

# THE GOODS AND SERVICES TAX (COMPENSATION TO STATES) ACT, 2017

## Commentary :

In the pre-GST regime, inter- state transactions were subject to CST @ 2%. This revenue goes to the State from where the goods were dispatched. GST is a destination based tax and so the State Governments have apprehension that they will lose revenue in the GST- regime.

To capture this concern, the Constitution (One hundred and first) Amendment Act, 2016, under Section 18, provided that the Parliament shall, on the recommendation of the Goods and service tax Council, provide compensation to the States for the loss of revenue arising on account of implementation of the goods and services tax for a period of five years.

# THE GOODS AND SERVICES TAX (COMPENSATION TO STATES) ACT, 2017

NO. 15 OF 2017

[12th April, 2017.]

An Act to provide for compensation to the States for the loss of revenue arising on account of implementation of the goods and services tax in pursuance of the provisions of the Constitution (One Hundred and First Amendment) Act, 2016.

BE it enacted by Parliament in the Sixty-eighth Year of the Republic of India as follows:

## **1. SHORT TITLE, EXTENT AND COMMENCEMENT**

- (1) This Act may be called the Goods and Services Tax (Compensation to States) Act, 2017.
- (2) It extends to the whole of India.
- (3) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

## **2. DEFINITIONS**

- (1) In this Act, unless the context otherwise requires,—
  - (a) "central tax" means the central goods and services tax levied and collected under the Central Goods and Services Tax Act;
  - (b) "Central Goods and Services Tax Act" means the Central Goods and Services Tax Act, 2017;
  - (c) "cess" means the goods and services tax compensation cess levied under section 8;
  - (d) "compensation" means an amount, in the form of goods and services tax compensation, as determined under section 7;

- (e) "Council" means the Goods and Services Tax Council constituted under the provisions of article 279A of the Constitution;
- (f) "Fund" means the Goods and Services Tax Compensation Fund referred to in section 10;
- (g) "input tax" in relation to a taxable person, means,—
  - (i) cess charged on any supply of goods or services or both made to him;
  - (ii) cess charged on import of goods and includes the cess payable on reverse charge basis;
- (h) "Integrated Goods and Services Tax Act" means the Integrated Goods and Services Tax Act, 2017;
- (i) "integrated tax" means the integrated goods and services tax levied and collected under the Integrated Goods and Services Tax Act;
- (j) "prescribed" means prescribed by rules made, on the recommendations of the Council, under this Act;
- (k) "projected growth rate" means the rate of growth projected for the transition period as per section 3;
- (l) "Schedule" means the Schedule appended to this Act;
- (m) "State" means,—
  - (i) for the purposes of sections 3, 4, 5, 6 and 7 the States as defined under the Central Goods and Services Tax Act; and
  - (ii) for the purposes of sections 8, 9, 10, 11, 12, 13 and 14 the States as defined under the Central Goods and Services Tax Act and the Union territories as defined under the Union Territories Goods and Services Tax Act;
- (n) "State tax" means the State goods and services tax levied and collected under the respective State Goods and Services Tax Act;
- (o) "State Goods and Services Tax Act" means the law to be made by the State Legislature for levy and collection of tax by the concerned State on supply of goods or services or both;
- (p) "taxable supply" means a supply of goods or services or both which is chargeable to the cess under this Act;
- (q) "transition date" shall mean, in respect of any State, the date on which the State Goods and Services Tax Act of the concerned State comes into force;
- (r) "transition period" means a period of five years from the transition date; and
- (s) "Union Territories Goods and Services Tax Act" means the Union Territories Goods and Services Tax Act, 2017.

- (2) The words and expressions used and not defined in this Act but defined in the Central Goods and Services Tax Act and the Integrated Goods and Services Tax Act shall have the meanings respectively assigned to them in those Acts.

### **3. PROJECTED GROWTH RATE**

The projected nominal growth rate of revenue subsumed for a State during the transition period shall be fourteen percent (14%) per annum.

### **4. BASE YEAR**

For the purpose of calculating the compensation amount payable in any financial year during the transition period, the financial year ending 31st March, 2016, shall be taken as the base year.

### **5. BASE YEAR REVENUE**

#### **Commentary :**

This Section provides the procedure for computation of basic revenue for a State which shall be the sum of the revenue collected, by the State and the local bodies during the base year, by way of taxes which have been subsumed into GST and levied by respective State or Union and net of refunds.

