

भारतीय मानक ब्यूरो
लेखा विभाग मुख्यालय

संदर्भ: लेखा/7:35(2023-24)

दिनांक 07.3.2024

विषय - बीआईएस को भुगतान की गई फीस से लाइसेंसधारियों/पार्टियों द्वारा स्रोत पर काटे गए कर का लेखा-जोखा

परिपत्र संख्या बीआईएस / मुख्यालय /लेखा /परिपत्र(06) / २०२४ दिनांकित 07.03.2024 आवश्यक कार्यवाही हेतु संलग्न है ।

हस्ता-/
(गुरप्रीत सिंह)
निदेशक (लेखा)

परिचालित सेवा में भामाब्यूरो इंटरनेट के माध्यम से :

- सभी क्षेत्रीय / शाखा कार्यालय / एनआईटीएस/ प्रयोगशालाओं के प्रमुख / मैनेजमेंट सिस्टम एंड सर्टिफिकेशन डिपार्टमेंट

प्रतिलिपि आईटीएस -इंटरनेट के माध्यम से परिचालित करने हेतु

BUREAU OF INDIAN STANDARDS
(Accounts Department)

Ref: Accts/7:35(2023-24)

07 March 2024

Sub: Accounting of Tax Deducted at Source by Licensees/parties from fees paid to BIS

The Circular No. BIS/HQ/Accounts/Circular(06)/2024 dated 07.03.2024 on the subject is enclosed for necessary action.

(GURPREET SINGH)
Director (Accounts)

Circulated to Heads of all ROs/BOs/NITS/Laboratories/MSCD

Copy to: ITSD: for hosting on Intranet

भारतीय मानक ब्यूरो
BUREAU OF INDIAN STANDARDS

(ACCOUNTS DEPARTMENT)

CIRCULAR

Sub: Accounting of Tax Deducted at Source by Licensees/parties from fees paid to BIS

- BIS has been notified under Section 10(46) of the Income-tax Act 1961, vide Order No. 142/2021 dated 31st December 2021 read with addendum Notification No. 04/2022 dated 13.01.2022 by Income Tax Department for the Assessment Years 2022-23 to 2026-27 (please refer Accounts Department Circular NO. BIS/HQ/Accounts/Circular(01)/2022 dated 10.01.2022 and note dated 31.01.2022 containing corrigendum No. 04/2022 dated 31.01.2022 may please be referred to). As a result of this notification of Govt. of India, the income of BIS is not taxable till Financial year 2025-26. This exemption is subject to the condition that BIS will regularly file its Income tax return every year. In the Income-tax Return, BIS claims the refund of tax deducted at source during the year deducted by licensees/parties from fees paid to BIS.
- It is essential that all tax deduction at source during the year by the licensees/parties from the fees paid to BIS are accounted for in the Books of Accounts of that year by all ROs/BOs. All TDS by the licensees/parties from the fees paid to BIS are accounted under the account head namely "TDS by Licensees A/C" given at Sl. 2.2.1.2 (under the group 2.2.1- Current Assets – Loans & Advances) of the standard format of Trial Balance given by HQ to all ROs/BO/Labs. In case the TDS by any party is not accounted in the books of accounts by ROs/BOs (under the A/C head - TDS by Licensee A/C), the same cannot be claimed as refund from Income-tax Department in the Income-tax Return of that year and this will be a loss to BIS. For such losses, the concerned ROs/BOs will be responsible and they will be required to get the same written off from the competent authority/EC and report to EC. The TDS of the relevant year can be claimed as a refund from the Income-tax Department in the Income-tax Return of that relevant year only. It cannot be claimed as refund in the return of the subsequent years.
- It is therefore, required that all the Tax deductions at source should be debited at the time of the receipts of the fees from the licensees/parties and issue of receipts so as to have control and to ensure that all TDS during the year are accounted for. For example – If a QS Fees of Rs. 25000/- was due from a licensee and the licensee has remitted Rs. 22500/- after deduction of tax of Rs. 2500/-. The entries in this case will be- the Bank Account should be debited by Rs. 22500/-, TDS by Licensee A/C should be debited by Rs. 2500/- and QS Fee

A/C should be credited by Rs. 25000/- at the time of recording of the receipt in the books of accounts .

- The TDS accounted for under the Account Head- TDS by Licensees A/C can be transferred by ROs/BOs on monthly basis to HQ by IODA alongwith the details and the TDS Certificate(s) (if received at that stage). The HQ Accounts Department will not accept any IODA from ROs/BOs which relates to TDS of the previous year(s). The IODA should be sent in the year during which the Tax has been deducted at source by the licensee.
- The ROs/BOs are also required to timely arrange and send the TDS Certificate(s) in Form 16A in original (which could not be sent by ROs/BOs earlier alongwith the IODA), to HQ by 30th June to enable the HQ to file the same with the Income-tax Department along with the Income-tax Return to get the refund. The TDS Certificate(s) should be verified for their correctness in all respects by ROs/BOs before sending to HQ.
- Heads of all ROs/BOs are requested to ensure compliance to the above guidelines.

(Gurpreet Singh)
Director (Accounts)

Our Ref: Accts/7:35(2023-24)
Dated: 07.03.2024

Circulated to :

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- **ITSD for hosting on intranet**