## [TO BE PUBLISHED IN THE GAZZETE OF INDIA, EXTRAORDINARY, PART II, SECTION 3, SUB-SECTION (i)]

Government of India Ministry of Finance (Department of Revenue)

## **Notification No. 11/2017-Union Territory Tax (Rate)**

New Delhi, the 28th June, 2017

G.S.R.....(E).- In exercise of the powers conferred by sub-section (1) of section 7, sub-section (1) of section 8 and clause (iv) and clause (v) of section 21 of the Union Territory Goods and Services Tax Act, 2017 (14 of 2017) read with and sub-section (5) of section 15 and sub-section (1) of section 16 of the Central Goods and Services Tax Act, 2017 (12 of 2017), the Central Government, on the recommendations of the Council, and on being satisfied that it is necessary in the public interest so to do, hereby notifies that the union territory tax, on the intra-State supply of services of description as specified in column (3) of the Table below, falling under Chapter, Section or Heading of scheme of classification of services as specified in column (2), shall be levied at the rate as specified in the corresponding entry in column (4), subject to the conditions as specified in the corresponding entry in column (5) of the said Table:-

## **Table**

Sl No.	Chapter, Section or Heading	Description of Service	Rate (per cent.)	Condition
(1)	(2)	(3)	(4)	(5)
1	Chapter 99	All Services		
2	Section 5	Construction Services		
3	Heading 9954 (Construction services)	(i) Construction of a complex, building, civil structure or a part thereof, including a complex or building intended for sale to a buyer, wholly or partly, except where the entire consideration has been received after issuance of completion certificate, where required, by the competent authority or after its first occupation, whichever is earlier. (Provisions of paragraph 2 of this notification shall apply for valuation of this service)	9	-
		(ii) composite supply of works contract as defined in clause 119 of section 2 of Central Goods and Services Tax Act, 2017.  (iii) construction services other than (i) and (ii) above.	9	-
4	Section 6	Distributive Trade Services; Accommodation, Food and Beverage Service; Transport Services; Gas and		



		<b>Electricity Distribution Services</b>		
5	Hooding 0061	Services in wholesale trade.		
J	Heading 9961			
		Explanation This service does not include sale or purchase of goods but includes:		
		l		
		$\mathcal{E}$ ,		
		commodity brokers, and auctioneers and all other traders who negotiate whole sale	9	
		commercial transactions between buyers	9	_
		and sellers, for a fee or commission'		
		and brokers,		
		<ul><li>Services of whole sale auctioning houses.</li></ul>		
6	Heading 9962	Services of whole sale adetioning houses.		
U	Heading 9902	Explanation This service does not include	9	
		sale or purchase of goods		_
7	Heading 9963	(i) Supply, by way of or as part of any service		
,	(Accommodation,	or in any other manner whatsoever, of goods,		
	food and beverage	being food or any other article for human		
	services)	consumption or drink, where such supply or		
		service is for cash, deferred payment or other		
		valuable consideration, provided by a		
		restaurant, eating joint including mess,	6	
		canteen, neither having the facility of air-	O O	-
		conditioning or central air-heating in any part		
		of the establishment, at any time during the		
		year and nor having licence or permit or by		
		whatever name called to serve alcoholic		
		liquor for human consumption.		
		(ii) Accommodation in hotels, inns, guest		
		houses, clubs, campsites or other commercial		
		places meant for residential or lodging		
		purposes having declared tariff of a unit of		
		accommodation of one thousand rupees and		
		above but less than two thousand five		
		hundred rupees per unit per day or equivalent.	_	
		Explanation "declared tariff" includes	6	-
		charges for all amenities provided in the unit		
		of accommodation (given on rent for stay)		
		like furniture, air conditioner, refrigerators or		
		any other amenities, but without excluding		
		any discount offered on the published charges		
		for such unit.		
		(iii) Supply, by way of or as part of any		
		service or in any other manner whatsoever, of		
		goods, being food or any other article for		
		human consumption or any drink, where such	9	
		supply or service is for cash, deferred	9	_
		payment or other valuable consideration,		
		provided by a restaurant, eating joint		
		including mess, canteen, having licence or		