- (1) Subject to the provision of sub-sections (2), (3), (4), (5) and (6), the base year revenue for a State shall be the sum of the revenue collected by the State and the local bodies during the base year, on account of the taxes levied by the respective State or Union and net of refunds, with respect to the following taxes, imposed by the respective State or Union, which are subsumed into goods and services tax, namely:
- (a) the value added tax, sales tax, purchase tax, tax collected on works contract, or any other tax levied by the concerned State under the erstwhile entry 54 of List-II (State List) of the Seventh Schedule to the Constitution;
  - (b) the central sales tax levied under the Central Sales Tax Act, 1956;
  - (c) the entry tax, octroi, local body tax or any other tax levied by the concerned State under the erstwhile entry 52 of List-II (State List) of the Seventh Schedule to the Constitution;
  - (d) the taxes on luxuries, including taxes on entertainments, amusements, betting and gambling or any other tax levied by the concerned State under the erstwhile entry 62 of List-II (State List) of the Seventh Schedule to the constitution;
  - (e) the taxes on advertisement or any other tax levied by the concerned State under the erstwhile entry 55 of List-II (State List) of the Seventh Schedule to the Constitution;
  - (f) the duties of excise on medicinal and toilet preparations levied by the Union but collected and retained by the concerned State Government under the erstwhile article 268 of the Constitution;

- (g) any cess or surcharge or fee leviable under entry 66 read with entries 52, 54, 55 and 62 of List-II of the Seventh Schedule to the Constitution by the State Government under any Act notified under sub-section(4),

prior to the commencement of the provisions of the Constitution (One Hundred and First Amendment) Act, 2016:

Provided that the revenue collected during the base year in a State, net of refunds, under the following taxes shall not be included in the calculation of the base year revenue for that State, namely:

- (a) any taxes levied under any Act enacted under the erstwhile entry 54 of List-II (State List) of the Seventh Schedule to the Constitution, prior to the coming into force of the provisions of the Constitution (One Hundred and First Amendment) Act, 2016, on the sale or purchase of petroleum crude, high speed diesel, motor spirit (commonly known as petrol), natural gas, aviation turbine fuel and alcoholic liquor for human consumption;
- (b) tax levied under the Central Sales Tax Act, 1956, on the sale or purchase of petroleum crude, high speed diesel, motor spirit (commonly known as petrol), natural gas, aviation turbine fuel and alcoholic liquor for human consumption;
- (c) any cess imposed by the State Government on the sale or purchase of petroleum crude, high speed diesel, motor spirit (commonly known as petrol), natural gas, aviation turbine fuel and alcoholic liquor for human consumption; and
- (d) the entertainment tax levied by the State but collected by local bodies, under any Act enacted under the erstwhile entry 62 of List-II (State List) of the Seventh Schedule to the Constitution, prior to coming into force of the provisions of the Constitution (One Hundred and First Amendment) Act, 2016.

**Commentary :**

The base year tax revenue consists of the states' tax revenues from: (i) state Value Added Tax (VAT), (ii) central sales tax, (iii) entry tax, octroi, local body tax, (iv) taxes on luxuries, (v) taxes on advertisements, (vi) excise duties on medicinal and toilet preparations retained by the State Government (vii) any cess or surcharge levied by the state government etc. However, any revenue among these taxes arising related to supply of (i) alcohol for human consumption, (ii) certain petroleum products, (iii) entertainment tax levied by the State but collected by the local bodies will not be accounted as part of the base year revenue.

- (2) In respect of the State of Jammu and Kashmir, the base year revenue shall include the amount of tax collected on sale of services by the said State Government during the base year.
- (3) In respect of the States mentioned in sub-clause (g) of clause (4) of article 279A of the Constitution, the amount of revenue foregone on account of exemptions or remission given by the said State Governments to promote industrial investment in the State, with

respect to such specific taxes referred to in sub-section (1), shall be included in the total base year revenue of the State, subject to such conditions as may be prescribed.

- (4) The Acts of the Central Government and State Governments under which the specific taxes are being subsumed into the goods and services tax shall be such as may be notified.
- (5) The base year revenue shall be calculated as per sub-sections (1), (2), (3) and (4) on the basis of the figures of revenue collected and net of refunds given in that year, as audited by the Comptroller and Auditor-General of India.
- (6) In respect of any State, if any part of revenues mentioned in sub-sections (1), (2), (3) and (4) are not credited in the Consolidated Fund of the respective State, the same shall be included in the total base year revenue of the State, subject to such conditions as may be prescribed.

