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Difficulty, if any, may please be brought to the notice of the office of the Joint Commissioner of State Tax, (Head Quarter)-1, Maharashtra State, having its office at 7th Floor, New Building, GST Bhavan, Mazgaon, Mumbai-10.

GOVERNMENT OF MAHARASHTRA FINANCE DEPARTMENT

Mumbai: 29th June 2017

Notification No.5/2017-State Tax (Rate)

MAHARASHTRA GOODS AND SERVICES TAX ACT, 2017.

No. MGST-1017/C.R.103(4)/Taxation-1.- In exercise of the powers conferred clause (ii) of the proviso to sub-section (3) of section 54 of the Maharashtra Goods and Services Tax Act, 2017 (Mah. XLIII of 2017), the Government of Maharashtra, on the recommendations of the Council, hereby notifies the goods, the description of which is specified in column (3) of the Table below and falling

under the tariff item, heading, sub-heading or Chapter, as the case may be, as specified in the corresponding entry in column (2) of the said Table, in respect of which no refund of unutilised input tax credit shall be allowed, where the credit has accumulated on account of rate of tax on inputs being higher than the rate of tax on the output supplies of such goods (other than nil rated or fully exempt supplies).

3[Provided that,-

- (i) nothing contained in this notification shall apply to the input tax credit accumulated on supplies received on or after the 1st day of August, 2018, in respect of goods mentioned at 4[serial numbers 1AA], 2, 3, 4, 5, 6, 6A, 6B, 6C and 7 of the Table below; and
- (ii) in respect of said goods, the accumulated input tax credit lying unutilised in balance, after payment of tax for and upto the month of July, 2018, on the inward supplies received up to the 31st day of July 2018, shall lapse.]

TABLE

S. No.	Tariff item, heading, sub- heading or Chapter	Description of Goods
(1)	(2)	(3)
5[1A.	1507	Soya-bean oil and its fractions, whether or not refined, but not chemically modified
1B.	1508	Ground-nut oil and its fractions, whether or not refined, but not chemically modified.
1C.	1509	Olive oil and its fractions, whether or not refined, but not chemically modified.
1D.	1510	Other oils and their fractions, obtained solely from olives, whether or not refined, but not chemically

S. No.	Tariff item, heading, sub- heading or Chapter	Description of Goods
		(3)
(1)	(2)	
		modified, including blends of these oils or fractions with oils or fractions of heading 1509
1E.	1511	Palm oil and its fractions, whether or not refined, but not chemically modified.
1F.	1512	Sunflower-seed, safflower or cotton-seed oil and fractions thereof, whether or not refined, but not chemically modified.
1G.	1513	Coconut (copra), palm kernel or babassu oil and fractions thereof, whether or not refined, but not chemically modified.
1H.	1514	Rape, colza or mustard oil and fractions thereof, whether or not refined, but not chemically modified.
1I.	1515	Other fixed vegetable or microbial fats and oils (including jojoba oil) and their fractions, whether or not refined, but not chemically modified.
1J.	1516	Vegetable fats and oils and their fractions, partly or wholly hydrogenated, inter esterified, re-esterified or elaidinised, whether or not refined, but not further prepared.
1K.	1517	Edible mixtures or preparations of vegetable fats or vegetable oils or of fractions of different vegetable fats or vegetable oils of this Chapter, other than edible fats or oils or their fractions of heading 1516
1L.	1518	Vegetable fats and oils and their fractions, boiled, oxidised, dehydrated, sulphurised, blown, polymerised

