## KTBA Presentation

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Razi Ahsan is an Advocate of the High Court & Tax Consultant.

He holds a diverse experience; having started his career from a renowned Multinational Corporation, he has served in various Senior Capacities.



Mr. Ahsan holds M.Sc, M.B.A (Finance) and LLB Degrees.

He is senior partner A.K. Shamim & Co Law Firm and Tax Consultants established in 1962, specialized in Direct & Indirect Taxation, Trade Mark, Company Laws, Property Documentation.

His client base includes prominent Companies, Professionals and Businessmen. He is also in visiting Faculty at NED University of Engineering & Technology CCEE where he teaches "Contract Law", "Business & Taxation Laws" and "Alternate Dispute Resolution".

Mr. Ahsan is currently **The General Secretary** of the Pakistan Food Association, **Member FPCCI Central Standing Committee** on "Direct Taxes". **Member FPCCI Central Standing Committee** on "Budget Proposals 2022-23". **An Elected Member of Karachi Tax Bar Association Executive Committee 2022-2023** and **Convener KTBA** "Diary & Publication Committee".

Mr. Ahsan holds Lifetime Membership of Korangi Trade & Industry Association (KATI), Marketing Association of Pakistan (MAP), Karachi Chamber of Commerce & Industry (KCCI), Karachi Bar Association (KBA), Karachi Tax Bar Association (KTBA), Sindh Bar Council (SBC), Life time Member of High Court Bar Association (HBA).

### **TOPICS**

- 1) e-Filling Of Income Tax Return, Wealth Statement Of Individuals,
- 2) Income Tax Filling Of AOP & Companies,
- 3) SME Income Tax Return,
- 4) Foreign Income & Foreign Assets,
- 5) and Maintenance Of Records

### **Brief Overview - Filling Return**

- Concept Nature Of Business (a) Manufacturer (b) Traders (c) Services (d) NGO/ NPO OTHER Income, Influx
- ► Tax Payer : Individual/ AOP/ Small & Medium Enterprise/ Builder & Developer / NGO/NPO OR Company
- ▶ Declaration Of Turnover/ Revenue and Its Precautions
- ► Concept of applicable Tax Regime on Individual, AOP Or Company
- ► Knowledge applicable Section(s) / Applicable Tax(s) Rate, Special Treatment (If any)
- Knowledge relevant Tax Allowances, Tax Credits, Tax Adjustments, WHT(s), Advance Tax OR Exemptions (If any)
- ► Whether Minimum Tax is applicable
- Whether Alternate Corporate Tax is applicable
- ► Whether Super Tax is applicable
- ▶ Date of Filing according to the financial year ending (Normal Tax Year OR Special Tax Year)
- ▶ Nature Of Business (a) Manufacturer (b) Traders (c) Services (d) NGO/ NPO OTHER Income
- Required documents
- ► Applicable TAX REGIME Normal Tax Regime/ Final Tax Regime / Min Tax
- Allowed Deduction e.g. (Sec 21) any expenditure in promotion, ad, publicity in excess of 10% incurred by Pharmaceutical Manufacturing is not allowed
- ▶ In case of section 116A [Resident having Foreign Income more than \$10K, Foreign Assets more than \$100K]
- ► How to File Gifts/ Loans/ Foreign Remittance / Agriculture Income etc.

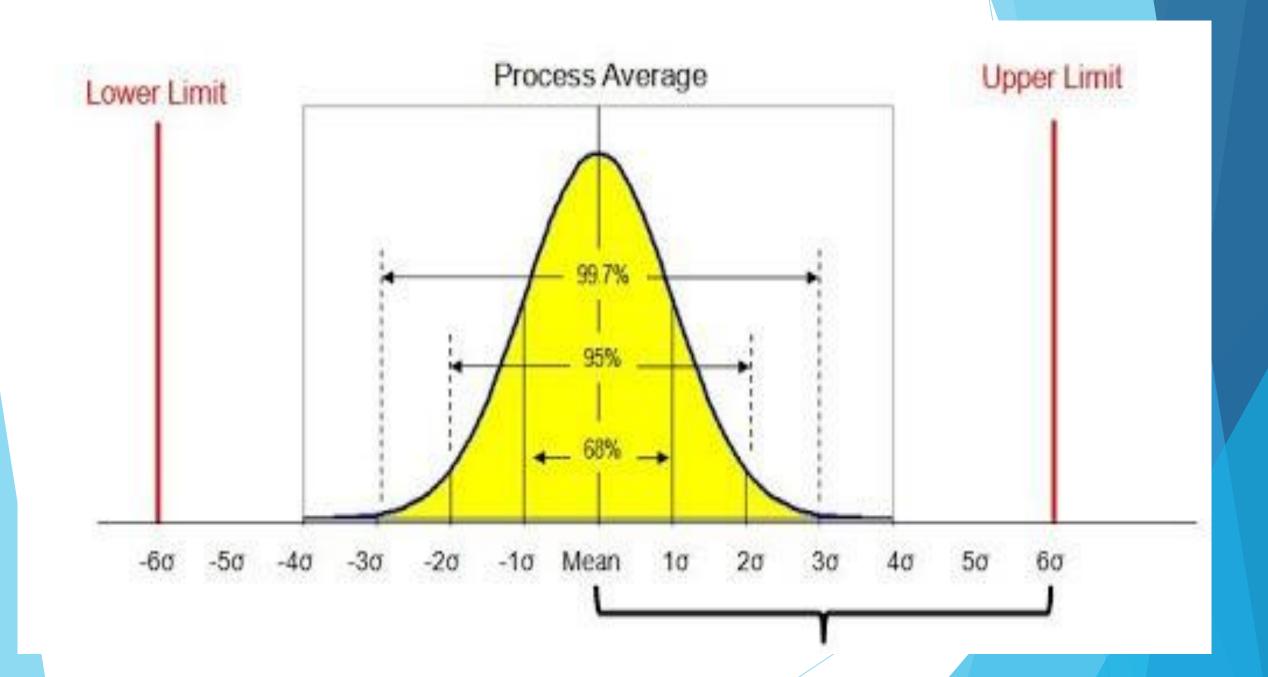
# Concept Evaluation

- 1. Mock Class Exercise/Case Study
- 2. Evaluation

# Concept & Analysis Of Data

## Limitation of Average, Importance of Std Deviation / 6 Sigma (Six Std Dev)

	Tailor-1	Tailor-2	Tailor-3	Tailor-4	Tailor-5	Tailor-6
Length of Pant No 1(inch)	42	42	44	40	33	41
Length of Pant No 2 (inch)	43	38	44	40	33	42
Length of Pant No 3 (inch)	40	38	44	40	32	42
Length of Pant No 4 (inch)	45	38	44	40	32	43
Length of Pant No 5 (inch)	46	46	44	42	49	43
Length of Pant No 6 (inch)	42	38	44	46	49	43
	43	46	44	46	49	43
Length of Pant No 7 (inch)	42	46	44	46	49	42.2
Length of Pant No 8 inch)						
Length of Pant No 9 (inch)	41	46	36	42	49	42.4
Length of Pant No 10 (inch)	40	46	36	42	49	42.4



Avg Length of Pant (inch)	42.4	42.4	42.4	42.4	42.4	42.4
Max Length of Pant (inch)	46	46	44	46	49	43
Min Length of Pant (inch)	40	38	36	40	32	41
Range (Mix - Min)	6	8	8	6	17	2
Std Deviation (In Length)	1.85	3.77	3.20	2.50	8.09	0.61
σ 1 (SD 1)	1.85	3.77	3.20	2.50	8.09	0.61
σ 2 (SD 2)	3.71	7.55	6.40	5.00	16.18	1.23
σ 3 (SD 3)	5.56	11.32	9.60	7.49	24.27	1.84
σ -31 (Sigma- 3)	36.84	31.08	32.80	34.91	18.13	40.56
σ- 2 (Sigma - 2)	38.69	34.85	36.00	37.40	26.22	41.17
σ -1 (Sigma -1)	40.55	38.63	39.20	39.90	34.31	41.79
σ 1 (Sigma 1)	44.25	46.17	45.60	44.90	50.49	43.01
σ 2 (Sigma 2)	46.11	49.95	48.80	47.40	58.58	43.63
σ 3 (Sigma 3)	47.96	53.72	52.00	49.89	66.67	44.24

# Understanding Of Relevant Section Of I.T. Ordinance for Filling

### . . .

### In a fiscal statute, there are generally three distinct types of provisions.

- 1. The Charging Provisions, which relate to the levy or charge of the tax, which usually state that tax is to be levied on what property, goods or income and in what manner and at what rate.
- 2. The Assessment Provisions, which deal with the assessments, calculations or quantifications of the tax for the purposes of determining the amount of tax due and payable or which has escaped collection or has been under assessed at a lower rate or on which excessive relief or refund has been allowed.
- 3. <u>The Collection Provisions</u>, which relate to the mode and manner of receipt or collection of the tax.
  - (Approved by Hon'ble Supreme Court of Pakistan in cases reported in PLD 1962 SC 335 and (1990) 62 Tax 74 SC Pak)

### Who can file online Income Tax Return

1. Taxpayer Self

2. Representative u/s 172

3. E-Intermediary Auth. Rep. u/s 223

### CHAPTER VI – SPECIAL INDUSTRIES - PART-II

Section 100 E  Special provisions relating to Small and Medium Enterprises	For tax year 2021 and onwards, the tax payable by a small and medium enterprise as defined in clause (59A) of section 2 shall be computed and paid in accordance with rules made under the Fourteenth Schedule  (2) The Board may prescribe a simplified return for a small and medium enterprise	

### CHAPTER-IX – MINMUM TAX

Section 113.	This section shall apply to a resident company, [permanent establishment of
	a non-resident company,] [, an individual (having turnover of [hundred]
Minimum Tax on the income of	of million rupees or above in the tax year [2017] or in any subsequent tax year)
certain persons	and an association of persons (having turnover of [hundred] million rupees
	or above in the tax year [2017] or in any subsequent tax year)] where, for
	any reason whatsoever allowed under this Ordinance, including any other
	law for the time being in force

Section 113C.

Alternative Corporate Tax

Notwithstanding anything contained in this Ordinance, for tax year 2014 and onwards, tax payable by a company 3[in respect of income which is subject to tax under Division II of Part I of the First Schedule or minimum tax under any of the provisions of this Ordinance"] shall be higher of the Corporate Tax or Alternative Corporate Tax

Section 114 (1) Return of income	Persons required to furnish a return
Section 114 (1A)	'Income from business' exceeds rupees three hundred thousand but does not exceed rupees [four hundred thousand] in a tax year is also required to furnish return of income from the tax year.
Section 114 (2)	Prescribed form and shall be accompanied by such annexures, statements or documents as may be prescribed
Section 114 (2A)	A return of income filed electronically on the web or any magnetic media or any other computer readable media as may be specified by the Board shall also be deemed to be a return for the purpose of sub-section (1)
Section 114 (3)	The Commissioner may, by notice in writing, require a person, or a person's representative, as the case may be, to furnish a return of income by the date specified in the notice for a period of less than twelve months
Section 114 (4)	Subject to sub-section (5), the Commissioner may, by notice in writing, require any person who, in the Commissioner's opinion, is required to file a return of income under this section for a tax year or assessment year but who has failed to do so to furnish a return of income for that year within thirty days from the date of service of such notice

Section 114 (5)	A notice under sub-section (4) may be issued [in respect of one or more] [of the] last five completed tax years [or assessment years]  Provided that in case of a person who has not filed return for any of the last five completed tax years, notice under sub-section (4) may be issued in respect of one or more of the last ten completed tax years
Section 114 (6)	Subject to sub-section (6A), any person who, having furnished a return, discovers any omission or wrong statement therein, may file revised return subject to the following conditions  Every return purporting to be made or signed by, or on behalf of a person shall be treated as having been duly made by the person or with the person's authority until the person proves the contrary.
Section 114 (6A)	If a taxpayer [files] a revised return voluntarily along with deposit of the amount of tax short paid or amount of tax sought to be evaded along with the default surcharge, whenever it comes to his notice, before receipt of notice under sections 177 or subsection(9) of 122, no penalty shall be recovered from him
114A. Business Bank Account	Every taxpayer shall declare to the Commissioner the bank account utilized by the taxpayer for business transactions

Section 114B.  Powers to enforce Filing of	Notwithstanding anything contained in any other law for the time being in force, the Board shall have the powers to issue income tax general order in respect of persons who are not appearing on active
Returns	taxpayers' list but are liable to file return under the provisions of the Ordinance.
Section 115	The following persons shall not be required to furnish a return of income for a tax year solely by reason of [sub-clause (iii) [, (iv),(v) and
Persons not required to furnish a return of income.	(vi)]] of clause (b) of sub-section (1) of section 114
	A widow; an orphan below the age of twenty-five years; a disabled person; or in the case of ownership of immovable property, a non-resident person