## **6. PROJECTED REVENUE FOR ANY YEAR**

The projected revenue for any year in a State shall be calculated by applying the projected growth rate over the base year revenue of that State.

Illustration: If the base year revenue for 2015-16 for a concerned State, calculated as per section 5 is one hundred rupees, then the projected revenue for financial year 2018-19 shall be as follows:

Projected Revenue for 2018-19 =  $100 (1 + 14/100)^3$

## **7. CALCULATION AND RELEASE OF COMPENSATION**

- (1) The compensation under this Act shall be payable to any State during the transition period.
- (2) The compensation payable to a State shall be provisionally calculated and released at the end of every two months period, and shall be finally calculated for every financial year after the receipt of final revenue figures, as audited by the Comptroller and Auditor-General of India:

Provided that in case any excess amount has been released as compensation to a State in any financial year during the transition period, as per the audited figures of revenue collected, the excess amount so released shall be adjusted against the compensation amount payable to such State in the subsequent financial year.

### **Commentary :**

The compensation payable to a state has to be provisionally calculated and released at the end of every two months. The compensation shall be finally calculated for every financial year after the receipt of final revenue figures, as audited by the Comptroller and Auditor General of India. In case any excess amount has been released the excess amount shall be adjusted against the compensation amount payable to such State in the subsequent financial year.

- (3) The total compensation payable for any financial year during the transition period to any State shall be calculated in the following manner, namely:—

- (a) the projected revenue for any financial year during the transition period, which could have accrued to a State in the absence of the goods and services tax, shall be calculated as per section 6;
- (b) the actual revenue collected by a State in any financial year during the transition period shall be:
  - (i) the actual revenue from State tax collected by the State, net of refunds given by the said State under Chapters XI and XX of the State Goods and Services Tax Act;
  - (ii) the integrated goods and services tax apportioned to that State; and
  - (iii) any collection of taxes on account of the taxes levied by the respective State under the Acts specified in sub-section (4) of section 5, net of refund of such taxes,

as certified by the Comptroller and Auditor-General of India;
- (c) the total compensation payable in any financial year shall be the difference between the projected revenue for any financial year and the actual revenue collected by a State referred to in clause (b).

**Commentary :**

The total compensation payable shall be calculated in the following manner-

- (1) the projected revenue for any financial year during the transition period;
- (2) the actual revenue collected by a State in any financial year during the transition period shall be-
  - (a) the actual revenue from State tax collected by the State, net of refunds given by the State;
  - (b) the IGST apportioned to that State;
  - (c) any collection of taxes on account of the taxes levied by the respective State under the Act, net of refunds of such taxes

as certified by the C&AG;

The total compensation payable shall be the difference between the projected revenue and the actual revenue collected by a State.

- (4) The loss of revenue at the end of every two months period in any year for a State during the transition period shall be calculated, at the end of the said period, in the following manner, namely:
  - (a) the projected revenue that could have been earned by the State in absence of the goods and services tax till the end of the relevant two months period of the respective financial year shall be calculated on a pro-rata basis as a percentage of the total projected revenue for any financial year during the transition period, calculated in accordance with section 6.

Illustration: If the projected revenue for any year calculated in accordance with section 6 is one hundred rupees, for calculating the projected revenue that could

be earned till the end of the period of ten months for the purpose of this sub-section shall be  $100 \times (5/6) = \text{Rs.}83.33$ ;

- (b) the actual revenue collected by a State till the end of relevant two months period in any financial year during the transition period shall be:
  - (i) the actual revenue from State tax collected by the State, net of refunds given by the State under Chapters XI and XX of the State Goods and Services Tax Act;
  - (ii) the integrated goods and services tax apportioned to that State, as certified by the Principal Chief Controller of Accounts of the Central Board of Excise and Customs; and
  - (iii) any collection of taxes levied by the said State, under the Acts specified in sub-section (4) of section 5, net of refund of such taxes;
- (c) the provisional compensation payable to any State at the end of the relevant two months period in any financial year shall be the difference between the projected revenue till the end of the relevant period in accordance with clause (a) and the actual revenue collected by a State in the said period as referred to in clause (b), reduced by the provisional compensation paid to a State till the end of the previous two months period in the said financial year during the transition period.