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permit or by whatever name called to serve		
alcoholic liquor for human consumption.		
(iv) Supply, by way of or as part of any		
service or in any other manner whatsoever, of		
goods, being food or any other article for		
human consumption or any drink, where such		
supply or service is for cash, deferred		
payment or other valuable consideration,	9	_
provided by a restaurant, eating joint		
including mess, canteen, having the facility of		
air-conditioning or central air-heating in any		
part of the establishment, at any time during		
the year.		
(v) Supply, by way of or as part of any		
service or in any other manner whatsoever in		
outdoor catering wherein goods, being food		
or any other article for human consumption		
or any drink (whether or not alcoholic liquor	9	-
for human consumption), as a part of such		
outdoor catering and such supply or service is		
for cash, deferred payment or other valuable		
consideration.		
(vi) Accommodation in hotels, inns, guest		
houses, clubs, campsites or other commercial		
places meant for residential or lodging		
purposes having declared tariff of a unit of		
accommodation of two thousand five hundred		
rupees and above but less than seven		
thousand five hundred rupees per unit per day		
or equivalent.	9	-
Explanation "declared tariff" includes		
charges for all amenities provided in the unit		
of accommodation (given on rent for stay)		
like furniture, air conditioner, refrigerators or		
any other amenities, but without excluding		
any discount offered on the published charges		
for such unit.		
(vii) Supply, by way of or as part of any		
service or in any other manner whatsoever, of		
goods, including but not limited to food or		
any other article for human consumption or		
any drink (whether or not alcoholic liquor for		
human consumption), where such supply or		
service is for cash, deferred payment or other	9	-
valuable consideration, in a premises		
(including hotel, convention center, club,		
pandal, shamiana or any other place, specially		
arranged for organising a function) together		
with renting of such premises.		
(viii) Accommodation in hotels including five	14	_
(viii) Accommodation in noters including live	17	1



		star hotels, inns, guest houses, clubs, campsites or other commercial places meant for residential or lodging purposes having declared tariff of a unit of accommodation of seven thousand and five hundred rupees and above per unit per day or equivalent.  Explanation"declared tariff" includes charges for all amenities provided in the unit of accommodation (given on rent for stay) like furniture, air conditioner, refrigerators or any other amenities, but without excluding any discount offered on the published charges for such unit.		
		(ix) Accommodation, food and beverage services other than (i), (ii), (iii), (iv), (v), (vi), (vii) and (viii) above.	9	-
8	Heading 9964 (Passenger transport services)	(i) Transport of passengers, with or without accompanied belongings, by rail in first class or air conditioned coach.	2.5	Provided that credit of input tax charged in respect of goods used in supplying the service is not utilised for paying union territory tax or integrated tax on the supply of the service
		<ul> <li>(ii) Transport of passengers, with or without accompanied belongings by- <ul> <li>(a) air conditioned contract carriage other than motorcab;</li> <li>(b) air conditioned stage carriage;</li> <li>(c) radio taxi.</li> </ul> </li> <li>Explanation <ul> <li>(a) "contract carriage" has the meaning assigned to it in clause (7) of section 2 of the Motor Vehicles Act, 1988 (59 of 1988);</li> <li>(b) "stage carriage" has the meaning assigned to it in clause (40) of section 2 of the Motor Vehicles Act, 1988 (59 of 1988);</li> <li>(c) "radio taxi" means a taxi including a radio cab, by whatever name called, which is in two-way radio communication with a central control office and is enabled for tracking using Global Positioning System (GPS) or General Packet Radio Service (GPRS).</li> </ul> </li> </ul>	2.5	Provided that credit of input tax charged on goods or services used in supplying the service has not been taken [Please refer to Explanation no. (iv)]
		(iii) Transport of passengers, with or without accompanied belongings, by air in economy class.	2.5	Provided that credit of input tax charged on goods used in supplying