Section 116 Wealth Statement	Commissioner may, by notice in writing, require any person [being an individual] to furnish, on the date specified in the notice, a statement (hereinafter referred to as the "wealth statement") in the prescribed form and verified in the prescribed manner giving particulars of
Section 116 (2)	Every resident taxpayer [being an individual] filing a return of income for any tax year[] shall furnish a wealth statement [and wealth reconciliation statement] for that year along with such return
Section 116 (3)	Where a person, who has furnished a wealth statement, discovers any omission or wrong statement therein, he may, without prejudice to any liability incurred by him under any provision of this Ordinance, furnish a revised wealth statement [along with the revised wealth reconciliation and the reasons for filing revised wealth statement,
Section 116(A)	Every resident taxpayer being an individual having foreign income of not less than ten thousand United States dollars or having foreign assets with a value of
Foreign Income and Assets Statement	not less than one hundred thousand United States dollars shall furnish a statement, hereinafter referred to as the foreign income and assets statement, in the prescribed form and verified in the prescribed manner giving particulars of

### CHAPTER X PROCEDURE PART-I RETURNS- Section 114

### (1) Subject to this Ordinance, the following persons are required to furnish a return of income for a tax year, namely:

- (a) Every company;
- (ab) Every person (other than a company) whose taxable income for the year exceeds the maximum amount that is not chargeable to tax under this Ordinance for the year;
- (ac) Any non-profit organization as defined in clause (36) of section 2
- (ae) every person whose income for the year is subject to final taxation under any provision of this Ordinance;
- (b) any person not covered by clause 2[(a), (ab), (ac) or (ad)] who,—
- i. has been charged to tax in respect of any of the two preceding tax years;
- ii. claims a loss carried forward under this Ordinance for a tax year;
- iii. owns immovable property with a land area of [five hundred] square yards or more or owns any flat located in areas falling within the municipal limits existing immediately before the commencement of Local Government laws in the provinces; or areas in a Cantonment; or the Islamabad Capital Territory
- iv. owns immoveable property with a land area of five hundred square yards or more located in a rating area;
- v. owns a flat having covered area of two thousand square feet or more located in a rating area;]
- vi. owns a motor vehicle having engine capacity above 1000 CC;
- vii. has obtained National Tax Number; or

### CHAPTER X PROCEDURE PART-I RETURNS- Section 114

(viii) is the holder of commercial or industrial connection of electricity where the amount of annual bill exceeds rupees [five hundred thousand]

- (ix) is [a resident person] registered with any chamber of commerce and industry or any trade or business association or any market committee or any professional body including Pakistan Engineering Council, Pakistan Medical and Dental Council, Pakistan Bar Council or any Provincial Bar Council, Institute of Chartered Accountants of Pakistan or Institute of Cost and Management Accountants of Pakistan; or
- (x) Resident person being an individual required to file foreign income and assets statement under section 116A
- (c) persons or classes of persons notified by the Board with the approval of the Minister in-charge.
- (1A) Every individual whose income under the head 'Income from business' exceeds rupees three hundred thousand but does not exceed rupees [four hundred thousand] in a tax year is also required to furnish return of income from the tax year.
- (2) A Return of Income -

shall be in the prescribed form and shall be accompanied by such annexures, statements or documents as may be prescribed:

Provided that the Board may prescribe different returns for different classes of income or persons including persons subject to final taxation;]

shall fully state all the relevant particulars or information as specified in the form of return, including a declaration of the records kept by the taxpayer;

shall be signed by the person, being an individual, or the person's representative where section 172 applies

- (d) shall be accompanied with evidence of payment of due tax as per return of income;
- (e) shall be accompanied with a wealth statement as required under section 116 [; and]
- (f) shall be accompanied with a foreign income and assets statement as required under section 116A

### CHAPTER X PROCEDURE PART-I RETURNS- Section 114

- (2A) A return of income filed electronically on the web or any magnetic media or any other computer readable media as may be specified by the Board shall also be deemed to be a return for the purpose of sub-section (1); and the Board may, by notification in the official Gazette, make rules for determining eligibility of the data of such returns and e-intermediaries who will digitise the data of such returns and transmit the same electronically to the Income Tax Department under their digital signatures[and other matters relating to electronic filing of returns, statements or documents, etc.
- (3) The Commissioner may, by notice in writing, require a person, or a person's representative, as the case may be, to furnish a return of income by the date specified in the notice for a period of less than twelve months, where –
- (a) the person has died; (b) the person has become bankrupt or gone into liquidation; (c) the person is about to leave Pakistan permanently; (e) the Commissioner otherwise considers it appropriate to require such a return to be furnished.
- (4) Subject to sub-section (5), the Commissioner may, by notice in writing, require any person who, in the Commissioner's opinion, is required to file a return of income under this section for a tax year or assessment year but who has failed to do so to furnish a return of income for that year within thirty days from the date of service of such notice or such longer or shorter period as may be specified in such notice or as the Commissioner may allow.
- (5) A notice under sub-section (4) may be issued [in respect of one or more] [of the] last five completed tax years [or assessment years]
- Provided that in case of a person who has not filed return for any of the last five completed tax years, notice under sub-section (4) may be issued in respect of one or more of the last ten completed tax years.
- Provided further that the time-limitation provided under this sub- section shall not apply if the Commissioner is satisfied on the basis of reasons to be recorded in writing that a person who failed to furnish his return has foreign income or owns foreign assets.

### (6) Subject to sub-section (6A), any person who, having furnished a return, discovers any omission or wrong statement therein, may file revised return subject to the following conditions, namely

- (a) it is accompanied by the revised accounts or revised audited accounts, as the case may be Provided that Commissioner may waive this condition if the Commissioner is satisfied that filing of revised accounts or audited accounts is not necessary
- (b) the reasons for revision of return, in writing, duly signed, by the taxpayers are filed with the return
- (ba) it is accompanied by approval of the Commissioner in writing for revision of return; and
- (c) taxable income declared is not less than and loss declared is not more than income or loss, as the case may be, determined by an order issued under sections 121, 122, 122A, 129, 132, 133 or 221:- Provided that if any of the above conditions is not fulfilled, the return furnished shall be treated as an invalid return as if it had not been furnished] Provided further that the condition specified in clause (ba) shall not apply if revised return is filed within sixty days of filing of return

(6A) If a Taxpayer [files] a revised return voluntarily along with deposit of the amount of tax short paid or amount of tax sought to be evaded along with the default surcharge, whenever it comes to his notice, before receipt of notice undersections 177 or sub-section(9) of 122, no penalty shall be recovered from him:

Provided that in case the taxpayer [deposits] the amount of taxas pointed out by the Commissioner during the audit or before the issuance of notice under sub-section (9) of section 122, he shall deposit the amount of tax sought to be evaded, the default surcharge and twenty-five *per cent* of the penalties leviable under the Ordinance along with the revised return:

Provided further that in case the taxpayer [revises] the return after the issuance of a show cause notice under sub-section (9) of section 122, he shall deposit the amount of tax sought to be evaded, default surcharge and fifty *per cent* of the leviable penalties under the Ordinance along with the revised return and thereafter, the show cause notice shall stand abated.]

(7) Every return purporting to be made or signed by, or on behalf of a person shall be treated as having been duly made by the person or with the person's authority until the person proves the contrary.

- **114A.** Business Bank Account.— (1) Every taxpayer shall declare to the Commissioner the bank account utilized by the taxpayer for business transactions.
- (2) Business bank account shall be declared through original or modified registration form prescribed under section 181.
- **114B.** Powers to Enforce Filing Of Returns.— (1) Notwithstanding anything contained in any other law for the time being in force, the Board shall have the powers to issue income tax general order in respect of persons who are not appearing on active taxpayers' list but are liable to file return under the provisions of the Ordinance.
- (2) The income tax general order issued under sub-section (1) may entail any or all of the following consequences for the persons mentioned therein, namely:—
- a) disabling of mobile phones or mobile phone SIMS;
- b) discontinuance of electricity connection; or
- c) discontinuance of gas connection
- (3) The Board or the Commissioner having jurisdiction over the person mentioned in the income tax general order may order restoration of mobile phones, mobile phone SIMS and connections of electricity and gas, in cases where he is satisfied that
- a) the return has been filed; or
- b) person was not liable to file return under the provisions of the Ordinance
- (4) No person shall be included in the general order under sub-section (1) unless following conditions have been met with, namely
- (a) notice under sub-section (4) of section 114 has been issued; (b) date of compliance of the notice under sub-section (4) of section
- 114 has elapsed; and (c) the person has not filed the return.
- The action under this section shall not preclude any other action provided under the provisions of the Ordinance

### Wealth statement.— Section 116

**Wealth statement.— (1) [The] Commissioner may, by notice in writing, require any person** [being an individual] to furnish, on the date specified in the notice, a statement (hereinafter referred to as the "wealth statement") in the prescribed form and verified in the prescribed manner giving particulars of —

(2) Every resident taxpayer [being an individual] filing a return of income for any tax year[] shall furnish a wealth statement [and wealth reconciliation statement] for that year along with such return

[Provided that every member of an association of persons shall also furnish wealth statement and wealth reconciliation statement for the year along with return of income of the association.]

(3) Where a person, who has furnished a wealth statement, discovers any omission or wrong statement therein, he may, without prejudice to any liability incurred by him under any provision of this Ordinance, furnish a revised wealth statement [along with the revised wealth reconciliation and the reasons for filing revised wealth statement,] [under intimation to the Commissioner in the prescribed form and manner,]at any time before 2[the receipt of notice under sub- section (9) of section 122, for the tax year to which it relates

Provided that where the Commissioner is of the opinion that the revision under this sub-section is not for the purpose of correcting a bona fide omission or wrong statement, he may declare such revision as void through an order in writing after providing an opportunity of being heard.

Explanation.- For the removal of doubt it is clarified that wealth statement cannot be revised after the expiry of five years from the due date of filing of return of income for that tax year.]

### 116A. Foreign Income and Assets Statement.—

- (1) Every resident taxpayer being an individual having foreign income of not less than ten thousand United States dollars or having foreign assets with a value of not less than one hundred thousand United States dollars shall furnish a statement, hereinafter referred to as the foreign income and assets statement, in the prescribed form and verified in the prescribed manner giving particulars of—
- a) the person's total foreign assets and liabilities as on the last day of the tax year;
- b) any foreign assets transferred by the person to any other person during the tax year and the consideration for the said transfer; and
- c) complete particulars of foreign income, the expenditure derived during the tax year and the expenditure wholly and necessarily for the purposes of deriving the said income
  - (2) The Commissioner may by a notice in writing require any person being an individual who, in the opinion of the Commissioner on the basis of reasons to be recorded in writing, was required to furnish a foreign income and assets statement under sub-section (1) but who has failed to do so to furnish the foreign income and assets statement on the date specified in the notice.

### REPRESENTATIVES

### **172.** Representatives.—

- (1) For the purposes of this Ordinance and subject to sub-sections (2) and (3), "representative" in respect of a person for a tax year, means —
- (a) Where the person is an individual under a legal disability, the guardian or manager who receives or is entitled to receive income on behalf, or for the benefit of the individual;
- (b) Where the person is a company (other than a trust, a Provincial Government, or 1[Local Government] in Pakistan), the principal officer of the company;
- (c) where the person is a trust declared by a duly executed instrument in writing whether testamentary or otherwise (including any Wakf deed which is valid under the MussalmanWakf Validation Act, 1913 (VI of 1913)), any trustee of the trust;
- (d) where the person is a Provincial Government, or 2[Local Government] in Pakistan, any individual responsible for accounting for the receipt and payment of moneys or funds on behalf of the Provincial Government or 3[Local Government];
- (e) where the person is an association of persons, the principal officer of the association or, in the case of a firm, any partner in the firm;
- (f) where the person is the Federal Government, any individual responsible for accounting for the receipt and payment of moneys or funds on behalf of the Federal Government; or
- (g) where the person is a public international organisation, or a foreign government or political sub-Division of a foreign government, any individual responsible for accounting for the receipt and payment of moneys or funds in Pakistan on behalf of the organisation, government, or political sub-Division of the government.

- (2) Where the Court of Wards, the Administrator General, the Official Trustee, or any receiver or manager appointed by, or under, any order of a Court receives or is entitled to receive income on behalf, or for the benefit of any person, such Court of Wards, Administrator General, Official Trustee, receiver, or manager shall be the representative of the person for a tax year for the purposes of this Ordinance.
- (3) Subject to sub-sections (4) and (5), where a person is a non-resident person, the representative of the person for the purposes of this Ordinance for a tax year shall be any person in Pakistan –
- (a) who is employed by, or on behalf of, the non-resident person; (b) who has any business connection with the non-resident person *Explanation*.— In this clause the expression "business connection" includes transfer of an asset or business in Pakistan by a non-resident; (c) from or through whom the non-resident person is in receipt of any income, whether directly or indirectly; (d) who holds, or controls the receipt or disposal of any money belonging to the non-resident person; (e) who is the trustee of the non-resident person; or (f) Who is declared by the Commissioner by [an order] in writing to be the representative of the non-resident person
- (4) A bonafide independent broker in Pakistan who, in respect of any transactions, does not deal directly with, or on behalf of, a non-resident principal but deals with, or through a non-resident broker, shall not be treated as a representative of the non-resident principal in respect of such transactions, if (a) The transactions are carried on in the ordinary course of business through the first-mentioned broker; and (b) The non-resident broker is carrying on such transactions in the ordinary course of its business and not as a principal
- (5) No person shall be declared as the representative of a non- resident person unless the person has been given an opportunity by the Commissioner of being heard.

