

GOVERNMENT OF ODISHA
FINANCE DEPARTMENT

NOTIFICATION

The 13th October, 2017

S.R.O.No. - In exercise of the powers conferred by sub-section (1) of section 11 of the Odisha Goods and Services Tax Act, 2017 (Odisha act 7 of 2017), the State Government, on the recommendations of the Goods and Service Tax Council, do hereby make the following further amendments in the notification of the Government of Odisha in the Finance Department No 19833-FIN-CT1-TAX-0022-2017, dated the 29th June, 2017, published in the Extraordinary issue No. 1134 of the Odisha Gazette, dated the 29th June, 2017 bearing S.R.O.No. 296, namely:-

In the said notification,-

(A) in the Schedule,-

(i) after Serial No. 122 and the entries relating thereto, the following serial number and the entries shall be inserted under appropriate column, namely: -

"122A.	4907	Duty Credit Scrips";
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(ii) after Serial No. 149 and the entries relating thereto, the following serial number and the entries shall be inserted under appropriate column, namely: -

"150	-	Supply of goods by a Government entity to Central Government, State Government, Union territory, local authority or any person specified by Central Government, State Government, Union territory or local authority, against consideration received from Central Government, State Government, Union territory or local authority in the form of grants";
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(B) in the *Explanation*, after clause (iv), the following clause shall be inserted, namely:-

"(v) The phrase "Government Entity" shall mean an authority or a board or any other body including a society, trust, corporation, which is,-

- (a) set up by an Act of Parliament or State Legislature; or
- (b) established by any Government,

with 90 per cent. or more participation by way of equity or control, to carry out a function entrusted by the Central Government, State government, Union territory or a local authority."

(C) in ANNEXURE I, after clause (b), the following proviso shall be inserted, namely:-

"Provided that, if the person having an actionable claim or enforceable right on a brand name and the person undertaking packing of such goods in unit containers are

two different persons, then the person having an actionable claim or enforceable right on a brand name shall file an affidavit to that effect with the jurisdictional Commissioner of State tax of the person undertaking packing of such goods that he is voluntarily foregoing his actionable claim or enforceable right on such brand name as defined in Explanation (ii)(a); and he has authorised the person [undertaking packing of such goods in unit containers bearing said brand name] to print on such unit containers in indelible ink, both in English and the local language, that in respect of such brand name he [the person owning the brand name] is voluntarily foregoing the actionable claim or enforceable right voluntarily on such brand name.”

[No 29763 FIN-CT1-TAX- 0043 /2017]

By order of the Governor



Deputy Secretary to Government

Memo No. 29764 /F.,

Date- 13.10.2017

Copy forwarded to the Gazette-Cell of Commerce & Transport Department, Government of Odisha, Bhubaneswar for information and necessary action with a request to publish this notification in an extraordinary issue of the Odisha Gazette immediately.

Four hundred copies of the notification may please be supplied to this Department and one hundred copies to Commissioner of Commercial Taxes, Odisha, Cuttack.

This is statutory and will bear SRO Number.


Deputy Secretary to Government

Memo No. 29765 /F.,

Date- - 13.10.2017

Copy forwarded to the Commissioner of Commercial Taxes, Odisha, Cuttack for information and necessary action.


Deputy Secretary to Government

Memo No. 29766 /F.,

Date- 13.10.2017

Copy forwarded to Head State Portal Group, IT Centre, Secretariat for hosting in the Orissa Government website – www.orissagov.ocac.in Finance Department.


Deputy Secretary to Government