

**GOVERNMENT OF PAKISTAN
(REVENUE DIVISION)
FEDERAL BOARD OF REVENUE**

C.No.4(67)ITP/2013(Pt-I)

Islamabad, the 10th December, 2013

Circular No. 15 of 2013
(Income Tax)

Subject:- **IMMUNITY FROM TAX AUDIT UNDER SECTION 177 AND 214C READ WITH CLAUSE 84 OF PART IV OF SECOND SCHEDULE TO THE ORDINANCE AS PER SRO.1040(I)/2013 DATED 05.12.2012.**

In exercise of the powers conferred under Proviso to clause (84) of SRO.1040/2013 dated 05-12-2013 which has further amended Part IV of the Second Schedule to the Income Tax Ordinance, 2001, Federal Board of Revenue is pleased to issue the Circular for the purposes of said proviso and to specify the Proforma to claim exemption/immunity from audit under sections 177 and 214C.

**PART-I
(GENERAL)**

1. The immunity from audit is available under clause 84 through SRO.1040(I)/2013 to all persons i.e. an individual, AOP and company.
2. The persons who have already filed their returns, for tax year 2013, may revise their returns to claim immunity from audit under SRO 1040/2013 dated 5.12.2013 and no approval of Commissioner under section 114(6)(ba) of the Income Tax Ordinance, 2001, shall be required.
3. The immunity is also available to persons whose income for Tax Year 2012 was exempt, but their income for Tax Year 2013 is taxable. They would pay 25% more tax as compared to tax that would have been payable if the income of tax year 2012 was not exempt.
4. Tax required to be paid to avail the concession/immunity under the said SRO is to be computed in accordance with Proforma specified in Part II. Those who have already filed their revised return may file this Proforma by 31.12.2013. However, this does not amount to extension of the date for filing of returns which continues to remain 15.12.2013
5. Tax has been paid on or before the due date for filing of return.
6. Tax paid for Tax Year 2012 includes minimum tax under section 113 of the Income Tax Ordinance, 2001.

7. Cases where income declared is below the taxable limit of Rs 350,000 for Tax Year 2012 will not qualify for the said immunity/exemption.
8. For the purpose of comparison, tax paid as final tax or fixed tax or a separate block of income, shall not be taken into account either for tax year 2012 or 2013.
9. The income is not arrived at by lump sum addition.

**PART-II
(PROFORMA)**

The Proforma as per SRO.1040/2013 to be filed along with the Return is as under:-

- a) Where income was not exempt during tax year 2012.

1	Taxable Income declared for Tax Year 2012	
2	Whether taxable income revised/amended (Y/N) ?	
3	If Yes, latest amended taxable income for Tax Year 2012	
4	Tax Paid on Taxable Income	
5	25% of 4	
6	Minimum Tax Payable for Tax Year 2013 under SRO.1040/2013 (4+5)	
7	Tax Paid for tax year 2013	
8	CPR No.	
9	Whether Eligible for Immunity from audit (FOR OFFICIAL USE ONLY)	

- b) Where income was exempt during tax year 2012.

1	Income declared for Tax Year 2012	
2	Whether income for Tax Year 2012 Exempt (Y/N)?	
3	If answer to 2 is yes, tax payable if it was not exempt	
4	25% of 3	
5	Minimum Tax Payable for Tax Year 2013 under SRO.1040/2013 (3+4)	
6	Tax Paid for Tax Year 2013	
7	CPR No.	
8	Whether Eligible for Immunity from audit (FOR OFFICIAL USE ONLY)	

(Shabih ul Aijaz)
Secretary (Income Tax Policy)