### Appearance by authorized representative. — Section-223

- **223.** Appearance by authorised representative. (1) Any taxpayer who is entitled or required to attend before the Commissioner, the Commissioner (Appeals) or the Appellate Tribunal in connection with any proceeding under this Ordinance may, except when required under section 176 to attend personally, attend by an authorized representative.
- (2) For the purposes of this section and subject to sub-section (3), an authorized representative of a taxpayer shall be a person who is a representative of the person under section 172 and any of the following persons, namely:—

  (a) A relative of the taxpayer; (b) a current full-time employee of the taxpayer (c) any officer of a scheduled bank with which the taxpayer maintains a current account or has other regular dealings; (d) any legal practitioner entitled to practice in any Civil Court in Pakistan; (e) any accountant; or (f) any income tax practitioner.

### (3) For the purposes of this section —

(a) no person who has been dismissed or removed from service in the Income Tax Department shall be entitled to represent a taxpayer under sub-section (1); (b) no person having resigned from service after having been employed in the Income Tax Department for not less than two years shall be entitled to represent a taxpayer under sub-section for a period of two years from the date of resignation; (c) no person having retired from service in the Income Tax Department shall be entitled to represent a taxpayer under sub-section (1) for a period of one year from the date of retirement in any case in which the person had made or approved, as the case may be, any order of assessment, refund or appeal within one year before the date of retirement; or (d) no person who has become insolvent shall be entitled to represent a taxpayer under sub-section (1) for so long as the insolvency continues; (e) no person who has been convicted of an offence in relation to any income tax proceedings under this Ordinance shall be entitled to represent a taxpayer under sub-section (1) for such period as the Commissioner may, by order in writing, determine

### Appearance by authorized representative. — Section-223

- (4) Where any legal practitioner or accountant is found guilty of misconduct in a professional capacity by any authority entitled to take disciplinary action against the legal practitioner or accountant, an order passed by that authority shall have effect in relation to any right to represent a taxpayer under sub-section (1) as it has in relation to the person's right to practice as a legal practitioner or accountant.
- (5) Where any person (other than a person to whom sub-section (4) applies) is found guilty of misconduct in relation to any income tax proceeding, the Commissioner may, by an order in writing, direct that the person cease to represent a taxpayer under sub-section (1) before the Commissioner, Commissioner (Appeals) or Appellate Tribunal.
- (6) The Commissioner shall not make an order under clause (e) of sub-section (3) or sub-section (5) in respect of any person, unless the Commissioner has given the person a reasonable opportunity to be heard.
- (7) Any person against whom an order under clause (e) of sub-section (3) or sub-section (5) has been made may, within thirty days of service of notice of the order, appeal to the 1[Board] to have the order cancelled.
- (8) The [Board] may admit an appeal after the expiration of the period specified in sub-section (7) if satisfied that the appellant was prevented by sufficient cause from lodging the appeal within the period.

- (9) No order made under clause (e) of sub-section (3) or sub-section (5) shall take effect until thirty days after notice of the order is served on the person or, where an appeal has been lodged under sub-section (7), until the disposal of the appeal.
- (10) The [Board] may make rules under section [237] for the registration of income tax practitioners and related matters, including establishing a code of conduct for such practitioners.

### (11) In this section – "accountant" means –

- a) a chartered accountant within the meaning of the Chartered Accountants Ordinance, 1961 (X of 1961);
- b) a cost and management accountant within the meaning of the Cost and Management Accountants Act, 1966 (XIV of 1966); or
- c) a member of any association of accountants recognised for the purposes of this section by the [Board]; and

### Chapter-VI- SPECIAL INDUSTRIES- PART-II

**100.** Special provisions relating to the production of oil and natural gas, and exploration and extraction of other mineral deposits.—(1) Subject to sub- section (2), the profits and gains from —and the tax payable thereon shall be computed in accordance with the rules in Part I of the Fifth Schedule.

(2) Sub-section (1) shall not apply to the profits and gains attributable to the production of petroleum including natural gas discovered before the 24th day of September, 1954

[Provided that the for tax year 2017 and onward the provisions of this sub-section shall not apply on profit and gains derived from sui gas field.]

(3) The profits and gains of any business which consists of, or includes, the exploration and extraction of such mineral deposits of a wasting nature (not being petroleum or natural gas) as may be specified in this behalf by the [Board with the approval of the Minister-in-charge] carried on by a person in Pakistan shall be computed in accordance with the rules in Part II of the Fifth Schedule.

**100A.** Special provisions relating to banking business.—(1) Subject to sub-section (2), the income, profits and gains of any banking company as defined in clause (7) of section 2 and tax payable thereon shall be computed in accordance with the rules in the Seventh Schedule.

- (2) Sub-section (1) shall apply to the profits and gains of the banking companies relevant to tax year 2009 and onwards.
- (3) Notwithstanding anything contained in sub-section (1), income, profits and gains and tax payable thereon shall be computed subject to the limitations and provisions contained in Chapters VII and VIII.]

### CH-X, PART VIII - RECORDS, INFORMATION COLLECTION AND AUDIT

Section 174 Records.— (1) Unless otherwise authorized by the Commissioner, every taxpayer shall maintain in Pakistan such accounts, documents and records as may be prescribed.

- (2) The Commissioner may disallow 1[or reduce] a taxpayer's claim for a deduction if the taxpayer is unable, without reasonable 2[cause], to provide a receipt, or other record or evidence of the transaction or circumstances giving rise to the claim for the deduction.
- (3) The accounts and documents required to be maintained under this section shall be maintained for [six] years after the end of the tax year to which they relate

[Provided that where any proceeding is pending before any authority or court the taxpayer shall maintain the record till final decision of the proceedings.]

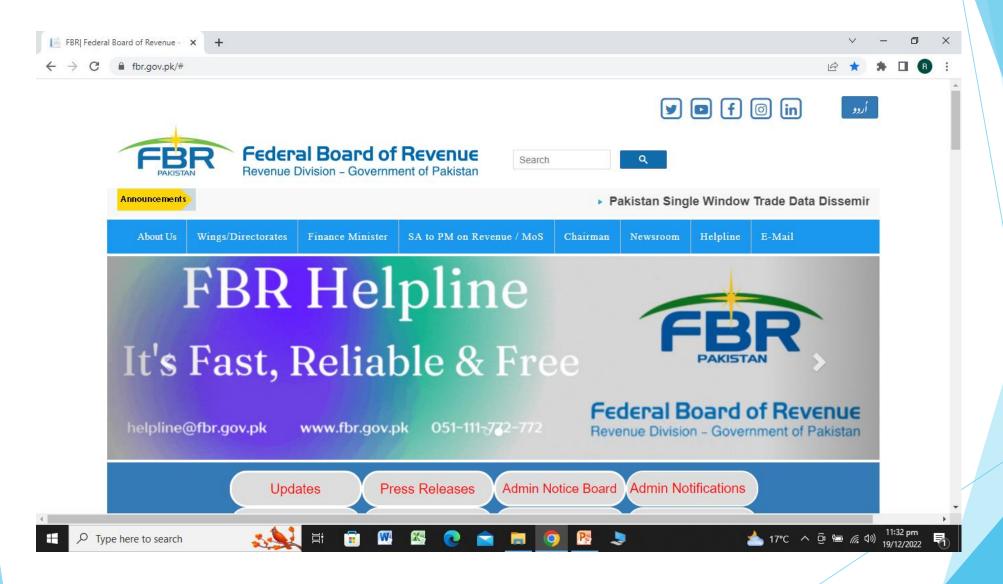
[Explanation. — Pending proceedings include proceedings for assessment or amendment of assessment, appeal, revision, reference, petition or prosecution and any proceedings before an Alternative Dispute Resolution Committee

Provided that limitation prescribed under this sub-section shall not apply to the records pertaining to income, assets, expenses or transactions to which clause (ii) of sub-section (2) of section 111 applies.]

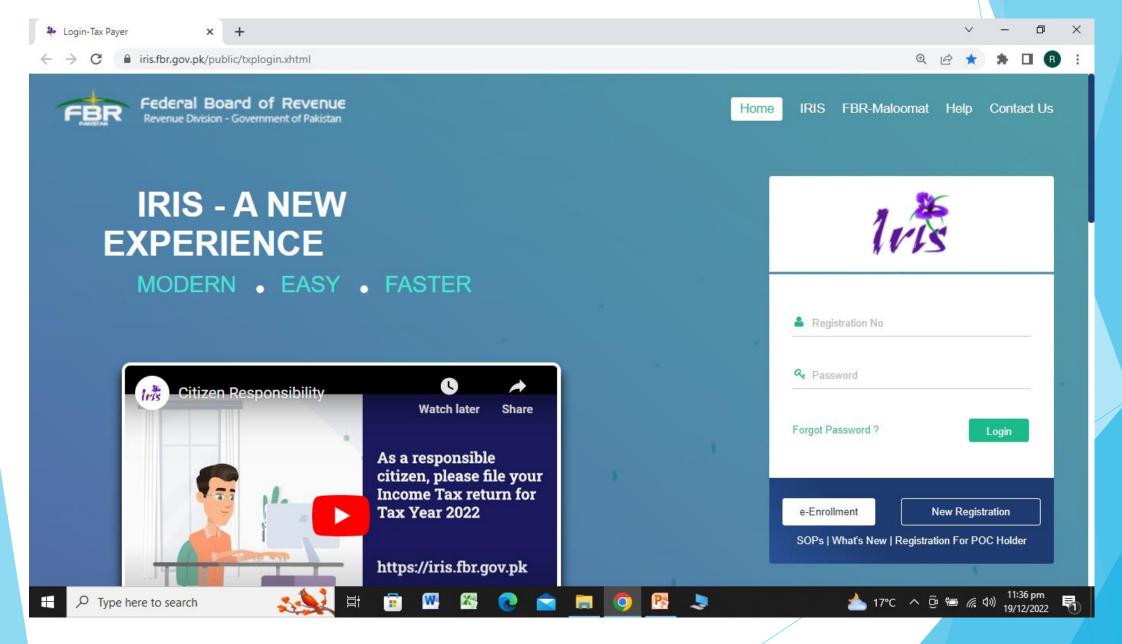
- 4) For the purpose of this section, the expression "deduction" means any amount debited to trading account, manufacturing account, receipts and expenses account or profit and loss account.]
- 5) The Commissioner may require any person to install and use an Electronic Tax Register of such type and description as may be prescribed for the purpose of storing and accessing information regarding any transaction that has a bearing on the tax liability of such person.]

