

CIRCULAR NO. 3 /1995

Sub:- Entry tax on Motor Vehicles - Payment of tax at the time of Registration - Instructions - issued.

Ref:- Government letter No.49108/N2/94/PW&T dated 26-12-1994.

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It is informed that the "Kerala Tax on Entry of Motor Vehicles into the Local Areas Act, 1994 has come into force with effect from 10-6-1994 and the rules made thereunder viz. the Kerala Tax on Entry of Motor Vehicles into Local Areas Rules, 1994" have been issued on 4-11-1994.

As per Section 3 (1) of the said Act, a tax shall be levied and collected on the entry of any motor vehicle into any local area (the area of Jurisdiction of local authority) for use or sale therein which is liable for registration in the State under the M.V. Act, 1988, provided that no tax is payable in respect of any motor vehicle which was registered outside the State prior to a period of fifteen months or more from the date on which it is registered in the state, provided further that no tax shall be levied and collected in respect of a Motor Vehicle owned by the Central Government or which is used exclusively for defence purpose.

As per Section 18 of the said Act, no registering authority shall register such motor vehicle unless payment of such tax has been made by the person concerned in respect of that vehicle. Rule 4 of the said rules authorises to register such vehicle on production of a Certificate issued by the assessing authority. (Local Sales tax Officer) in form 2A or in case return is filed before the registering authority it should be satisfied that the tax due on the taxable purchase value has been paid into the treasury or by demand draft. The chalan receipt or Demand Draft along with the return received by the registering authority shall be forwarded to the local assessing authority on or before the 5th day of the succeeding month. A register in Form No.3 shall be maintained by the Registering Authority. (Performa Appended).

All the registering authorities and Addl. Registering Authorities of Sub Regional Transport Offices are requested to comply with the above provision as and when such vehicles are produced before them for registration and assignment of fresh registration mark (within 15 months from the date of original registration by the registering authorities of outside state). They are also requested to refer the Kerala Tax on Entry of Motor Vehicles into Local Areas Act, 1994. (Act 15 of 1994) which was published in the Kerala Gazette Extra-ordinary dated 10-6-94 and Kerala Tax on Entry of Motor Vehicles into Local Area Rules, 1994 (published in the Kerala Gazette Extra-ordinary dated 4-11-1994 and Notification SRO.1210/94, 1211/94, 1212/94 and 1213/94 published in Kerala Gazette Extra-ordinary dated 18-8-1994) before such vehicles are registered.

The receipt of the Circular shall be acknowledged.

To

Sd/- Transport Commissioner.

All Dy. Transport Commrs., Jt. R.T.Os. & R.T.Os.

Copy to: Motor Vehicles Inspectors Check post, Sr.DTC(Tax)

Secy.STA., ATC.LO, AO., FO, Asst.Secy.STA., All Sr.Supts. of T.C's office and STA. Wing.

FOR TRANSPORT COMMISSIONER.