# ALL INDIA CENTRAL EXCISE & SERVICE TAX MINISTERIAL OFFICERS' ASSOCIATION

#### KOLKATA UNIT

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Date: 25/06/2018

#### NOTICE

Sub: Intimation regarding an important lunch hour Executive meeting, will be held in the Association Room of AICESTMOA-KU, at M.S. Building (7th floor). Custom House, Kolkata, from 13.30 hrs. onwards on 09.07.2018 (Monday), regarding organizational and all Ministerial officers related issues - Request / Reg.

With due respect, I beg to inform you that this Association is going to organize a lunch hour Executive meeting (CC Members alongwith all Zonal Secretaries) which will be held in the Association Room of AICESTMOA-KU, at M.S. Building (7th Floor), Custom House, Kellata, from 13.30 hrs. onwards on 09.07.2018 (Monday), regarding organizational and all Ministerial officers related issues as jointly decided in the last CC Meeting dated 21.05.2018 by all the present OC members. In this context, all the Central Committee members alongwith all Zonal Secretaries of this Association are here by requested to attend the said meeting positively. The Agenda points are as follows;

Agenda Points of the Meeting -:

- Recent All India Tours and all updates regarding All India and Zonal issues,
- Organizational and all Ministerial officers related issues,
- •Funds of this Association and its operation in future course of action.
- •All India Association's Convention which will be held on 04.08.2018 at Chandigarh.

eMisc.

Thanking you and oblige.

Presure + Rudey 25/06/2019

(PROSENUIT PANDEY)
General Secretary

Copy forwarded for kind information and necessary action to -:

- The Organising Secretaries of AICESTMOA-KU.
- All Central Committee Members of AICESTMOA-KU.
- 3. All Zonal Secretaries of AICESTMOA-KU.

# Office Of The Assistant Commissioner Of Service Tax Kolkata

Kishorilal

#### Office Of The Assistant Commissioner Of Service Tax Kolkata:

A Study of Service Tax in India and it∏s Analysis Dr. Makarand Raghunath Sakhalkar,2018-03-05 Based on recommendations made by Chelliah Committee on Tax Reforms Service Tax was introduced for the first time in the year 1994 It is a Union levy with a selective approach whereby it is applicable to selected categories of services and not to all the services The system of levy and collection of Excise Duties on goods is in existence since 1944 under Central Excise Act 1944 However the concept of levy and collection of Service Tax on paid services was introduced in India for the first time in 1994 by the then Finance Minister Dr Manmohan Singh It is a tax levied on the transaction of certain specified services by the Central Government under the Finance Act 1994 It is an indirect tax which means that normally the service provider pays the tax and recovers the amount from the recipient of taxable service The Taxation of Fees for Technical Services on the Basis of Article 12A UN Model Convention David Orzechowski-Zölzer, 2024-05-21 Although rules on the allocation of taxing rights for fees for technical services have been provided for in bilateral tax treaties by African Asian and South American countries for decades it was only in the 2017 update that the UN Model Tax Treaty included Article 12A on the matter thus suggesting its inclusion in the tax treaty network of its Member States Consequently from a cross border perspective the interpretation of Article 12A is of great importance for both taxpayers and tax authorities This book presents the first comprehensive analysis of the scope of technical services in comparison to ordinary non technical services and the differentiation between Article 12A and other allocation rules of the UN Model The book s analysis focuses on the interpretation of the concept of technical services by examining the historical evolution of Article 12 of the OECD and UN Models and the systematic context in which it is embedded Aspects of this analysis examined include the following the base erosion principle as justification for establishing source taxing rights without the physical presence of the service provider in the state in which fees for technical services arise whether the term technical is sufficiently defined in the Commentaries to the UN Model or whether it shall be ascribed a different meaning to increase legal certainty for tax authorities and taxpayers relevance of the OECD Model and its Commentaries as the basis for the UN Model and its Commentaries rules of precedence concerning the application of Article 12A in relation to the other allocation rules of the UN Model the connection between royalties and fees for technical services application of Article 12A UN Model to challenges arising from the digitalized economy and the allocation of taxing rights for fees for technical services rendered in a third state Tax treaties of selected African countries are examined as these countries were the earliest adopters of the concept of fees for technical services into their tax treaty network The book also provides an overview of literature and jurisprudence on country practices in Brazil India and other countries as well as relevant documents of international organizations. This book provides practitioners government officials and academics with a deep understanding of the interpretation and application of Article 12A UN Model It will prove of great value in preparing for tax treaty negotiations and also in informing and advising enterprises that intend

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