**Commentary :**

In case of loss of revenue at the end of every two months period, the method of calculation is detailed below:-

- (1) the projected revenue that could have been earned by the State in absence of GST till the end of the relevant two months shall be calculated on a pro-rata basis as a percentage of total projected revenue for any financial year during the transition period;
- (2) the actual revenue collected by a State till the end of relevant two months period shall be-
  - (a) the actual revenue from State tax collected by the State, net of refunds given by the State;
  - (b) the IGST apportioned to that State as certified by the Principal Chief Controller of Accounts of CBEC; and;
  - (c) any collection of taxes levied by the respective State under the Act, net of refunds of such taxes

The provisional compensation shall be the difference between the projected revenue till the end of the relevant period and the actual revenue collected by the State, reduced by the provisional compensation paid the the State till the end of previous two months period in the said financial year.

- (5) In case of any difference between the final compensation amount payable to a State calculated in accordance with the provisions of sub-section (3) upon receipt of the audited revenue figures from the Comptroller and Auditor-General of India, and the total provisional compensation amount released to a State in the said financial year in

accordance with the provisions of sub-section (4), the same shall be adjusted against release of compensation to the State in the subsequent financial year.

- (6) Where no compensation is due to be released in any financial year, and in case any excess amount has been released to a State in the previous year, this amount shall be refunded by the State to the Central Government and such amount shall be credited to the Fund in such manner as may be prescribed.

## **8. LEVY AND COLLECTION OF CESS**

- (1) There shall be levied a cess on such intra-State supplies of goods or services or both, as provided for in section 9 of the Central Goods and Services Tax Act, and such inter-State supplies of goods or services or both as provided for in section 5 of the Integrated Goods and Services Tax Act, and collected in such manner as may be prescribed, on the recommendations of the Council, for the purposes of providing compensation to the States for loss of revenue arising on account of implementation of the goods and services tax with effect from the date from which the provisions of the Central Goods and Services Tax Act is brought into force, for a period of five years or for such period as may be prescribed on the recommendations of the Council:

Provided that no such cess shall be leviable on supplies made by a taxable person who has decided to opt for composition levy under section 10 of the Central Goods and Services Tax Act.

- (2) The cess shall be levied on such supplies of goods and services as are specified in column (2) of the Schedule, on the basis of value, quantity or on such basis at such rate not exceeding the rate set forth in the corresponding entry in column (4) of the Schedule, as the Central Government may, on the recommendations of the Council, by notification in the Official Gazette, specify:

Provided that where the cess is chargeable on any supply of goods or services or both with reference to their value, for each such supply the value shall be determined under section 15 of the Central Goods and Services Tax Act for all intra-State and inter-State supplies of goods or services or both:

Provided further that the cess on goods imported into India shall be levied and collected in accordance with the provisions of section 3 of the Customs Tariff Act, 1975, at the point when duties of customs are levied on the said goods under section 12 of the Customs Act, 1962, on a value determined under the Customs Tariff Act, 1975.

### **Commentary :**

Section 8 is the charging section for levy of GST Compensation Cess. For the purpose of providing compensation to the States for loss of revenue arising on account of implementation of the GST for a period of 5 years, GST Compensation Cess will be levied and collected by Central Government.

Compensation cess will be levied on such intra-State supplies of goods or services or both as provided in Section 9 of CGST Act and such inter-State supplies of goods or services or both as provided in Section 5 of IGST Act. Such levy is not there in case of composition levy under Section 10 of CGST.



Column (2) of the Schedule prescribes the supplies of goods and services, on which GST Compensation Cess will be levied. If a particular supply of goods or services has been notified, the aforementioned cess will be levied on all supplies including import of goods and services, and those supplies on which tax is payable on reverse charge.

Value for the purpose of levying the GST Compensation cess will be same as determined under Section 15 of CGST Act, 2016.

As per Section 15 of the CGST Act, the value of a supply of goods and/or services shall be the transaction value, that is the price actually paid or payable for the said supply of goods and/or services where the supplier and the recipient of the supply are not related and the price is the sole consideration for the supply. Where the value cannot be determined under aforesaid manner, the same shall be determined in the manner prescribed by government.