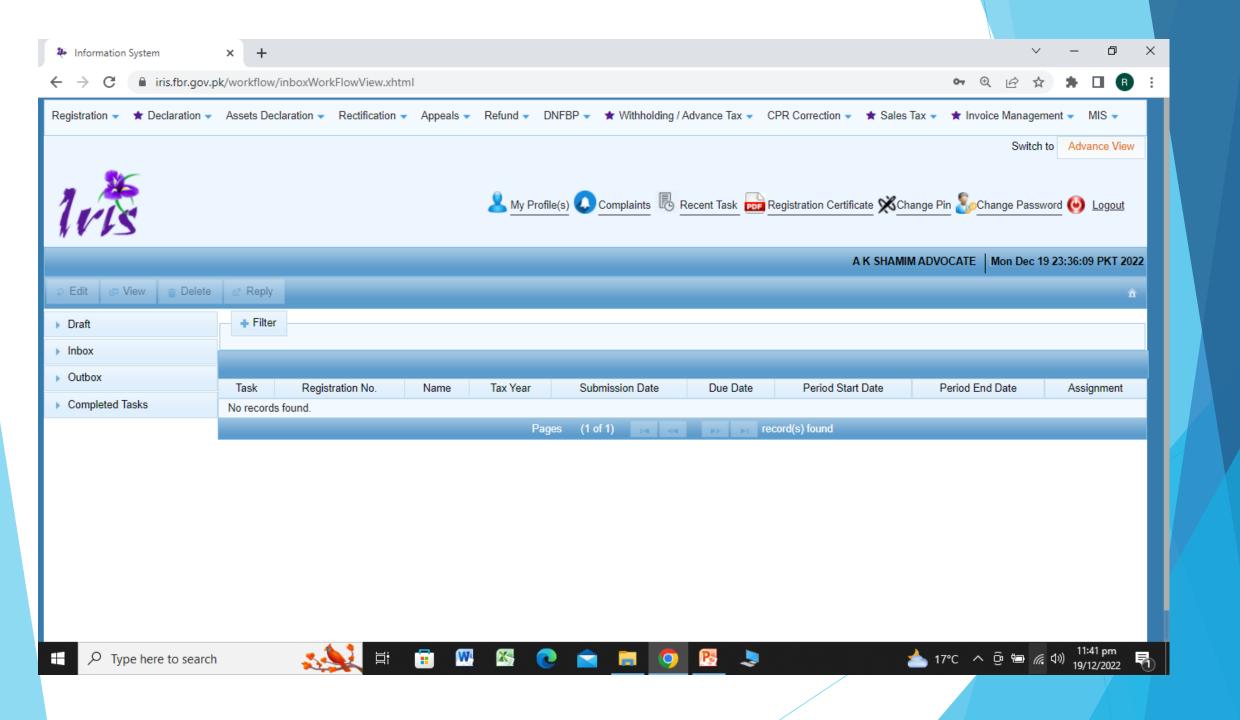
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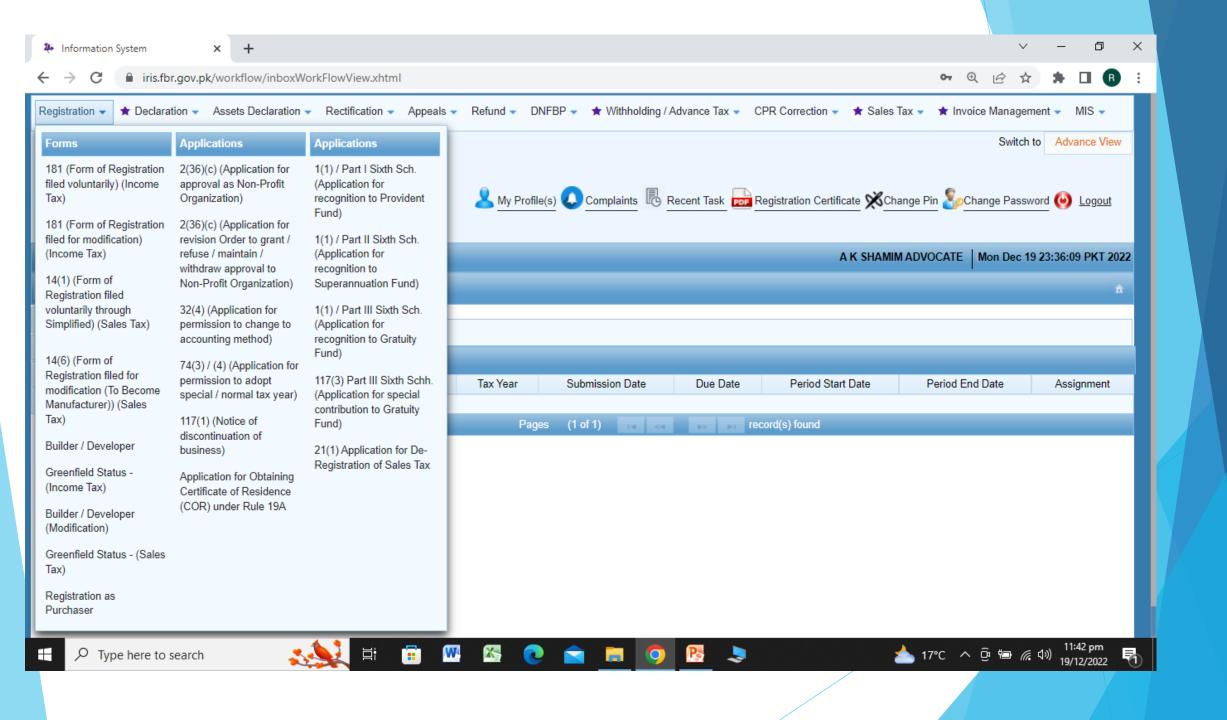
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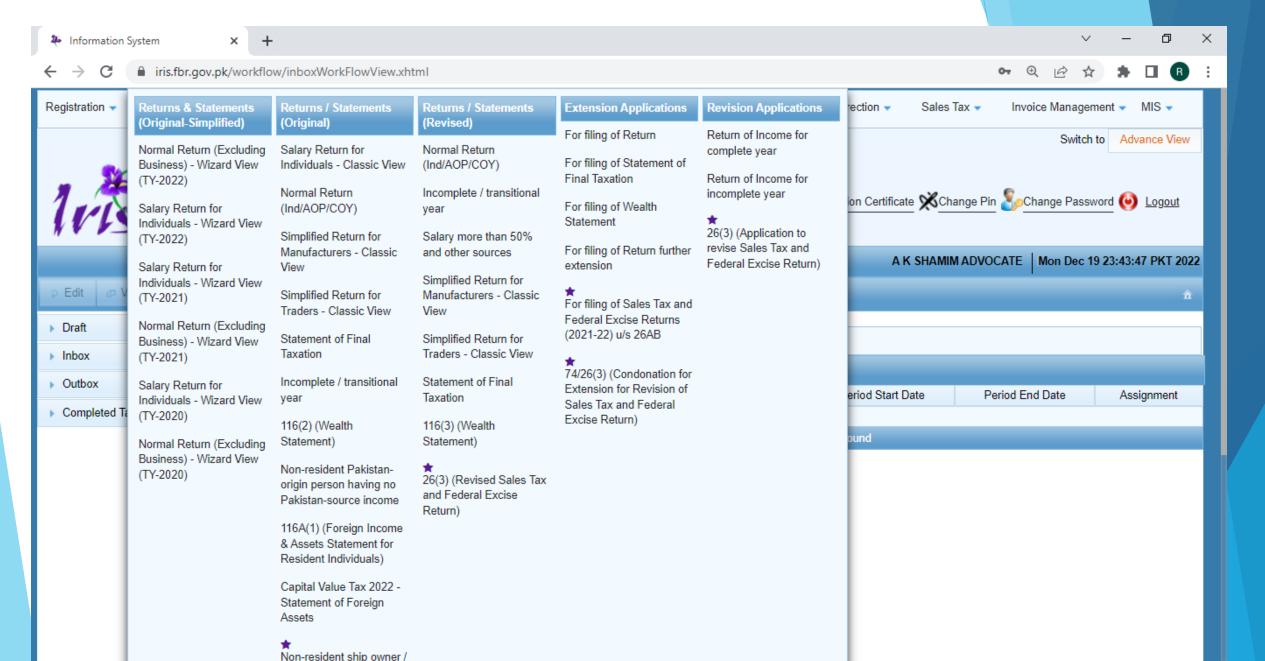


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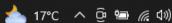












