

April 12, 2010

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The Income-tax (First Amendment) Rules, 2010

The Income-tax (First Amendment) Rules, 2010 notified on 18th February 2010 have come into force from 1st April, 2009.

As these rules have come into effect retrospectively from 1st April, 2009 they shall be applicable with effect from 18th February 2010, the date of its notification.

Subsequent to the above notification a Corrigenda to the above Rules has been notified vide Notification No. 18/2010/F.No.142/27/2009-SO(TPL) dated 23rd March 2010.

The changes made by these Rules are as under :

TDS Return in case of Non-Residents - Time limit revised under the reinstated Rule 37A

Prior to this amendment the due date of TDS Returns in case of Non-Residents, to be furnished in Form No. 27Q, was governed by rule 31A .

After this amendment, the due date of all the TDS Returns in case of Non-Residents, to be furnished in Form No. 27Q will be governed by reinstated rule 37A.

However now after the corrigendum notification the due dates for all the TDS Returns i.e Form No. 24Q (Salary TDS Return), Form 26Q (Non Salary TDS Return), Form No.27Q (Non Resident TDS Return) are uniform as under:

Quarter	Due Date
I	15th July
II	15th October
III	15th January
IV	15 th June

TCS Return – Time Limit for Quarter IV revised under the reinstated Rule 31AA

Prior to this amendment the due date of TCS Return, to be furnished in Form No. 27EQ, was governed by rule 31A .

After this amendment i.e the notification of the Income-tax (First Amendment) Rules, 2010 the due date of TCS Return , to be furnished in Form No. 27EQ will be governed by reinstated rule 31AA. The revised due date of **TCS Returns of Quarter IV**, to be furnished in Form No.27EQ is as under :

Quarter	Old Due Date	New Due Date
IV	15 th June	30 th April

The due dates for Q1, Q2 and Q3 remain the same i.e. 15th July, 15th October and 15th January respectively.

In view of the above amendment TCS Returns in Form No.27EQ due on or after 18th February 2010 will have to be filed on or before the new due date specified above.

Accordingly the next TCS Return in Form No. 27EQ for the quarter ended 31st March, 2010 will have be filed on or before 30th April 2010.

Time of payment of TDS deducted by or on behalf of the Central Government – Rule 30

Under the new rule 30 TDS deducted by or on behalf of Central Government will have to be paid on the same day

Prior to the amendment it was payable as under :

1. Within one week from the end of the month in which the deduction is made.
2. In case of year end credits within two months from the end of the month in which the amount is credited

For Corrigendum Notification See next page

Corrigenda to TDS Rules notified - Notification no. 18/2010/F.No.142/27/2009-SO(TPL)

[TO BE PUBLISHED IN THE GAZETTE OF INDIA, EXTRAORDINARY, PART –II,
SECTION 3, SUB-SECTION (ii)]

GOVERNMENT OF INDIA
MINISTRY OF FINANCE
DEPARTMENT OF REVENUE
CENTRAL BOARD OF DIRECT TAXES
CORRIGENDUM
New Delhi, the 23rd March, 2010.

INCOME-TAX

S.O. ____ (E) In the notification of Government of India, Ministry of Finance, Department of Revenue (Central Board of Direct taxes), number 9/2010 dated 18-02- 2010 bearing S.O. 424(E) and published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (ii), dated 18th February, 2010 –

(i) at page 31 of the Gazette Notification, in fourth line of clause (i) of sub-rule (3), for “Form No.27B”, read “Form No. 27A”;

(ii) at page 32 of the Gazette Notification, in eighth line of Rule 37A, for “shall send within fourteen days from the end of the quarter”, read “shall send on or before the 15th July, the 15th October, the 15th January in respect of the first three quarters of the financial year and on or before the 15th June following the last quarter of the financial year”; and

(iii) At page 32 of the Gazette Notification, in Rule 37A, the proviso shall be omitted.

2. The other contents of the Gazette Notification shall remain unchanged.

Notification No. 18/2010/F.No.142/27/2009-SO(TPL)

(M.RAJAN)
Under Secretary (TPL-III)