

SPMR & ASSOCIATES

TDS RATE GUIDE FOR FINANCIAL YEAR 2015-2016 (Payment to Residents)

FINANCIAL YEAR 2015-2016 w.e.f. 01.04.2015			Rates of TDS		
Section	Nature of Payment	Exempted Amount (Rs.)	STATUS OF PAYEE		
			Gross Payments to a single party in one Financial Year		
			Individual / HUF	Partnership Firm	Companies
192	Salary	Rs.5,00,000 p.a.(Resident Super Senior Citizen) Rs. 2,50,000 p.a. (Resident Senior Citizen) Rs 2,00,000 p.a (Others)	Upto 5 Lacs - 10% 5 Lacs to 10 Lacs 20.0% above 10 Lacs - 30.0% (Average Rate of Income Tax Including Cess)	N.A.	N.A.
194A	Interest - (Other than Interest on Securities)-FD Interest/Post office	Rs. 10000 p.a.	10%	10%	10%
194B	Lottery /Cross Word Puzzle	Rs 10,000 p.a	10%	10%	10%
194C	Payment to Contractor/Sub-Contractor	(Rs. 30,000 with respect to one contract OR Rs. 75,000 with respect to the aggregate of contracts entered during the year)	1%	2%	2%
"	Advertisement	As above	1%	2%	2%
"	Contractor/Sub-contractor in Transport Business	As above	NIL, if Transporter Quotes PAN	NIL, if Transporter Quotes PAN	NIL, if Transporter Quotes PAN
194H	Commission/Brokerage to FD Brokers,Others Brokers(Property) & Channel Partner (Other than Commission on Shares & Securities)	Rs.5000 p.a.	10%	10%	10%
194I	Rent / Hire Charges:				
	For Immovable Property (including Godown & Car Parking Charges) & Furniture and Fittings	Rs.1,80,000 p.a.	10%	10%	10%
	For Machinery, Plant & Equipment: (Eg. AC, Refrigerator, Computers, Printers, Projectors, Cameras etc.)		2%	2%	2%
194IA	Compensation on transfer of certain immovable property other than agricultural land (w.e.f. 01.06.2013)	Below Rs. 50,00,000	1.000%	1.000%	1.000%
194J	Professional Fees	Rs. 30,000 p.a			
	Retainership Charges	As above			
	Training Fees	As above			
	Consultancy Fees	As above			
	Audit Fees	As above	10%	10%	10%
	Legal Fees	As above			
	Technical Fees	As above			
	Credit Rating Fees/Surveillance Fees	As above			
	Royalty	As above			
	Drafting Advertisement matter	As above			
194 LA	Compensation on acquisition of immovable property	Rs.2,00,000 p.a.	10%	10%	10%
194IA	Compensation on transfer of certain immovable property other than agricultural land (w.e.f. 01.06.2013)	Below Rs. 50,00,000	1%	1%	1%

Notes

1) Whenever Tax is deducted, it is necessary to obtain PAN of the party. If PAN is not quoted, than the deductor shall deduct tax at rate in force as in the act or 20% whichever is higher. The above provisions will also apply in case where the taxpayer files a declaration in form 15G/H but doesn't provide PAN

2) Time of Deduction

In case of Salary u/s 192 - At the time of Payment
In case of payment u/s 194A - At the time of Credit or Payment, which ever is earlier
194C, 194H, 194I, 194J, 194 LA, 194IA

3) The TDS deducted during the month is required to be paid to the credit of Central Government within one week from the last date of the month in which tax has been/should have been deducted. While the TDS deducted for the month of March, 16 has to be deposited upto 30 April, 2016

4) The Due Dates for filing Quarterly Statements for TDS are as under:

For quarter ended	Government Deductor	Non-Govt. Deductor
30-Jun-2015	31-Jul-2015	15-Jul-2015
30-Sep-2015	31-Oct-2015	15-Oct-2015
31-Dec-2015	31-Jan-2016	15-Jan-2016
31-Mar-2014	15-May-2016	15-May-2016

5) Failure to deduct or remit TDS (full or part)

- Interest at the rates of 1% for every month or part of month from date on which tax was deductible till the date tax is deducted and 1.5% p.m from the date tax is deducted to the date of payment to Government Account is chargeable.
- Penalty equal to the tax that was failed to be deducted/collected or remitted is leviable.
- In case of failure to remit the tax deducted/collected, rigorous imprisonment ranging from 3 months to 7 years and fine can be levied.

6) Consequence of Non-compliance of TDS Provisions

The whole expenditure shall be **disallowed** in the current previous year the in following cases: (In case of tax deducted u/s 194A/ 194C/ 194H/ 194I/ 194J)
Case I – If tax is **not deducted** in the current previous year the whole expenditure will be disallowed.

If tax is deducted in subsequent year, the expenditure will be allowed as deduction in the year in which TDS will be deposited by the assessee with the Government.
Case II – If tax is deductible (and is so deducted) during any month or **last month** (in month of March) but it is **not deposited** on or before the due date of submission of return of income u/s 139(1)

If tax is deposited with the Government after due date of submission of return of income, the expenditure will be deductible in that year in which tax will be deposited.

7) Certificate of Tax Deduction

Section **Time Limit**
192 On or before May 31, 2016 of the financial year immediately following the financial year in which tax is deducted

	For tax deducted in quarter	Due Dates
Others	30-Jun-2015	30-Jul-2015
	30-Sep-2015	30-Oct-2015
	31-Dec-2015	30-Jan-2015
	31-Mar-2016	30-May-2016

8) TDS shall be deposited **on line** by net banking only and not by any other means for corporate assesses and other than company to whom provisions of Sec 44AB are applicable.

9) For any other information related to Tax Deducted at Source (TDS), which is not mentioned above, kindly contact at **+91-11-4162 0055** or mail at **info@spmr.in**