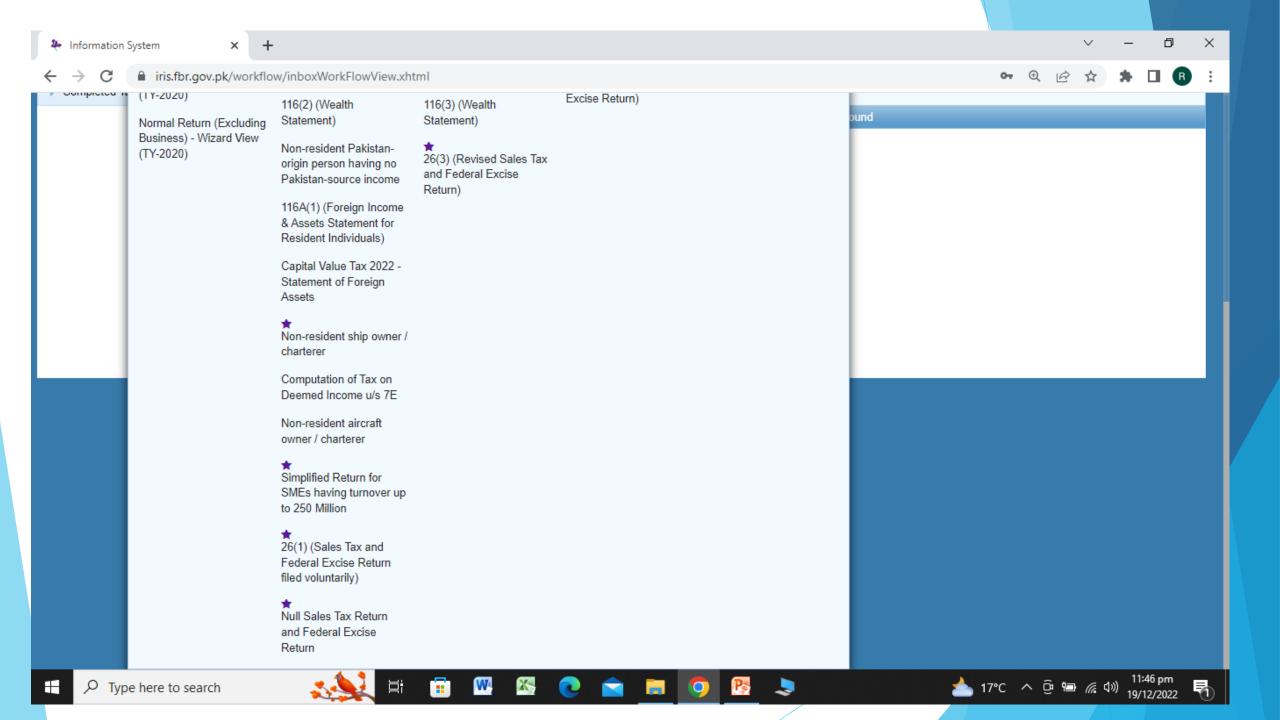


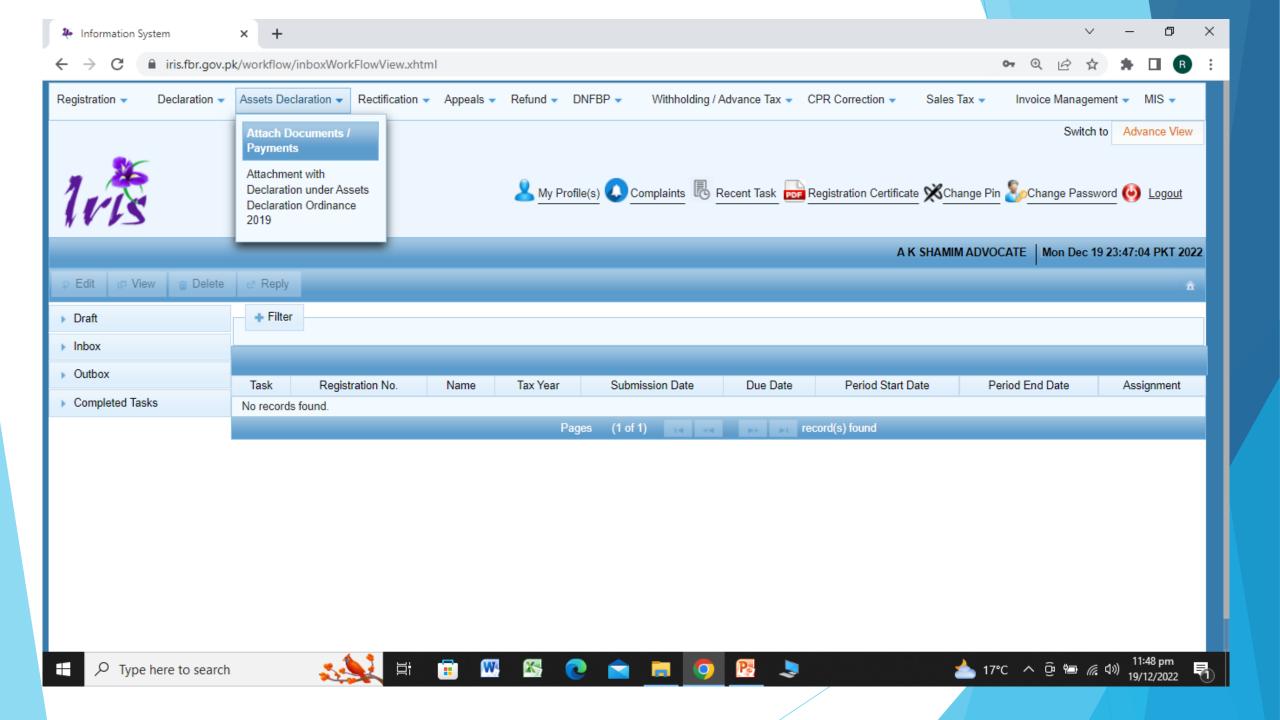


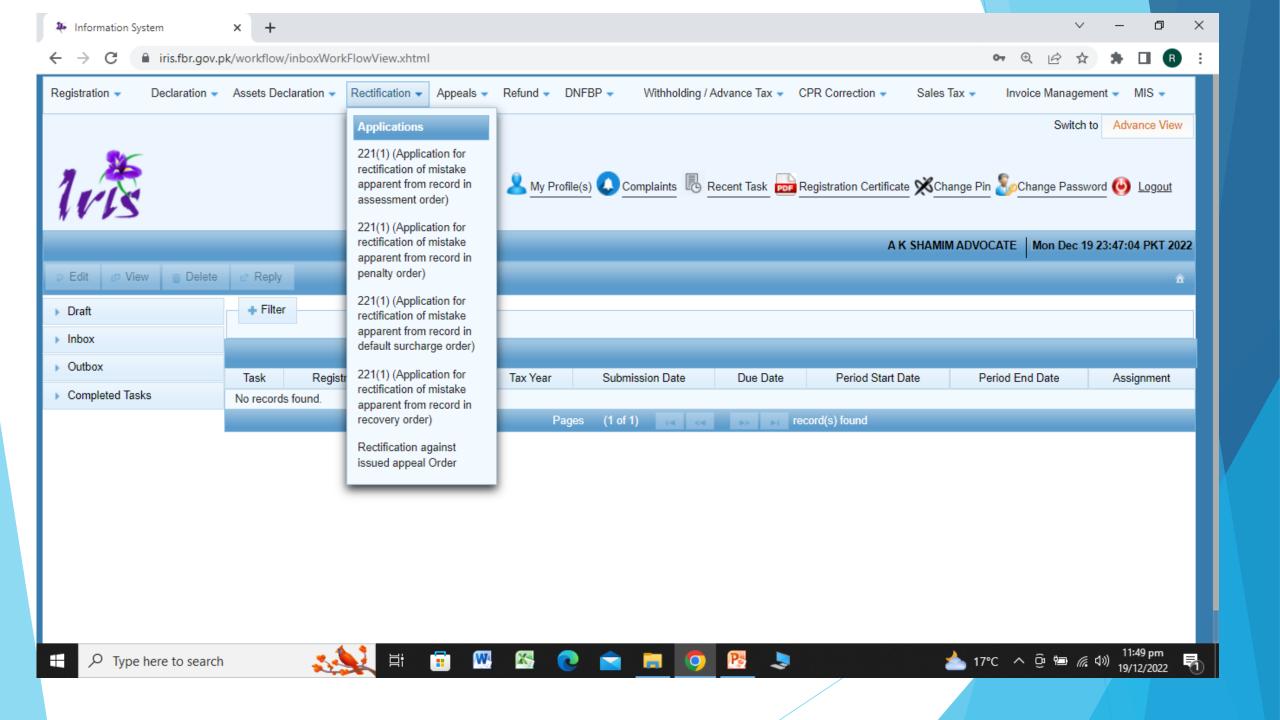


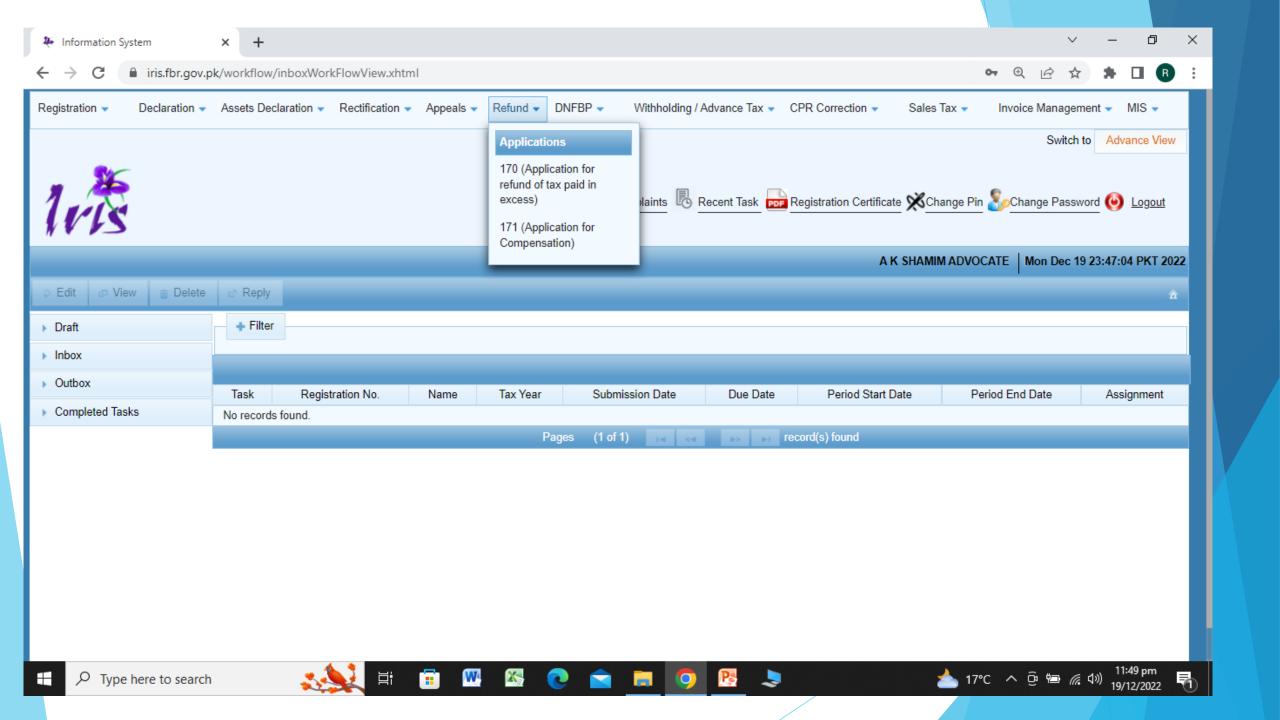


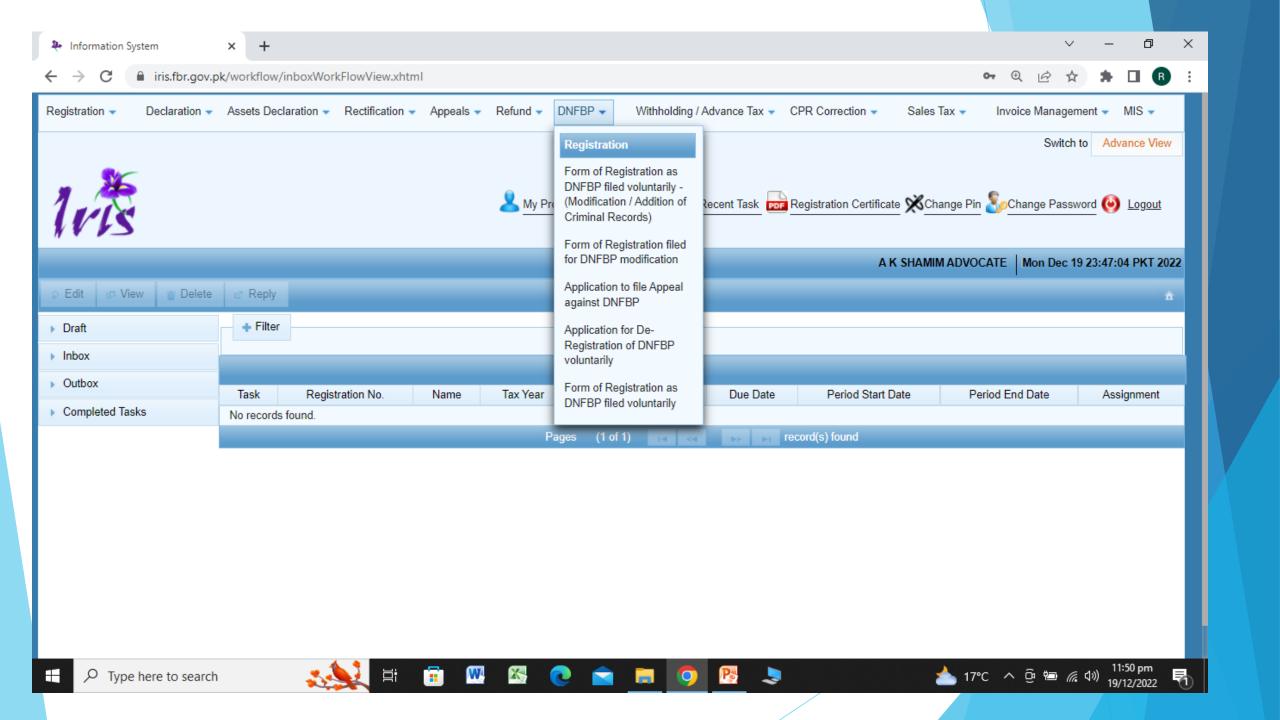






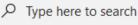


















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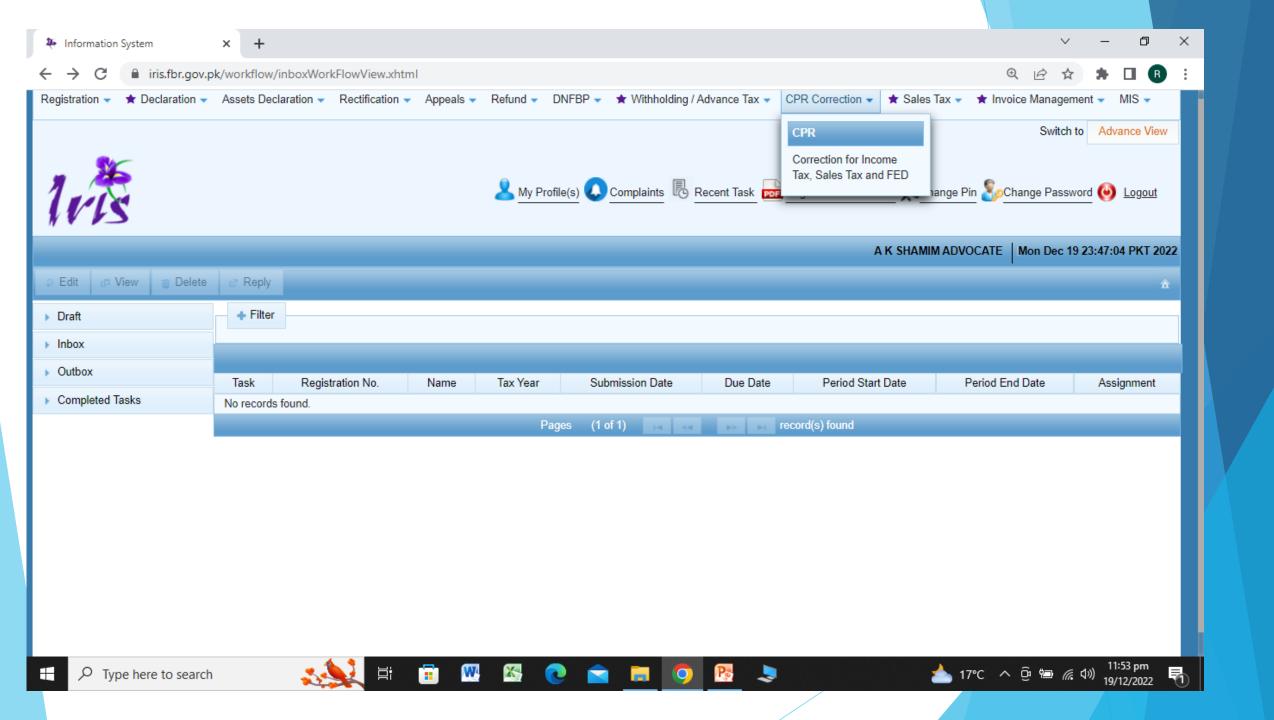