		(iv) Transport of passengers, with or without accompanied belongings, by air, embarking from or terminating in a Regional Connectivity Scheme Airport, as notified by the Ministry of Civil Aviation.	2.5	the service has not been taken [Please refer to Explanation no. (iv)] Provided that credit of input tax charged on goods used in supplying the service has not
		(v) Transport of passengers by air, with or		been taken [Please refer to Explanation no. (iv)]
		without accompanied belongings, in other than economy class.	6	-
		(vi) Transport of passengers by motorcab where the cost of fuel is included in the consideration charged from the service recipient.	2.5	Provided that credit of input tax charged on goods and services used in supplying the service has not been taken [Please refer to Explanation no. (iv)]
		(vii) Passenger transport services other than (i), (ii) (iii), (iv), (v) and (vi) above.	9	-
9	Heading 9965 (Goods transport services)	(i) Transport of goods by rail (other than services specified at item no. (iv)).	2.5	Provided that credit of input tax charged in respect of goods in supplying the service is not utilised for paying union territory tax or integrated tax on the supply of the service
		(ii) Transport of goods in a vessel.	2.5	Provided that credit of input tax charged on goods (other than on ships, vessels including bulk carriers and tankers) used in supplying the service has not



	T			
				been taken [Please refer to Explanation no. (iv)]
		(iii) Services of goods transport agency (GTA) in relation to transportation of goods (including used household goods for personal use).  Explanation "goods transport agency" means any person who provides service in relation to transport of goods by road and issues consignment note, by whatever name called.	2.5	Provided that credit of input tax charged on goods and services used in supplying the service has not been taken [Please refer to Explanation no. (iv)]
		(iv) Transport of goods in containers by rail by any person other than Indian Railways.	6	-
		(v) Goods transport services other than (i), (ii), (iii) and (iv) above.	9	-
10	Heading 9966 (Rental services of transport vehicles)	(i) Renting of motorcab where the cost of fuel is included in the consideration charged from the service recipient.	2.5	Provided that credit of input tax charged on goods and services used in supplying the service has not been taken [Please refer to Explanation no. (iv)]
		(ii) Rental services of transport vehicles with or without operators, other than (i) above.	9	-
11	Heading 9967 (Supporting services in transport)	(i) Services of goods transport agency (GTA) in relation to transportation of goods (including used household goods for personal use).  Explanation "goods transport agency" means any person who provides service in relation to transport of goods by road and issues consignment note, by whatever name called.	2.5	Provided that credit of input tax charged on goods and services used in supplying the service has not been taken [Please refer to Explanation no. (iv)]
		(ii) Supporting services in transport other than (i) above.	9	-
12	Heading 9968	Postal and courier services.	9	-
13	Heading 9969	Electricity, gas, water and other distribution services.	9	-
14	Section 7	Financial and related services; real estate services; and rental and leasing services.		
15	<b>Heading 9971</b> (Financial and	(i) Services provided by a foreman of a chit fund in relation to chit.	6	Provided that credit of input tax



related services)	Explanation  (a) "chit" means a transaction whether called chit, chit fund, chitty, kuri, or by whatever name by or under which a person enters into an agreement with a specified number of persons that every one of them shall subscribe a certain sum of money (or a certain quantity of grain instead) by way of periodical instalments over a definite period and that each subscriber shall, in his turn, as determined by lot or by auction or by tender or in such other manner as may be specified in the chit agreement, be entitled to a prize amount;  (b) "foreman of a chit fund" shall have the same meaning as is assigned to the expression "foreman" in clause (j) of section 2 of the Chit Funds Act, 1982 (40 of 1982).		charged on goods used in supplying the service has not been taken [Please refer to Explanation no. (iv)]
	(ii) Transfer of the right to use any goods for any purpose (whether or not for a specified period) for cash, deferred payment or other valuable consideration.	Same rate of union territory tax as on supply of like goods involving transfer of title in goods	-
	(iii) Any transfer of right in goods or of undivided share in goods without the transfer of title thereof.	Same rate of union territory tax as on supply of like goods involving transfer of title in goods	-
	(iv) Leasing of aircrafts by an operator for operating scheduled air transport service or scheduled air cargo service by way of transaction covered by clause (f) paragraph 5 of Schedule II of the Central Goods and Services Act, 2017.  Explanation  (a) "operator" means a person, organisation or enterprise engaged in or offering to engage in aircraft operations;  (b) "scheduled air transport service" means an air transport service undertaken between	2.5	Provided that credit of input tax charged on goods used in supplying the service has not been taken [Please refer to Explanation no. (iv)]