### **Example 1:**

Suppose Assessable value of Motor cycles with engine capacity exceeding 3500cc is INR 1,00,000/- which is sold from the state of Maharashtra to Kolkata. Say GST rate is 28% and compensation cess is 15%

Calculation of Compensation cess:

IGST- 28% of Assessable Value= INR 28,000

Compensation cess- 15% of INR 1,00,000= INR15,000

Total Value of the Motor cycle= 1,00,000+28,000+15,000=INR 1,43,000

The cess on goods imported into India shall be levied and collected in accordance to Section 3 of the Customs Tariff Act, 1975 at the point when duties of customs are levied on a value determined under Customs Tariff Act, 1975.

### **Example 2:**

Suppose Assessable value of imported Motor cycles with engine capacity exceeding 3500cc is INR 1,00,000/-. Say customs duty are applicable as basic custom duty is 125% and compensation cess is 15%

Basic Custom Duty is 125% of 1,00,000=INR 1,25,000

Value for the purpose of levying Compensation cess= 1,00,000+1,25,000=INR 2,25,000

Compensation cess= 15% of 2,25,000= INR 33,750

## **9. RETURNS, PAYMENTS AND REFUNDS**

- (1) Every taxable person, making a taxable supply of goods or services or both, shall:
  - (a) pay the amount of cess as payable under this Act in such manner;
  - (b) furnish such returns in such forms, along with the returns to be filed under the Central Goods and Services Tax Act; and
  - (c) apply for refunds of such cess paid in such form,  
as may be prescribed.

- (2) For all purposes of furnishing of returns and claiming refunds, except for the form to be filed, the provisions of the Central Goods and Services Tax Act and the rules made thereunder, shall, as far as may be, apply in relation to the levy and collection of the cess leviable under section 8 on all taxable supplies of goods or services or both, as they apply in relation to the levy and collection of central tax on such supplies under the said Act or the rules made thereunder.

## **10. CREDITING PROCEEDS OF CESS TO FUND**

- (1) The proceeds of the cess leviable under section 8 and such other amounts as may be recommended by the Council, shall be credited to a non-lapsable Fund known as the Goods and Services Tax Compensation Fund, which shall form part of the public account of India and shall be utilised for purposes specified in the said section.
- (2) All amounts payable to the States under section 7 shall be paid out of the Fund.
- (3) 50% of the amount remaining unutilised in the Fund at the end of the transition period shall be transferred to the Consolidated Fund of India as the share of Centre, and the balance 50% shall be distributed amongst the States in the ratio of their total revenues from the State tax or the Union territory goods and services tax, as the case may be, in the last year of the transition period.
- (4) The accounts relating to Fund shall be audited by the Comptroller and Auditor-General of India or any person appointed by him at such intervals as may be specified by him and any expenditure in connection with such audit shall be payable by the Central Government to the Comptroller and Auditor-General of India.
- (5) The accounts of the Fund, as certified by the Comptroller and Auditor-General of India or any other person appointed by him in this behalf together with the audit report thereon shall be laid before each House of Parliament.

### **Commentary :**

The proceeds of the cess shall be credited to a non lapsable fund known as the GST Compensation Fund, which shall form part of the public account of India. It shall be utilized for purposes specified in Section 8. All amounts payable to the States shall be paid out of the fund.

50% of the amount remaining unutilized in the Fund at the end of the transition period shall be transferred to Consolidated Fund of India as the share of Centre and balance 50% shall be distributed amongst the State in the ratio of their total revenue from the State tax or the UGST, as the case may be, in the last year of the transition period.

The accounts relating to the Fund shall be audited by C&AG of India or any person appointed by him at such intervals as may be specified by him and any expenditure in connection with such audit shall be payable by the Central Government to the C&AG. The accounts of the Fund together with the audit report shall be laid before each House of Parliament.

## **11. OTHER PROVISIONS RELATING TO CESS**

- (1) The provisions of the Central Goods and Services Tax Act, and the rules made thereunder, including those relating to assessment, input tax credit, non-levy, short-levy, interest, appeals, offences and penalties, shall, as far as may be, mutatis mutandis, apply, in relation to the levy and collection of the cess leviable under section 8 on the intra-State supply of goods and services, as they apply in relation to the levy and collection of central tax on such intra-State supplies under the said Act or the rules made thereunder.
- (2) The provisions of the Integrated Goods and Services Tax Act, and the rules made thereunder, including those relating to assessment, input tax credit, non-levy, short-levy, interest, appeals, offences and penalties, shall, mutatis mutandis, apply in relation to the levy and collection of the cess leviable under section 8 on the inter-State supply of goods and services, as they apply in relation to the levy and collection of integrated tax on such inter-State supplies under the said Act or the rules made thereunder:

Provided that the input tax credit in respect of cess on supply of goods and services leviable under section 8, shall be utilised only towards payment of said cess on supply of goods and services leviable under the said section.