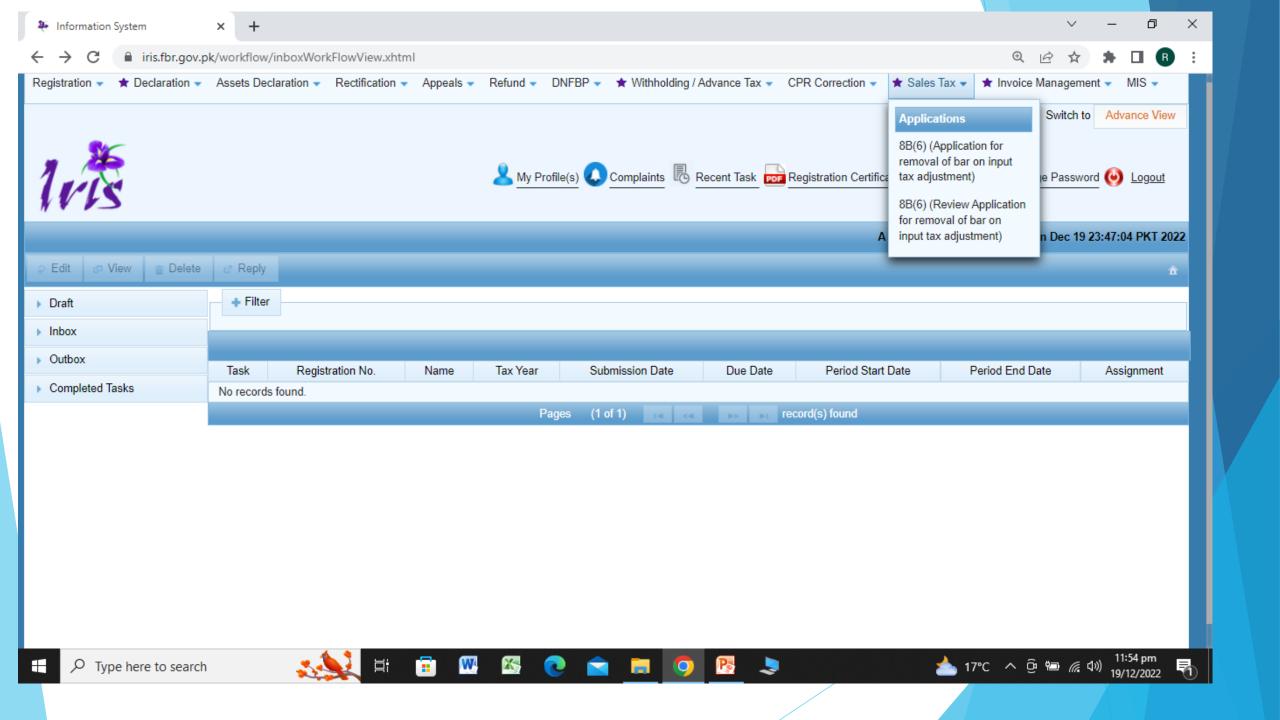


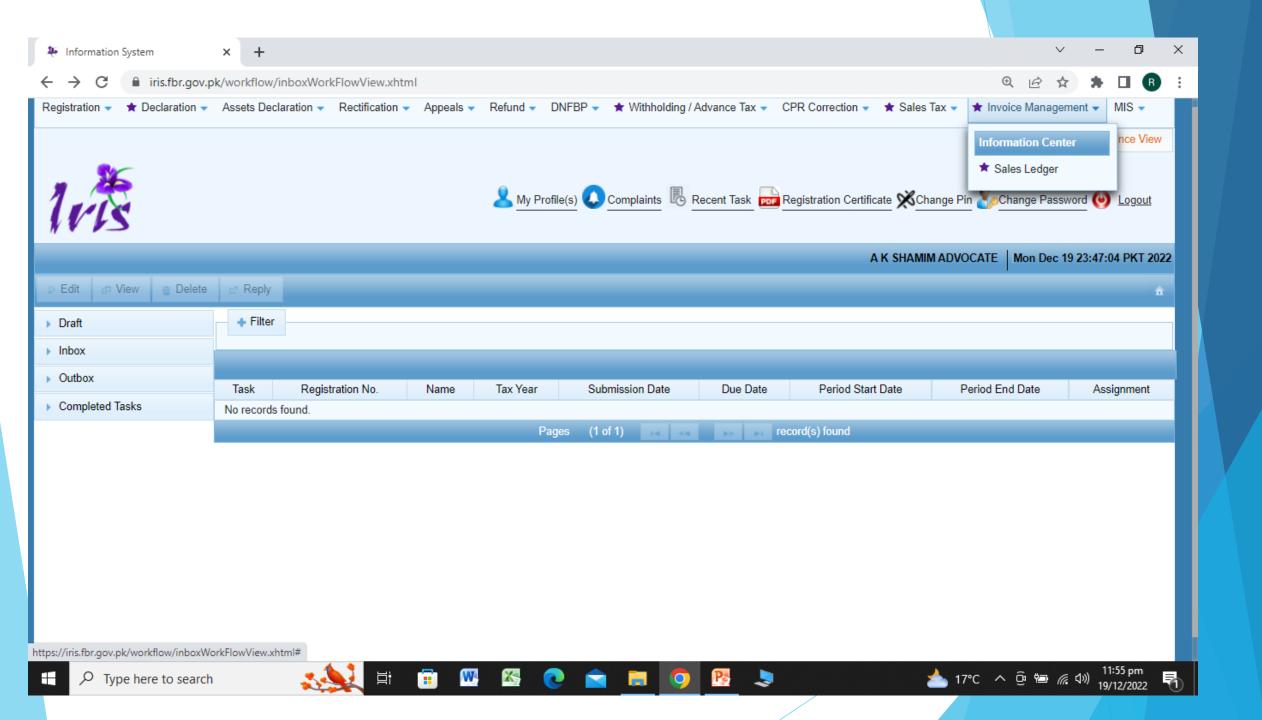


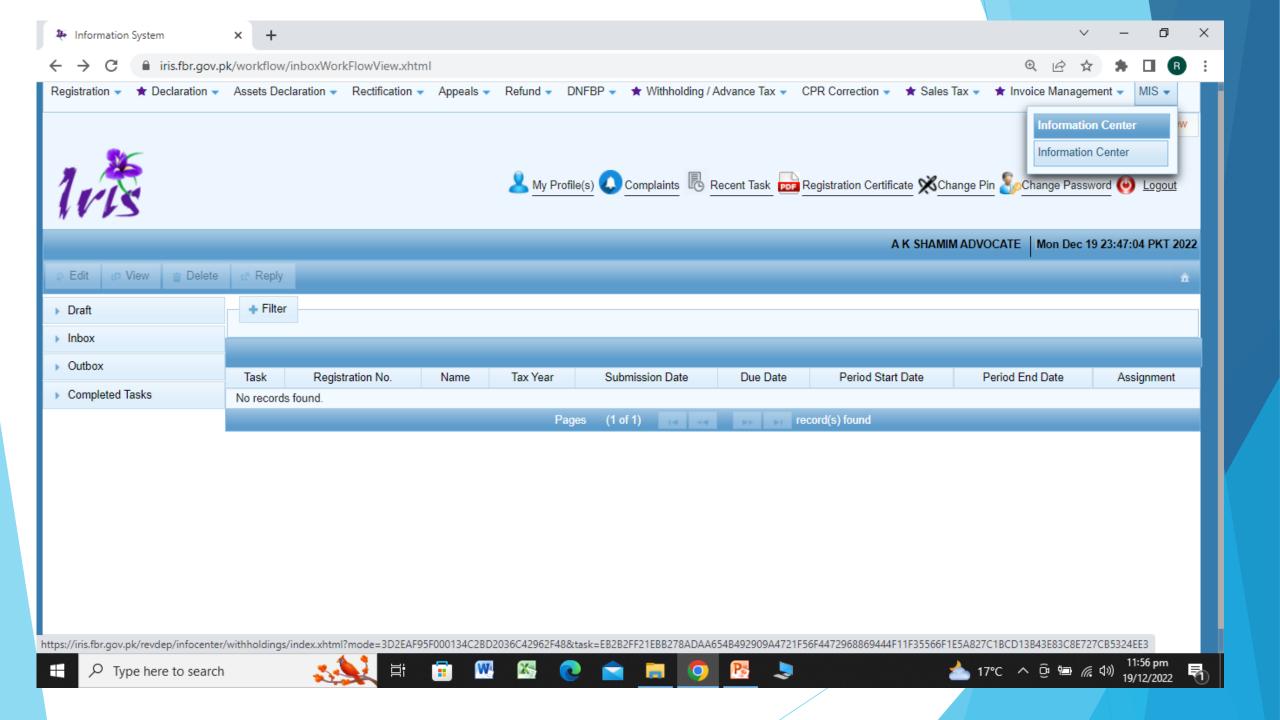


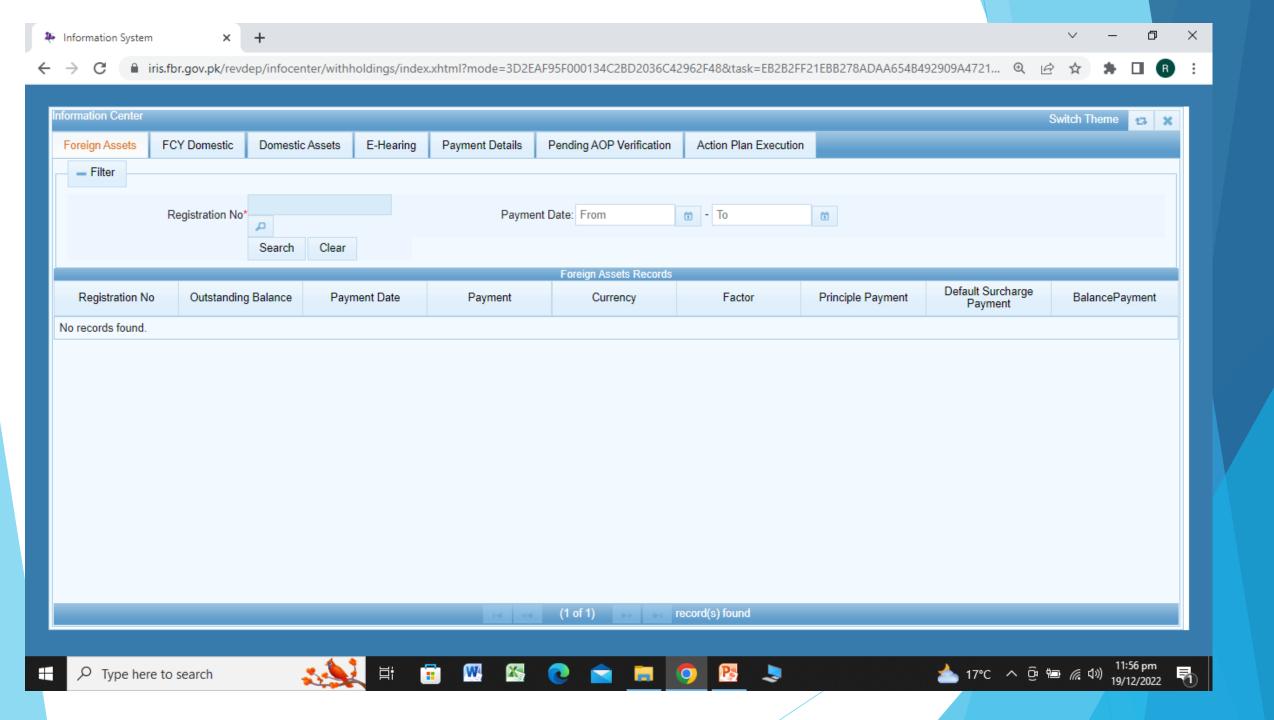


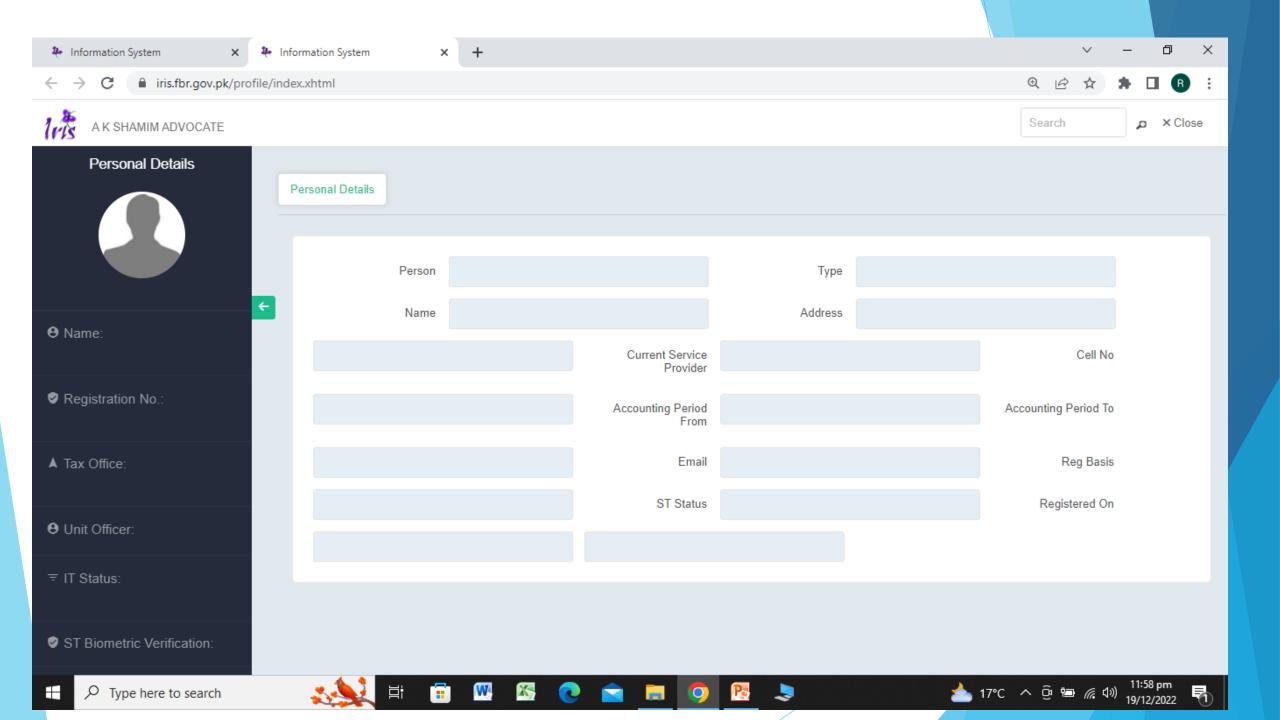




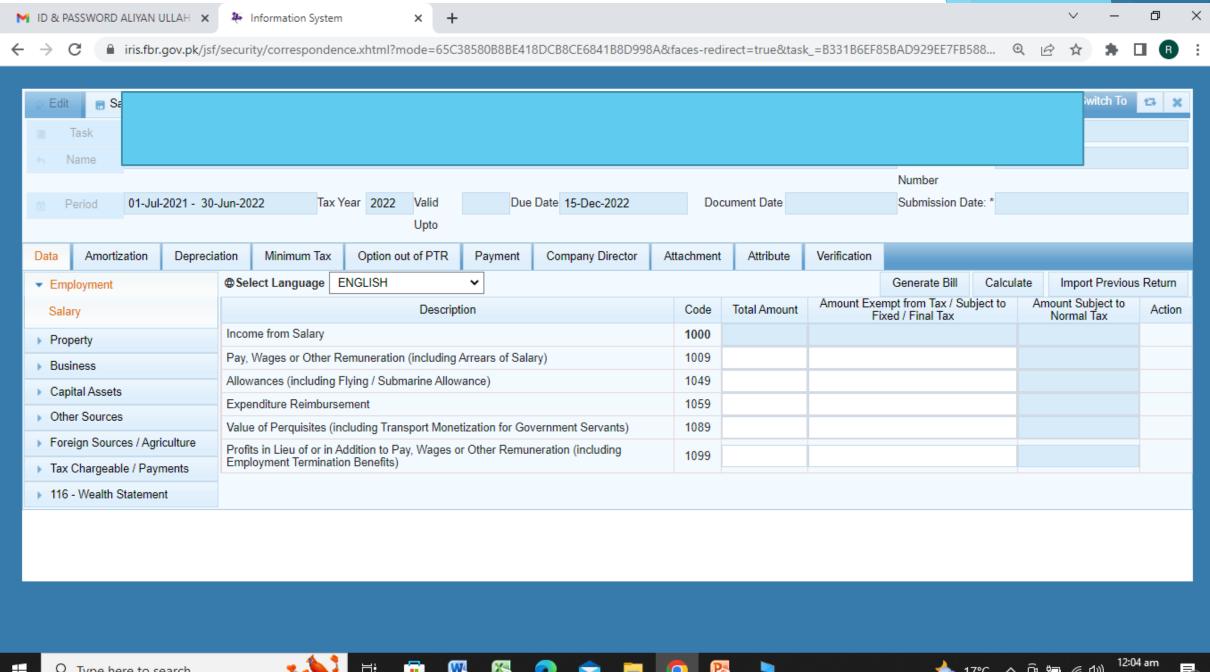