		the same two or more places operated		
		according to a published time table or with		
		flights so regular or frequent that they		
		constitute a recognisable systematic series,		
		each flight being open to use by members of		
		the public;		
		(c) "scheduled air cargo service" means air		
		transportation of cargo or mail on a scheduled		
		basis according to a published time table or		
		with flights so regular or frequent that they		
		constitute a recognisably systematic series,		
		not open to use by passengers.		
		(v) Financial and related services other than	9	
1.5		(i), (ii), (iii) and (iv) above.	9	-
16	Heading 9972	Real estate services.	9	_
17	Heading 9973	(i) Temporary or permanent transfer or		
1,	(Leasing or	permitting the use or enjoyment of		
	rental services,	Intellectual Property (IP) right in respect of	6	
	with or without	goods other than Information Technology	O	_
	operator)	software.		
	operator)	(ii) Temporary or permanent transfer or		
			9	
		Intellectual Property (IP) right in respect of	9	-
		Information Technology software.		
		[Please refer to Explanation no. (v)]	<b>a</b> .	
		(iii) Transfer of the right to use any goods for	Same rate	
		any purpose (whether or not for a specified	of union	
		period) for cash, deferred payment or other	territory	
		valuable consideration.	tax as on	
			supply of	_
			like goods	
			involving	
			transfer of	
			title in	
			goods	
		(iv) Any transfer of right in goods or of	Same rate	
		undivided share in goods without the transfer	of union	
		of title thereof.	territory	
			tax as on	
			supply of	
			like goods	-
			involving	
			transfer of	
			title in	
			goods	
		(v) Leasing of aircrafts by an operator for	goods	Provided that
		operating scheduled air transport service or		credit of input tax
			2.5	_
		scheduled air cargo service by way of		charged on goods
		transaction covered by clause (f) paragraph 5		used in supplying



		of Schedule II of the Central Goods and		the service has not
		Services Act, 2017.		been taken
		Explanation		[Please refer to
		(a) "operator" means a person, organisation		Explanation no.
		or enterprise engaged in or offering to engage		(iv)]
		in aircraft operations;		( /1
		(b) "scheduled air transport service" means		
		an air transport service undertaken between		
		the same two or more places operated		
		I = = = = = = = = = = = = = = = = = = =		
		according to a published time table or with		
		flights so regular or frequent that they		
		constitute a recognisable systematic series,		
		each flight being open to use by members of		
		the public;		
		(c) "scheduled air cargo service" means air		
		transportation of cargo or mail on a scheduled		
		basis according to a published time table or		
		with flights so regular or frequent that they		
		constitute a recognisably systematic series,		
		not open to use by passengers.		
		(vi) Leasing or rental services, with or	Same rate	
		without operator, other than (i), (ii), (iii), (iv)	of union	
		and (v) above.	territory	
			tax as	
			applicable	
			on supply	-
			of like	
			goods	
			involving	
			transfer of	
			title in	
			goods	
18	Section 8	<b>Business and Production Services</b>	0	
19	Heading 9981	Research and development services.	9	-
20	Heading 9982	Legal and accounting services.	9	-
21	Heading 9983	(i) Selling of space for advertisement in print	2.5	-
	(Other	media.		
	professional,	(ii) Other professional, technical and business		
	technical and	services other than (i) above.	9	-
	business			
	services)			
22	Heading 9984	Telecommunications, broadcasting and	9	-
20	TT 11 000=	information supply services.	-	1 5
23	Heading 9985	(i) Supply of tour operators services.		1. Provided that
	(Support	Explanation "tour operator" means any		credit of input tax
	services)	person engaged in the business of planning,		charged on goods
		scheduling, organizing, arranging tours	2.5	and services used
		(which may include arrangements for		in supplying the
		accommodation, sightseeing or other similar		service has not
		services) by any mode of transport, and		been taken
	<del></del>	<del></del>		



