

20.06.08 10

GOVERNMENT OF KARNATAKA

No: SARIE 107 SAEPA 2008

Karnataka Government Secretariat
M.S. Building,
Bangalore, dated: 24.07.2008

NOTIFICATION

In exercise of the powers conferred by sub-clause (ii) of clause (a) of sub-section (1) of section 16 of the Karnataka Motor Vehicles Taxation Act, 1957 (Karnataka Act 35 of 1957) read with section 21 of the Karnataka General Clauses Act, 1899 (Karnataka Act III of 1899), the Government of Karnataka, being of opinion that it is necessary in public interest so to do, hereby amends, with immediate effect, Notification No. TRD 45 SAEPA 2007, dated 6th September, 2007 published in Karnataka Gazette Part IV A, dated 10th September 2007, as follows:-

In the said Notification:-

- (1) In clause 9, after the words "under clause 10", the words "or clause 10A" shall be inserted.
- (2) after clause 10, the following shall be inserted namely;

" 10A. Where non-use of a motor vehicle has been declared in accordance with this notification and the owner makes an application for issue of a No. Objection Certificate under section 48 of the Motor Vehicles Act, 1988, the Taxation Authority may, on receipt of the application permit towing of the motor vehicle kept under non-use from its declared place of garage to a place in the other State. Such permission shall be subject to the following conditions, namely;

- (i) The towing upto the State border shall, in addition to the conditions mentioned in (i) to (viii) of clause 10 of this notification, be subject to the provisions of Rule 206 of Karnataka Motor Vehicles Rules, 1989.
- (ii) It shall be the responsibility of the applicant to obtain necessary towing permission from the authorities of the other State for the purpose of towing the vehicle from the State border to the place where the vehicle is proposed to be kept for non-use.
- (iii) The Taxation Authority shall forward the registration certificate of the vehicle by Registered post Acknowledgement Due to the registering authority by whom the transfer of ownership is required to be recorded under Rule 55 of the Central Motor Vehicles Rules, 1989.

ಇಂಪೋಸಿಟಿವ್ ಡಿವಿಷನ್

(ಕಾರ್ಯಾಲಯ: ಕರ್ನಾಟಕ ಸರ್ಕಾರ)

ವಿಷಯ: ವಹಿ ಪರಿಷ್ಕರಣೆ: 1245

ದಿನಾಂಕ: 13/08/08

- (iv) If, for any reason, the transfer of ownership is not noted by the registering authority of the other State and the No Objection Certificate so obtained is sought to be returned for cancellation, the tax exemption shall cease to be available from the date of issue of the No Objection Certificate, irrespective of the date of return of the No Objection Certificate.

By order and in the name of the
Governor of Karnataka.


(M.R. CHANDRASHEKARARADHYA)

Desk Officer

Transport Department

(080-22032014)

NO CT/Tax 4/PR 443/07

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