## Filling Of Income Tax

















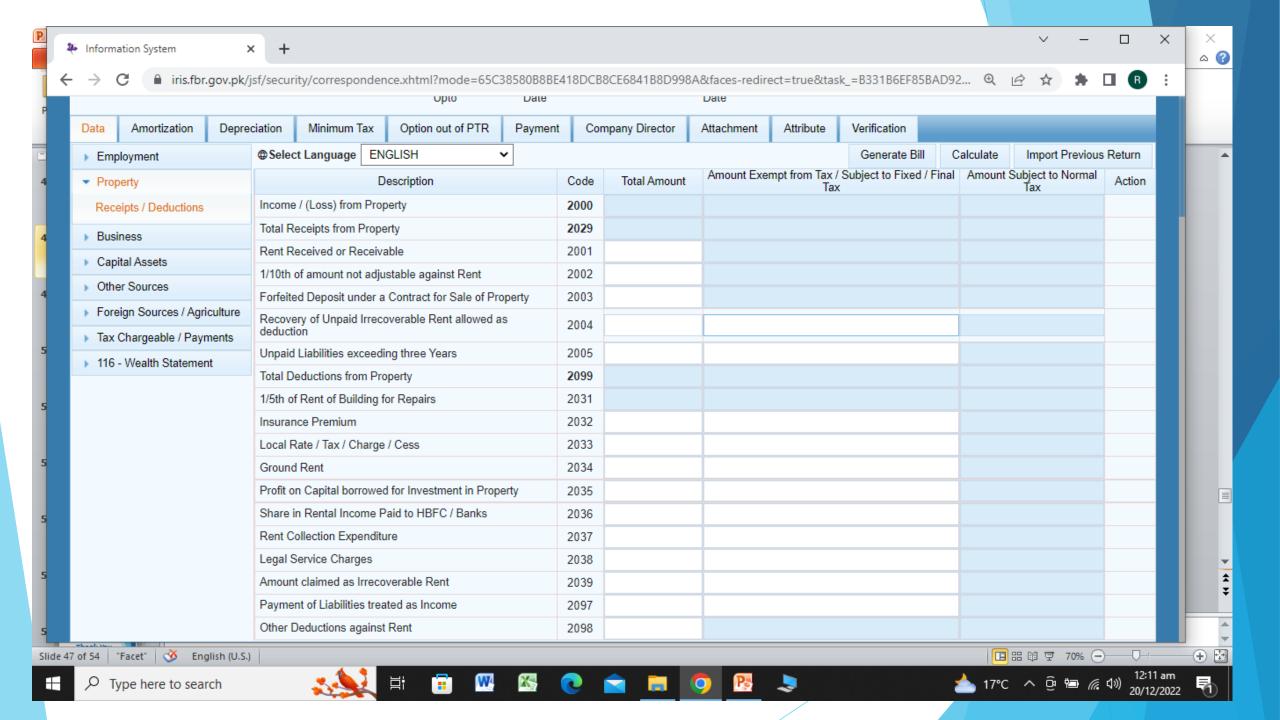


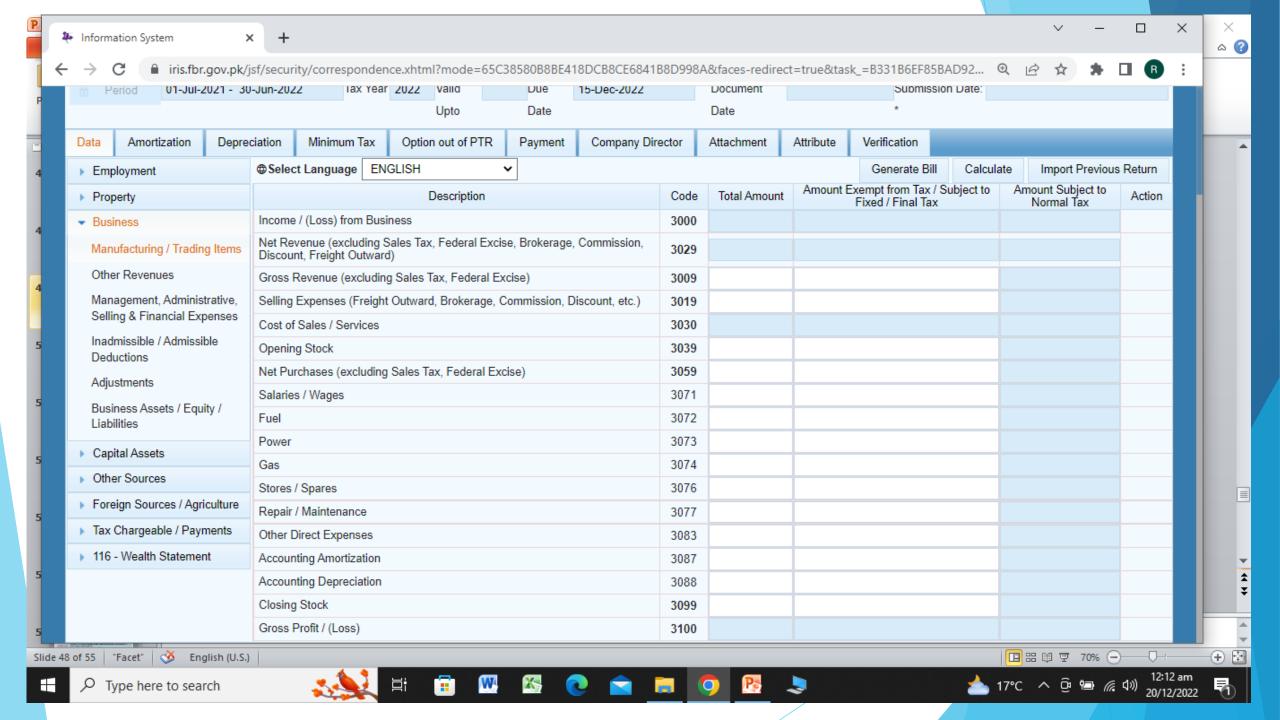


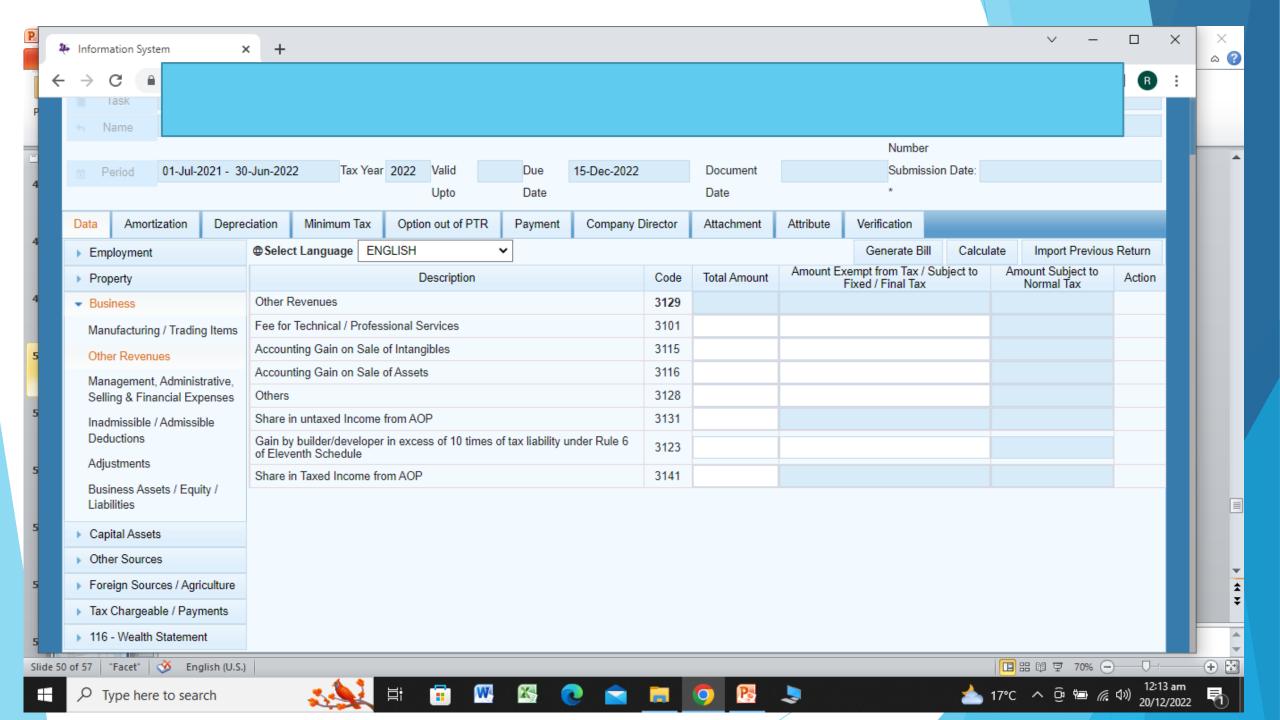


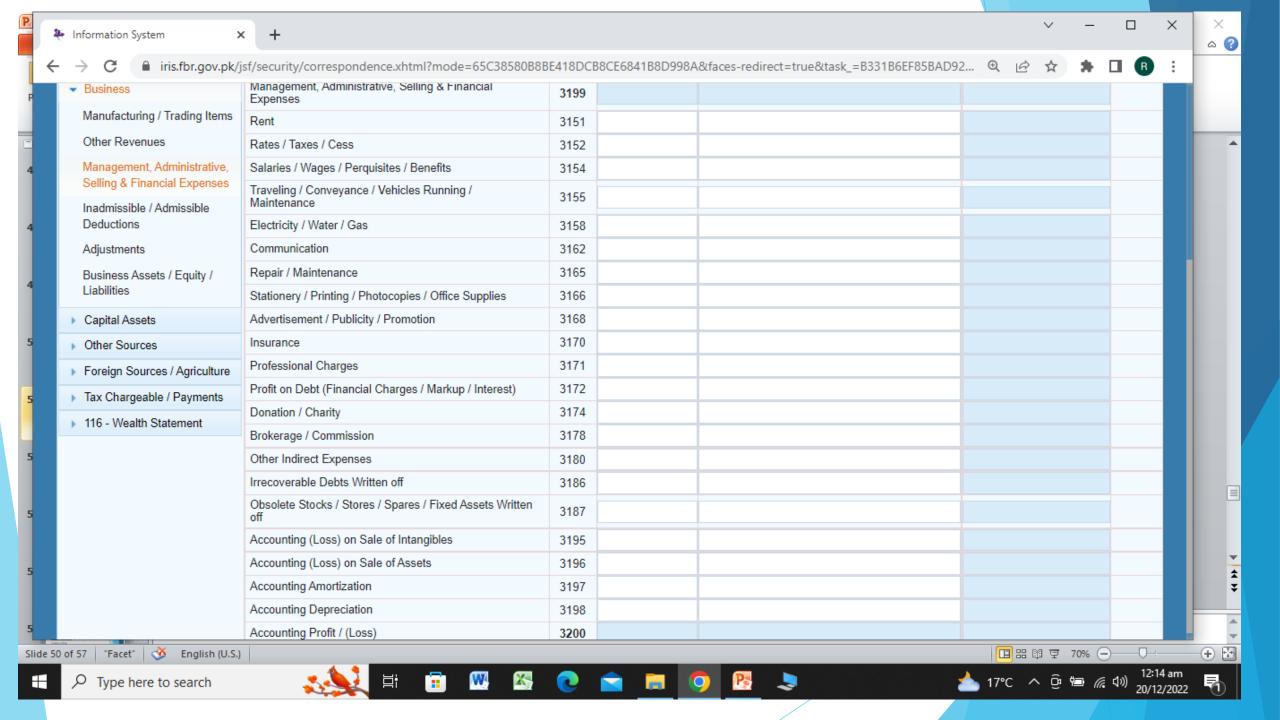


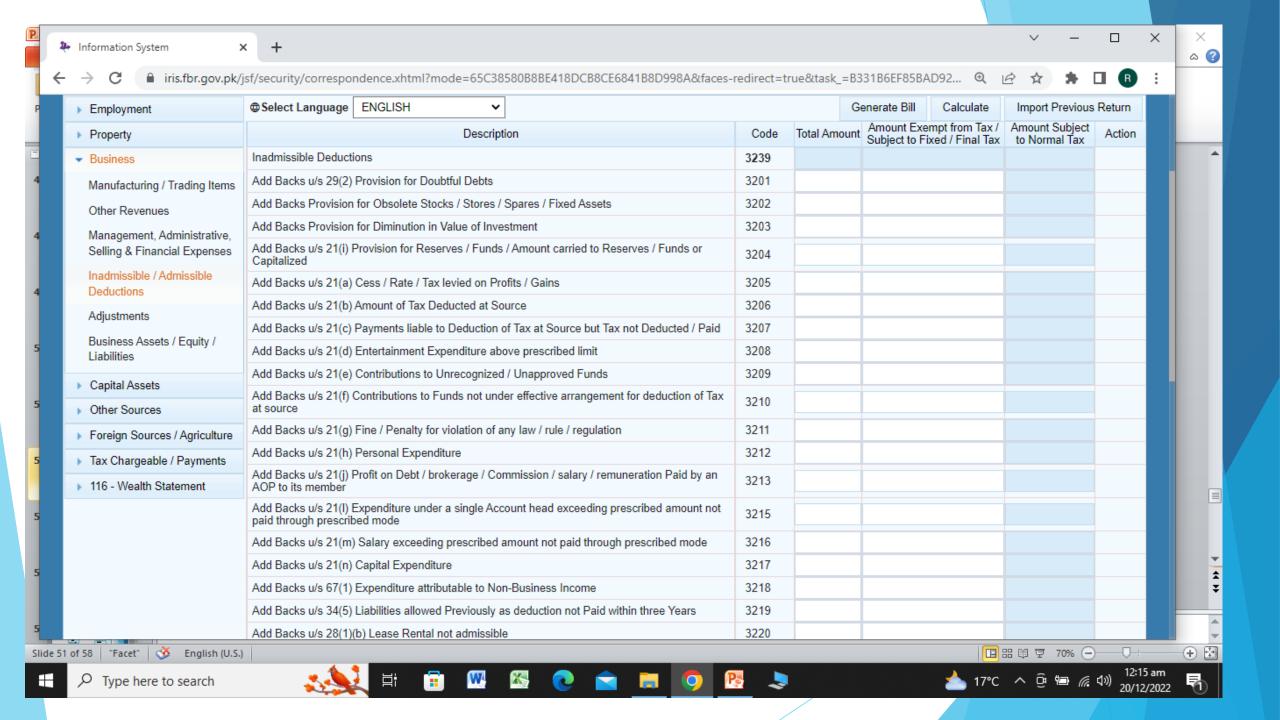