		includes any person engaged in the business of operating tours.		[Please refer to Explanation no. (iv)] 2. The bill issued for supply of this service indicates that it is inclusive of charges of accommodation and transportation required for such a tour and the amount charged in the bill is the gross amount charged for such a tour including the charges of accommodation and transportation
				required for such
		(ii) Support sorvings other than (i) shave	9	a tour.
24	Heading 9986	<ul><li>(ii) Support services other than (i) above</li><li>(i) Support services to agriculture, forestry,</li></ul>	7	-
	6	fishing, animal husbandry.  Explanation Support services to agriculture, forestry, fishing, animal husbandry mean  (i) Services relating to cultivation of plants and rearing of all life forms of animals, except the rearing of horses, for food, fibre, fuel, raw material or other similar products or agricultural produce by way of—  (a) agricultural operations directly related to production of any agricultural produce including cultivation, harvesting, threshing, plant protection or testing;  (b) supply of farm labour;  (c) processes carried out at an agricultural farm including tending, pruning, cutting, harvesting, drying, cleaning, trimming, sun drying, fumigating, curing, sorting, grading, cooling or bulk packaging and such like operations which do not alter the essential characteristics of agricultural produce but make it only marketable for	Nil	



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		the primary market;		
		(d) renting or leasing of agro machinery		
		or vacant land with or without a structure		
		incidental to its use;		
		(e) loading, unloading, packing, storage		
		or warehousing of agricultural produce;		
		(f) agricultural extension services;		
		(g) services by any Agricultural Produce		
		Marketing Committee or Board or		
		services provided by a commission agent for sale or purchase of agricultural		
		produce.		
		(ii) Services by way of pre-conditioning,		
		pre-cooling, ripening, waxing, retail		
		packing, labelling of fruits and vegetables		
		which do not change or alter the essential		
		characteristics of the said fruits or		
		vegetables.		
		(iii) Carrying out an intermediate production		
		process as job work in relation to cultivation		
		of plants and rearing of all life forms of		
		animals, except the rearing of horses, for		
		food, fibre, fuel, raw material or other		
		similar products or agricultural produce.		
		(ii) Support services to mining, electricity,	9	_
		gas and water distribution.		
25	Heading 9987	Maintenance, repair and installation (except	9	_
26	II 1' 0000	construction) services.		
26	Heading 9988	(i) Services by way of job work in relation to-		
	(Manufacturin	(a) Printing of newspapers; (b) Taytile yerns (other than of man made		
	g services on physical inputs	(b) Textile yarns (other than of man-made fibres) and textile fabrics;		
	(goods) owned	(c) Cut and polished diamonds; precious		
	by others)	and semi-precious stones; or plain and		
	by others)	studded jewellery of gold and other		
		precious metals, falling under Chapter		
		71 in the First Schedule to the Customs		
		Tariff Act, 1975 (51of 1975);		
		(d) Printing of books (including Braille	2.5	-
		books), journals and periodicals;		
		(e) Processing of hides, skins and leather		
		falling under Chapter 41 in the First		
		Schedule to the Customs Tariff Act,		
		1975 (51of 1975).		
		Explanation "man made fibres" means		
		staple fibres and filaments of organic		
		polymers produced by manufacturing processes either,-		
		(a) by polymerisation of organic monomers		
		(a) by porymensation of organic monomers		



		to produce polymers such as		
		polyamides, polyesters, polyolefins or		
		polyurethanes, or by chemical		
		modification of polymers produced by		
		this process [for example, poly(vinyl		
		alcohol) prepared by the hydrolysis of		
		poly(vinyl acetate)]; or		
		(b) by dissolution or chemical treatment of		
		natural organic polymers (for example,		
		cellulose) to produce polymers such as		
		cuprammonium rayon (cupro) or viscose		
		rayon, or by chemical modification of		
		natural organic polymers (for example,		
		cellulose, casein and other proteins, or		
		alginic acid), to produce polymers such		
		as cellulose acetate or alginates.		
		(ii) Manufacturing services on physical inputs		
		(goods) owned by others, other than (i)	9	-
		above.		
27	Heading 9989	Other manufacturing services; publishing,		
		printing and reproduction services; materials	9	-
		recovery services.		
28	Section 9	Community, Social and Personal Services		
		and other miscellaneous services		
29	Heading 9991	Public administration and other services		
		provided to the community as a whole;	9	-
		compulsory social security services.		
30	Heading 9992	Education services.	9	-
31	Heading 9993	Human health and social care services.	9	-
32	Heading 9994	Sewage and waste collection, treatment and		
		disposal and other environmental protection	9	-
		services.		
33	Heading 9995	Services of membership organisations.	9	-
	Heading 9996	(i) Services by way of admission or access to		
34	(Recreational,	circus, Indian classical dance including folk	9	-
	cultural and	dance, theatrical performance, drama.		
	sporting	(ii) Services by way of admission exhibition		
	services)	of cinematograph films where price of	9	_
		admission ticket is one hundred rupees or		
		less.		
		(iii) Services by way of admission to		
		entertainment events or access to amusement		
		facilities including exhibition of		
		cinematograph films, theme parks, water	14	_
		parks, joy rides, merry-go rounds, go-carting,	17	
		casinos, race-course, ballet, any sporting		
		event such as Indian Premier League and the		
		like.		
		(iv) Services provided by a race club by way	14	_
		of totalisator or a license to bookmaker in	17	



