before this authority and was heard. The documents, sample of flex banner and self adhesive PVC Vinyl, furnished by the applicant were verified.

3. The Joint Commissioner of Commercial Taxes (Admn), DVO Gulbarga whose report was called for in the matter has opined that the goods in question are not printed materials. We are inclined to agree with his opinion especially when the Commissioner of Commercial Taxes (K), Bangalore vide clarification NO:CLR/CR-205/2011-12 dated 03-09-2012 has clarified that, the banners are unscheduled goods'. Such a clarification would also be applicable to 'PVC self adhesive Vinyl boards'.

4. Hence this Authority hereby clarifies that 'Printed PVC flex banners' and 'PVC self adhesive Vinyl boards' are taxable at 14.5% under section (4)(1)(b)(iii) of the KVAT Act, 2003.


(M.D. JAIN)
Chairman


(H.D. ARUNKUMAR)
Member


(R. JAGADEESH PRASAD)
Member

Clarification & Advance Ruling Committee
Gandhinagar, Bangalore-9

Clarification & Advance Ruling Authority
Gandhinagar, Bangalore-9

Clarification & Advance Ruling Authority
Gandhinagar, Bangalore-9

Copy to:

- 1) The Applicant.
- 2) The LVO-520, Gulbarga.
- 3) Submitted to the Commissioner of Commercial Taxes (Karnataka), Bangalore for favour of kind information.
- 4) Office copy.