[Authoritative English text of this Department Notification No. EXN-F(10)-25/2019-Loose dated 06-01-2020 as required under clause (3) of Article 348 of the Constitution of India].

## EXCISE AND TAXATION DEPARTMENT

NOTIFICATION No. 28/2019-State Tax (Rate)

Shimla-2, the 06th January, 2020

**No. EXN-F(10)-25/2019-Loose.**— In exercise of the powers conferred by sub-section (3) and sub-section (4) of section 9, sub-section (1) of section 11, sub-section (5) of section 15 and section 148 of the Himachal Pradesh Goods and Services Tax Act, 2017 (10 of 2017), the Governor of Himachal Pradesh, on being satisfied that it is necessary in the public interest so to do, on the recommendations of the Council, is pleased to make the following further amendments in the notification of the Government of Himachal Pradesh, No.12/2017-State Tax (Rate), dated the 30th June, 2017, published in the Gazette of Himachal Pradesh, *vide* number EXN-F(10-15/2017), dated the 30th June, 2017, namely:—

In the said notification, in the Table, against serial number 41,—

- (a) in column (3), for the figure "50", at both the places where they occur, the figure "20" shall be substituted;
- (b) for the entry in column (5), the following entries shall be substituted, namely, —

"Provided that the leased plots shall be used for the purpose for which they are allotted, that is, for industrial or financial activity in an industrial or financial business area:

Provided further that the Government shall monitor and enforce the above condition as per the orders issued by the Government in this regard:

Provided also that in case of any violation or subsequent change of land use, due to any reason whatsoever, the original lessor, original lessee as well as any subsequent lessee or buyer or owner shall be jointly and severally liable to pay such amount of state tax, as would have been payable on the upfront amount charged for the long term lease of the plots but for the exemption contained herein, alongwith the applicable interest and penalty:

Provided also that the lease agreement entered into by the original lessor with the original lessee or subsequent lessee, or sub-lessee, as well as any subsequent lease or sale agreements, for lease or sale of such plots to subsequent lessees or buyers or owners shall incorporate in the terms and conditions, the fact that the state tax was exempted on the long term lease of the plots by the original lessor to the original lessee subject to above condition and that the parties to the said agreements undertake to comply with the same."

2. This notification shall come into force with effect from the 1st day of January, 2020.

By order, SANJAY KUNDU, Principal Secretary (E&T). **Note.**—The principal notification No. 12/2017–State Tax (Rate), dated the 30th June, 2017 was published in the Gazette of Himachal Pradesh, *vide* number EXN-F(10-15/2017, dated the 30th June, 2017 and was last amended by notification No. 21/2019-State Tax (Rate), dated the 1st October, 2019 *vide* number EXN-F(10)-20/2019, dated the 3rd October, 2019.

## आबकारी एवं कराधान

अधिसूचना सं. 29/2019-राज्य कर (दर)

शिमला-2. 06 जनवरी. 2020

सं0 ई.एक्स.एन.—एफ(10)—25/2019—लूज.—हिमाचल प्रदेश माल और सेवा कर अधिनियम, 2017 (2017 का 10) की धारा 9 की उपधारा (3) के तहत प्रदत्त शक्तियों का प्रयोग करते हुए, राज्यपाल, हिमाचल प्रदेश, परिषद की सिफारिशों के आधार पर, एतद्द्वारा हिमाचल प्रदेश सरकार की अधिसूचना संख्या 13/2017—राज्य कर (दर) तारीख 30 जून, 2017 जिसे संख्याः ई.एक्स.एन.—एफ (10—15/2017) के तहत हिमाचल प्रदेश के राजपत्र (ई—गजट) में तारीख 30 जून, 2017 को प्रकाशित किया गया था, में और आगे भी निम्नलिखित संशोधन करते हैं, यथाः—

उक्त अधिसूचना में, सारणी में, क्रम संख्या 15 और उससे सम्बन्धित प्रविष्टियों के स्थान पर, निम्नलिखित को प्रतिस्थापित किया जाएगा, यथा:—

(1)	(2)	(3)	(4)
″15	किसी मोटर वाहन को किराए पर देकर दी जाने वाली सेवा जिसे यात्रियों को लाने ले जाने के लिए तैयार किया गया हो और जहां ईंधन का खर्च भी सेवा के	सेवा की आपूर्ति करता हो और सेवा के प्राप्तकर्ता से 6	जो कराधेय राज्यक्षेत्र में

आदेश द्वारा.

्संजय कुंडू,

प्रधान सचिव (आबकारी एवं कराधान)।

टिप्पण.—प्रधान अधिसूचना संख्या 13/2017— राज्य कर (दर) तारीख 30 जून, 2017 जिसे संख्याः ई.एक्स. एन.—एफ(10—15/2017) के तहत हिमाचल प्रदेश के राजपत्र में तारीख 30 जून, 2017 को प्रकाशित की गई थी और इसे अंतिम बार अधिसूचना संख्या 22/2019 राज्य कर(दर) तारीख 1 अक्तूबर, 2019 जिसे हिमाचल प्रदेश के राजपत्र (ई—गज़ट) में संख्याः ई.एक्स.एन.—एफ(10)—20/2019 के तहत तारीख 3 अक्तूबर, 2019 को प्रकाशित किया गया था, के द्वारा संशोधित किया गया था।