

পঞ্জীভুক্ত নম্বৰ - ৭৬৮ /৯৭

Registered No.-768/97

অসম  ৰাজপত্ৰ

सत्यमेव जयते

THE ASSAM GAZETTE

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃত্বৰ দ্বাৰা প্ৰকাশিত

PUBLISHED BY THE AUTHORITY

নং 158 দিশপুৰ, বুধবাৰ, 17 জুন, 2015, 27 জেঠ, 1937 (শক)
No. 158 Dispur, Wednesday, 17th June, 2015, 27th Jaistha, 1937 (S.E.)

GOVERNMENT OF ASSAM
ORDERS BY THE GOVERNOR
LEGISLATIVE DEPARTMENT : : : LEGISLATIVE BRANCH

NOTIFICATION

The 17th June, 2015

No. LGL.104/2015/Pt/1.- The following Ordinance which was promulgated by the Governor on 11th June, 2015 is hereby published for general information.

ASSAM ORDINANCE NO. III OF 2015
THE ASSAM HEALTH INFRASTRUCTURE AND
SERVICES DEVELOPMENT FUND (AMENDMENT) ORDINANCE, 2015

AN
ORDINANCE

further to amend the Assam Health Infrastructure and Services Development Fund Act, 2009.

Preamble

Whereas the Legislative Assembly of the State of Assam is not in session and the Governor of Assam is satisfied that circumstances exist which render it necessary for him to take immediate action for amending the Assam Health Infrastructure and Services Development Fund Act, 2009, hereinafter referred to as the principal Act;

Assam
Act
No.
XVII
of
2009.

Now, therefore, in exercise of the powers conferred by clause(1) of Article 213 of the Constitution of India, the Governor of Assam is pleased to promulgate, in the Sixty-sixth Year of Republic of India, the following Ordinance, namely:-

Short title, extent and commencement

1.(1) This Ordinance may be called the Assam Health Infrastructure and Services Development Fund (Amendment) Ordinance, 2015.

(2) It shall have the like extent as the principal Act.

(3) It shall come into force on such date as the State Government may, by notification in the Official Gazette, appoint.

Amendment of section 2

2. In the principal Act, in section 2, in sub-section (1), for the existing clause (i), the following shall be substituted, namely:—

“(i) “State” means the State of Assam and “State Government” means the Government of Assam.”

Amendment of section 3

3. In the principal Act, for the existing section 3, the following shall be substituted, namely; —

“Incidence of cess, rate thereof and payment of cess

3.(1) Notwithstanding anything contained in any other law for the time being in force, there shall be levied and collected, for the purposes of this Act, a cess at the first point of sale of goods or classes of goods, as may be specified in the Schedule, by any person in the State. The cess shall be levied and collected at the rate specified in column (3) of the Schedule for any goods or such classes of goods:

Provided that, subject to such conditions as may be prescribed in this regard, the Government may exempt, by notification in the Official Gazette prospectively or retrospectively, any such sale of goods or classes of goods from levy of cess collectable under this sub-section.

(2) The cess leviable under sub-section (1) of this section shall be payable in the prescribed manner by any person who effects such sales either directly or in the capacity of an agent for some other principal.

(3) The cess leviable under sub-section (1) of this section shall be in addition to any tax or duty, by whatever name called leviable on such sale under any other law for the time being in force in the State.”

Amendment of
section 4

4. In the principal Act, in section 4, for the existing proviso, the following proviso shall be substituted, namely:--

“Provided that the State Government shall not vary the rate of cess so as to enhance it, in any case, exceeding rupees five per retail pack of cigarette.”

Amendment of
section 6

5. In the principal Act, in section 6, between the word “sections” and the figure “19”, the figures and punctuation marks “3, 4, 5, 6,” shall be inserted.

Amendment of
the Schedule

6. In the principal Act, for the existing Schedule, the following shall be substituted, namely:--

“Schedule

[Sec section 3]

Sl. No.	Name of goods	Rate of cess
1.	Cigarettes	Rupee 1 per retail packet

P. B. ACHARYA,
Governor of Assam.

S. M. BUZAR BARUAH,
Secretary to the Govt. of Assam,
Legislative Department, Dispur.