S. No.	Tariff item, heading, sub- heading or Chapter	Description of Goods
		(3)
(1)	(2)	
		by heat in vacuum or in inert gas or otherwise chemically modified, excluding those of heading 1516
1M.	2701	Coal; briquettes, ovoids and similar solid fuels manufactured from coal
1N.	2702	Lignite, whether or not agglomerated, excluding jet
1O.	2703	Peat (including peat litter), whether or not agglomerated]
1AA.	5007	Woven fabrics of silk or of silk waste
2.	5111 to 5113	Woven fabrics of wool or of animal hair
3.	5208 to 5212	Woven fabrics of cotton
4.	5309 to 5311	Woven fabrics of other vegetable textile fibres, paper yarn
5.	5407, 5408	Woven fabrics of manmade textile materials
6.	5512 to 5516	Woven fabrics of manmade staple fibres
² [6A.	5608	Knotted netting of twine, cordage or rope; made up fishing nets and other made up nets, of textile materials
⁶ [6AA	5605	Imitation zari thread or yarn made out of Metallised polyester film /plastic film; Explanation: This entry shall apply for refund of input tax credit only on polyester film /plastic film;]
6B	5801	Corduroy fabrics
6C	5806	Narrow woven fabrics, other than goods of heading 5807; narrow fabrics consisting of warp without weft assembled by means of an adhesive (bolducs)]
7.	60	Knitted or crocheted fabrics [All goods]

S. No.	Tariff item, heading, sub- heading or Chapter	Description of Goods		
		(1)	(2)	(3)
8.	8601	Rail locomotives powered from an external source of electricity or by electric accumulators		
9.	8602	Other rail locomotives; locomotive tenders; such as Diesel-electric locomotives, Steam locomotives and tenders thereof		
10.	8603	Self-propelled railway or tramway coaches, vans and trucks, other than those of heading 8604		
11.	8604	Railway or tramway maintenance or service vehicles, whether or not self-propelled (for example, workshops, cranes, ballast tampers, trackliners, testing coaches and track inspection vehicles)		
12.	8605	Railway or tramway passenger coaches, not self-propelled; luggage vans, post office coaches and other special purpose railway or tramway coaches, not self-propelled (excluding those of heading 8604)		
13.	8606	Railway or tramway goods vans and wagons, not self-propelled		
14.	8607	Parts of railway or tramway locomotives or rolling-stock; such as Bogies, bissel-bogies, axles and wheels, and parts thereof		
15.	8608	Railway or tramway track fixtures and fittings; mechanical (including electro-mechanical) signalling, safety or traffic control equipment for railways, tramways, roads, inland waterways, parking facilities, port installations or airfields; parts of the foregoing		

Explanation. -

(1) In this Table, "tariff item", "sub-heading", "heading" and "Chapter" shall mean respectively a tariff item, sub-heading, heading or chapter, as specified in the First Schedule to the Customs Tariff Act, 1975 (51 of 1975).

(2) The rules for the interpretation of the First Schedule to the said Customs Tariff Act, 1975, including 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 this notification.

2. This notification shall come into force with effect from the 1st day of July, 2017.

By order and in the name of the Governor of Maharashtra,

R. D. BHAGAT,
Deputy Secretary to Government

Notes:

1. Inserted vide Notification No. 29/2017 - State Tax (Rate), dated: 25.09.2017, w.e.f 22.09.17.
2. Substituted vide Notification No. 44/2017 - State Tax (Rate), dated: 14.11.2017, w.e.f. 15.11.2017; earlier read as:
3. Inserted vide Notification No. 20/2018 - State Tax (Rate), dated: 27.07.2018.
4. Substituted vide Notification No. 09/2022 - State Tax (Rate), dated: 08.08.2022, w.e.f. 18.07.2022; earlier read as: "serial numbers 1"

¹ [6A	5801	Corduroy fabrics]
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5. S. No. 1 re-numbered as S. No. 1AA, and before S. No. 1AA, S. No. 1A to 1O inserted vide Notification No. 09/2022 - State Tax (Rate), dated: 08.08.2022, w.e.f. 18.07.2022.

6. Inserted vide Notification No. 20/2023 - State Tax (Rate), dated: 23.11.2023, w.e.f. 20.10.2023.