

**4. PROCEEDINGS OF THE COMMISSIONER OF
COMMERCIAL TAXES, THIRUVANANTHAPURAM**

PRESENT: P. MARA PANDIYAN, I.A.S.

Sub:- KVAT Act 03- Clarification U/s. 94 – Rate of tax applicable to unserviceable water meter sold as scrap – orders issued- Reg:

Read:_ 1. Application filed by M/s. Steel Industries Kerala Ltd. Thrissur.

2. Hearing notice No.C3.40624/08 Dt.13.10.08

ORDER NO.C3.40624/08/CT Dated.08.01.2009

(1) M/s. Steel Industries Kerala Ltd, Thrissur preferred an application U/s. 94 of KVAT Act seeking clarification on the rate of tax applicable to unserviceable water meter sold as scrap. The contentions put forth were examined in detail with relevant statutory provisions and also the sample of the product in question was physically examined.

(2) The item has no commercial value as a water meter or used water meter. Since the major portion of the material consist of “Brass” it would be commercially identified as an article of brass as per entry 3(2) of III Schedule of KVAT Act 2003, taxable @ 4 %.

The point sought for is clarified accordingly.

Commissioner