		such club.		
		(v) Gambling.	14	-
		(vi) Recreational, cultural and sporting services other than (i), (ii), (iii), (iv) and (v) above.	9	-
35	Heading 9997	Other services (washing, cleaning and dyeing services; beauty and physical well-being services; and other miscellaneous services including services nowhere else classified).	9	-
36	Heading 9998	Domestic services.	9	-
37	Heading 9999	Services provided by extraterritorial organisations and bodies.	9	-

2. In case of supply of service specified in column (3) of the entry at item (i) against serial no. 3 of the Table above, involving transfer of property in land or undivided share of land, as the case may be, the value of supply of service and goods portion in such supply shall be equivalent to the total amount charged for such supply less the value of land or undivided share of land, as the case may be, and the value of land or undivided share of land, as the case may be, in such supply shall be deemed to be one third of the total amount charged for such supply.

Explanation .- For the purposes of paragraph 2, "total amount" means the sum total of,-

- (a) consideration charged for aforesaid service; and
- (b) amount charged for transfer of land or undivided share of land, as the case may be.
- 3. Value of supply of lottery shall be 100/112 of the face value or the price notified in the Official Gazette by the organising State, whichever is higher, in case of lottery run by State Government and 100/128 of the face value or the price notified in the Official Gazette by the organising State, whichever is higher, in case of lottery authorised by State Government.
- 4. Explanation.- For the purposes of this notification,-
  - (i) Goods includes capital goods.
  - (ii) Reference to "Chapter", "Section" or "Heading", wherever they occur, unless the context otherwise requires, shall mean respectively as "Chapter, "Section" and "Heading" in the scheme of classification of services.
  - (iii) 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 heading 9988.
  - (iv) Wherever a rate has been prescribed in this notification subject to the condition that credit of input tax charged on goods or services used in supplying the service has not been taken, it shall mean that,-
    - (a) credit of input tax charged on goods or services used exclusively in supplying such service has not been taken; and
    - (b) credit of input tax charged on goods or services used partly for supplying such service and partly for effecting other supplies eligible for input tax credits, is reversed as if supply of such service is an exempt supply and attracts provisions of clause (v) of



section 21 of the Union Territory Goods and Services Tax Act, 2017 read with subsection (2) of section 17 of the Central Goods and Services Tax Act, 2017 and the rules made thereunder.

- (v) "information technology software" means any representation of instructions, data, sound or image, including source code and object code, recorded in a machine readable form, and capable of being manipulated or providing interactivity to a user, by means of a computer or an automatic data processing machine or any other device or equipment.
- (vi) "agricultural extension" means application of scientific research and knowledge to agricultural practices through farmer education or training;
- (vii) "agricultural produce" means any produce out of cultivation of plants and rearing of all life forms of animals, except the rearing of horses, for food, fibre, fuel, raw material or other similar products, on which either no further processing is done or such processing is done as is usually done by a cultivator or producer which does not alter its essential characteristics but makes it marketable for primary market;
- (viii) "Agricultural Produce Marketing Committee or Board" means any committee or board constituted under a State law for the time being in force for the purpose of regulating the marketing of agricultural produce;
- 5. This notification shall come into force with effect from 1<sup>st</sup> day of July, 2017.

[F.No. 334/1/2017-TRU]

(Ruchi Bisht)
Under Secretary to the Government of India

