

PART-I

DEPARTMENT OF LEGAL AND LEGISLATIVE AFFAIRS, PUNJAB

Notification

The 16th January, 2008

No. 6-Leg./2008.- The following Act of the Legislature of the State of Punjab received the assent of the Governor of Punjab on the 11th January, 2008, and is hereby published for general information :-

THE PUNJAB INFRASTRUCTURE (DEVELOPMENT AND REGULATION)

AMENDMENT ACT, 2007

(Punjab Act No. 6 of 2008)

AN

ACT

further to amend the Punjab infrastructure (Development and Regulation) Act, 2002.

BE it enacted by the Legislature of the State of Punjab in the Fifty-eighth Year of the Republic of India as follows :-

1. (1) This Act may be called the Punjab Infrastructure (Development and Regulation) Amendment Act, 2007.	Short title and commencement
---	------------------------------

(2) It shall be deemed to have come into force on and with effect from the 1st day of April, 2005.

2. In the Punjab Infrastructure (Development and Regulation), Act 2002 (hereinafter referred to as the principal Act), for section 25, the following section shall be substituted, namely :- "25 (1) With effect from the date of coming into force of this Act, and subject to the provisions of this Chapter, every person shall be liable to pay a fee levied under this Act on the sale or purchase of the goods specified in Schedule-III within the State of Punjab at a rate, not exceeding six rupees for every one hundred rupees of the value of goods as the State Government may, by notification, direct. (2) The fee shall be payable at the stage, mentioned in Schedule-III. (3) Subject to the provisions of this Act and the rules made thereunder, the authorities for the time being empowered to assess, reassess, collect and enforce payment of tax under the Punjab Value Added	Substitution of section 25 of Punjab Act 8 of 2002. Levy of fee
--	--

Tax Act, 2005, shall, on behalf of the Punjab Infrastructure Development Board, assess, reassess, collect and enforce payment of fee, including any interest or penalty, payable by a person under this Act, as if such fee or penalty or interest payable by such a person, is a tax or penalty or interest, payable under the Punjab Value Added Tax Act, 2005, and for this purpose, the aforesaid authorities may exercise all or any of the powers, exercisable by them under the Punjab Value Added Tax Act, 2005 and the rules framed thereunder and the provisions of the Punjab Value Added Tax Act, 2005 relating to the returns, provisional assessment, assessment, reassessment, rectification, review, advance payment of tax, registration of transferee of any business, imposition of the tax liability, carrying on the business on the transfer of successor to such business, transfer of any liability of any firm or Hindu Undivided Family to pay tax in the event of dissolution of such firm or partition of such family, recovery of tax from third parties, appeals, reviews, revisions, rectifications, references, refunds, rebates, interest or penalty, charging or payment of interest, compounding of offences and treatment of documents, furnished by a person as confidential, shall appeal accordingly.

(4) The fee collected under sub-section (1) shall be deposited by the authorities, specified in sub-section (3) in the Development Fund within a period of one week from the date of its collection.

(5) The person shall deposit the amount of fee due from him either in cash or by cheque in a specified bank account.

Explanation.- For the purpose of this Act, the expressions, "sale", "purchase" and "person" shall have the same meanings as have been assigned to them in the Punjab Value Added Tax Act, 2005".

3. In the principal Act, in Schedule-III, against serial No.1, under the column, captioned as "Circumstances and stage under and a which, the fee is to be levied under this Act, "for he existing entries, the following entries shall be substituted, namely :-

Amendment of Schedule-III of Punjab Act 8 of 2002.

"Under the circumstances and stage mentioned in the Punjab Value Added Tax Act, 2005.

In cases, not covered in the said Act, the levy shall be at the first stage of purchase of the commodity concerned."

B.S. MEHANDIRATTA
Secretary to Government of Punjab
Department of Legal and Legislative Affairs.