### **Commentary :**

Section 11 states that with respect to levy and collection of cess on Intra-state supply the provisions of CGST Act and the rules made there under, including those relating to assessment, input tax credit, non levy, short levy, interest, appeals, offences and penalties, and with respect to levy and collection of cess on inter-state supply, provisions of IGST Act and the rules made there under, including those relating to assessment, input tax credit, non levy, short levy, interest, appeals, offences and penalties, shall mutatis mutandis apply.

The proviso to Section 11 provides that the input tax credit in respect of Compensation cess on supply of goods and services shall be utilized only towards payment of the said cess leviable on the supply of goods and services.

## **12. POWER TO MAKE RULES**

- (1) The Central Government shall, on the recommendations of the Council, by notification in the Official Gazette, make rules for carrying out the provisions of this Act.
- (2) In particular, and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:
  - (a) the conditions which were included in the total base year revenue of the States, referred to in sub-clause (g) of clause (4) of article 279A of the Constitution, under sub-section (3) of section 5;
  - (b) the conditions subject to which any part of revenues not credited in the Consolidated Fund of the respective State shall be included in the total base year revenue of the State, under sub-section (6) of section 5;
  - (c) the manner of refund of compensation by the States to the Central Government under sub-section (6) of section 7;

- (d) the manner of levy and collection of cess and the period of its imposition under sub-section (1) of section 8;
- (e) the manner and forms for payment of cess, furnishing of returns and refund of cess under sub-section (1) of section 9; and
- (f) any other matter which is to be, or may be, prescribed, or in respect of which provision is to be made, by rules.

### **13. LAYING OF RULES BEFORE PARLIAMENT**

Every rule made under this Act by the Central Government shall be laid, as soon as may be after it is made, before each House of Parliament, while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

### **14. POWER TO REMOVE DIFFICULTIES**

- (1) If any difficulty arises in giving effect to the provisions of this Act, the Central Government may, on the recommendations of the Council, by order published in the Official Gazette, make such provisions, not inconsistent with the provisions of this Act, as appear to it to be necessary or expedient for removing the difficulty:

Provided that no order shall be made under this section after the expiry of three years from the commencement of this Act.

- (2) Every order made under this section shall, as soon as may be after it is made, be laid before each House of Parliament.

**SCHEDULE**  
**[See section 8 (2)]**

1. In this Schedule, reference to a "tariff item", "heading", "sub-heading" and "Chapter", wherever they occur, shall mean respectively a tariff item, heading, sub-heading and Chapter in the First Schedule to the Customs Tariff Act, 1975 (51 of 1975).
2. The rules for the interpretation of the First Schedule to the Customs Tariff Act, 1975 (51 of 1975), the section and Chapter Notes and the General Explanatory Notes of the First Schedule shall, so far as may be, apply to the interpretation of this Schedule.

<b>S No.</b>	<b>Description of supply of goods or services</b>	<b>Tariff item, heading, sub-heading, chapter, or supply of goods or services, as the case may be</b>	<b>The maximum rate at which goods and services compensation cess may be collected</b>
1.	Pan Masala	21069020	135% ad valorem
2.	Tobacco and manufactured tobacco substitutes including tobacco products	24	4170 per thousand sticks or 290% ad valorem or a combination thereof, but not exceeding Rs. 4170 per thousand sticks plus 290% ad valorem
3.	Coal, briquettes, ovoids and similar solid fuels manufactured from coal, lignite, whether or not agglomerated, excluding jet, peat (including peat litter), whether or not agglomerated	2701,2702, or 2703	Rs. 400 per tonne
4	Aerated waters	22021010	15% ad valorem
5	Motor cars and other motor vehicles principally designed for the transport of persons (other than motor vehicles for the transport of ten or more persons, including the driver), including station wagons and racing cars	8703	15% ad valorem
6.	Any other supplies		15% ad valorem