

No. SRB-3-4/MTP/09/2013/ GOVERNMENT OF SINDH SINDH REVENUE BOARD 6th Floor Shaheen Complex,

6th Floor Shaheen Complex, M.R. Kayani Road, Karachi, 5th March, 2013.

CIRCULAR NO. 03/2013

(Sindh Sales Tax on Services)

Subject:

DECLARATIONS MADE BY SRB-REGISTERED PERSONS IN ANNEX-A AND ANNEX-C OF THEIR SALES TAX RETURNS (SST-03) IN RELATION TO TRANSACTIONS WITH UN-REGISTERED PERSONS OR WITH PERSONS NOT HOLDING NTN/SNTN.

Dummy NTN/SNTN "9999991-9" or "9999997-8" can be used in Annex-A and/or Annex-C of the tax returns (SST-03) e-filed by SRB-registered persons. While the Dummy NTN/SNTN "9999997-8" is non-editable for the purposes of specifying the name of the supplier or service provider (in Annex-A) or the name of buyer or service recipient (in Annex-C), the second Dummy NTN/SNTN "9999991-9", when used in Annex-A or Annex-C in relation to transactions with un-registered persons or person not holding FTN/NTN/SNTN, is capable of being edited for specifying the name and identity of such unregistered person or such person not having any FTN/NTN/SNTN.

- 2. It has been observed that registered persons are declaring the non-editable Dummy NTN "9999997-8" in Annex-A or Annex-C of their tax returns (SST-03) in relation to persons who are:
 - a. declared to be withholding agents under the Sindh Sales Tax Special Procedure (Withholding) Rules, 2011; or
 - b. declared to be the franchisers or franchisees located outside Pakistan; or
 - c. intending to use the service as an input liable to adjustment (input tax credit) in terms of the Sales Tax Act, 1990, or the Sindh Sales Tax Act, 2011, or under any other relevant enactment or the rules made thereunder; or
 - d. entitled to any exemption from Sindh sales tax under section 10 of the Sindh Sales Tax on Services Act, 2011, or under the Diplomatic and Consular Privileges Act, 1972 (Act IX of 1972).
- 3. The aforesaid situation is neither proper nor correct and creates problems in scrutiny and analysis of the tax returns causing un-necessary correspondence.
- 4. All SRB-registered persons are advised that in the situations mentioned in paragraph 2 above, they should invariably use the editable dummy NTN "999999-9" and the name and identity of the person (in the relevant columns of Annex-A or Annex-C of their tax return SST-03) should be clearly entered and should not be left un-edited as "Un-registered" or as "Taxpayers without proper NTN".

- 5. The non-editable Dummy NTN "9999997-8" may be used only in such cases as are not covered by the situations described in paragraph 2 above.
- 6. It is also pertinent to reiterate that under rule 1(2)(f) of the Sindh Sales Tax Special Procedure (Withholding) Rules, 2011, only such of the persons can be the withholding agents of the tax on advertisement services, as are "registered for Federal Sales Tax on Goods or for Sindh Sales Tax on Services". The service providers of advertisement service (tariff heading 98.02) may ensure that they do not allow withholding of tax by such persons as are not "withholding agents" under rule 1(2) of the aforesaid 2011-Withholding Rules. The service providers, in such cases, are themselves required to deposit the tax in Sindh Government's head of account "B-02384" against SRB-prescribed PSID/Challan (Form SST-04) in terms of section 9(1) of the Sindh Sales Tax Act, 1990, in the prescribed manner.
- 7. All SRB-registered persons are advised to ensure compliance of the instructions contained in this Circular.

(S. Mushtaque Kazimi) Member (Tax Policy)

Copy to:-

- 1) PS to the Chairman, SRB.
- 2) All Members, SRB.
- 3) All Consultants, SRB.
- 4) Commissioner I/II/Appeals, SRB.
- 5) All Deputy Commissioners/Assistant Commissioners, SRB.
- Mr. Saleh Shah, Head of I.T, SRB, for placing it on SRB Website.
 - 7) Mr. Imtiaz Ahmed Khan, Chief Executive Officer, PRAL, 14-Hill View Road, F-6/3, Islamabad.
 - 8) The Executive Director, Pakistan Broadcasters Association, 177/2,1st Floor, I.E.P. Building, Liaquat Barracks, Shahrah-e-Faisal, Karachi.
 - 9) The Secretary General, Advertising Association of Pakistan, C/o PSTD, TC-3, 1st Floor, 34th Street, Phase V, DHA, Karachi.
 - 10) Ms. Rafia Urooj, AC, SRB.

(S. Mushtaque Kazimi Member (Tax Policy)