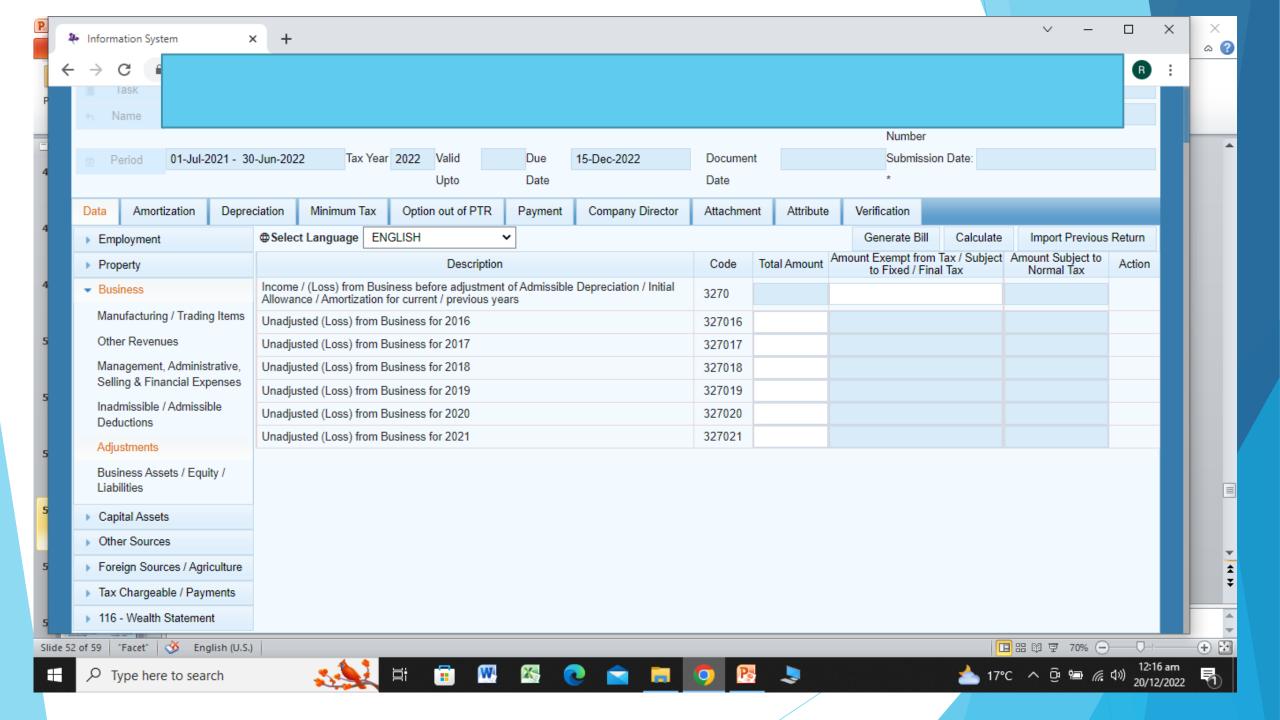


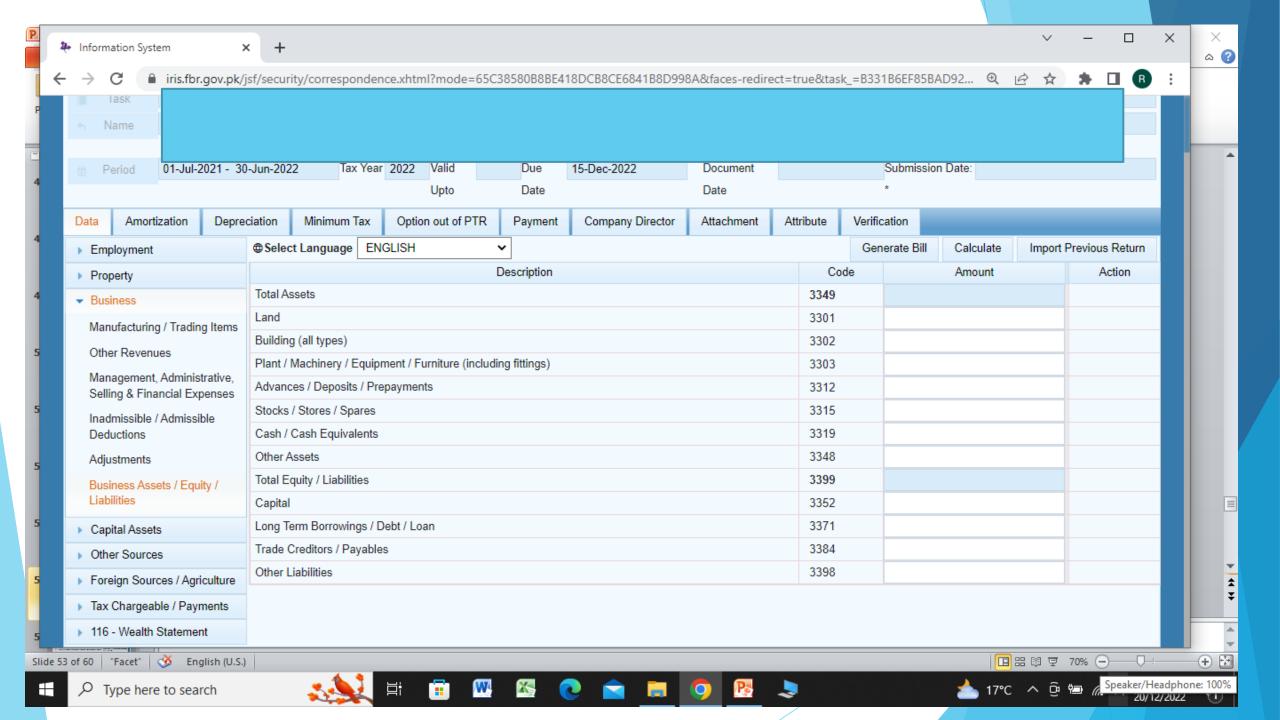


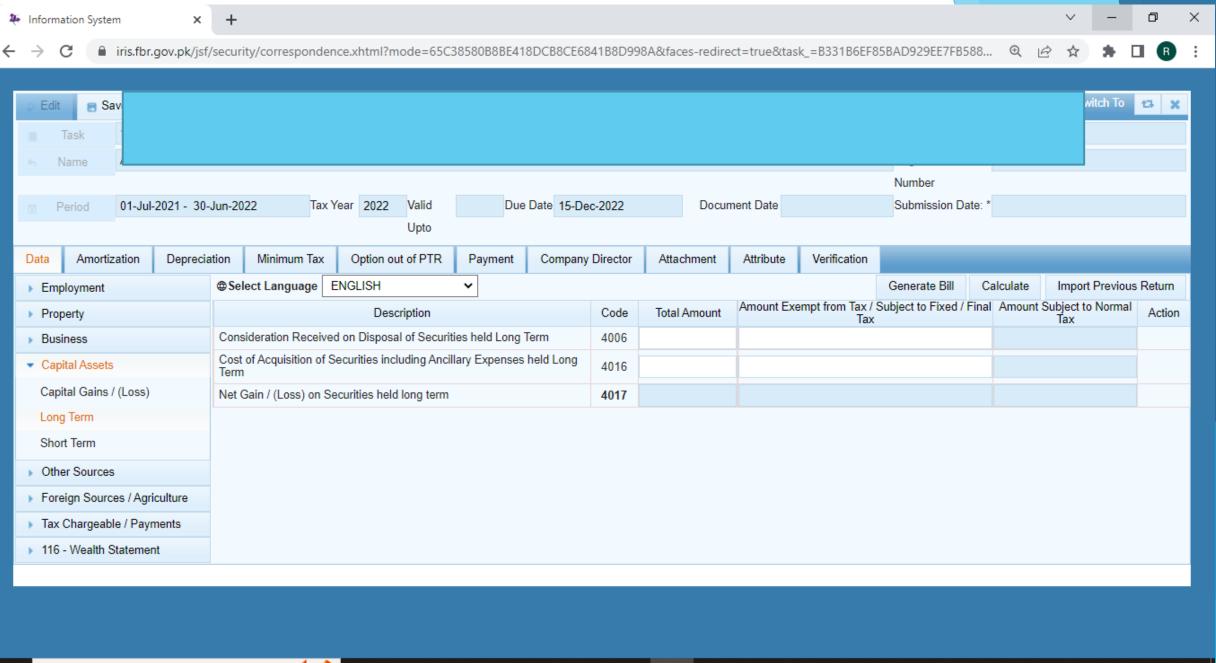


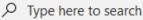






















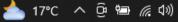




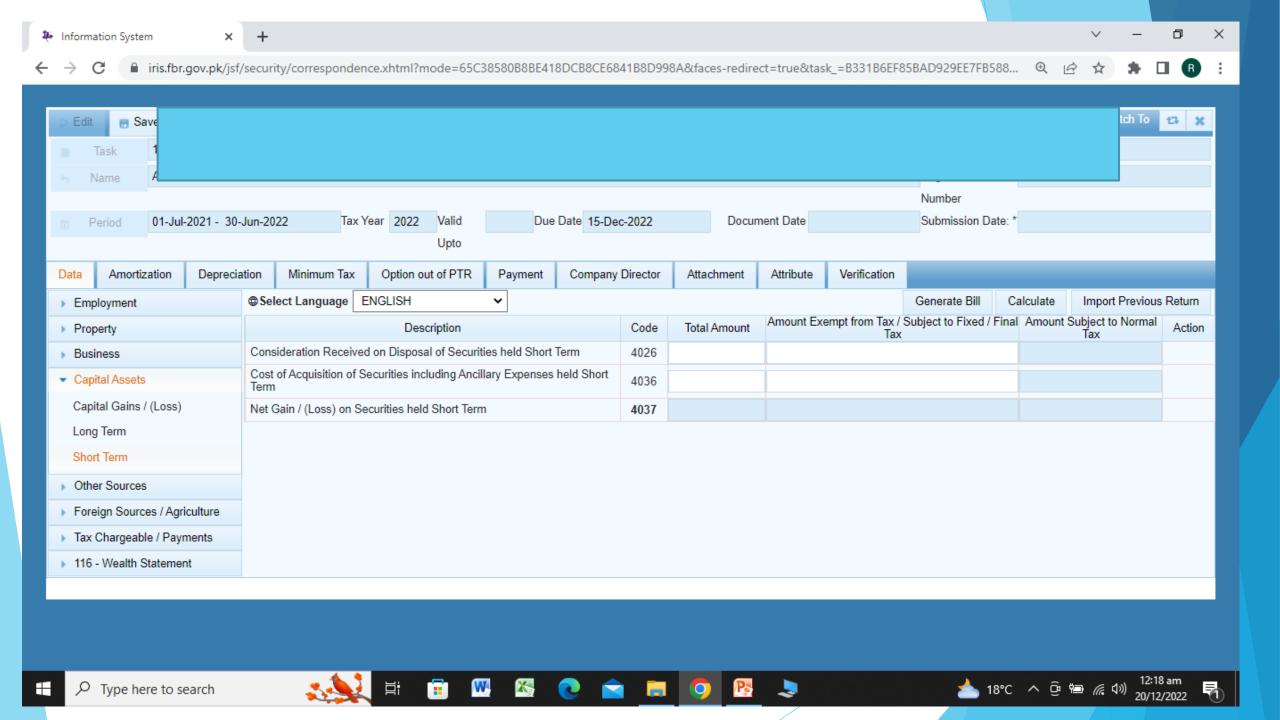


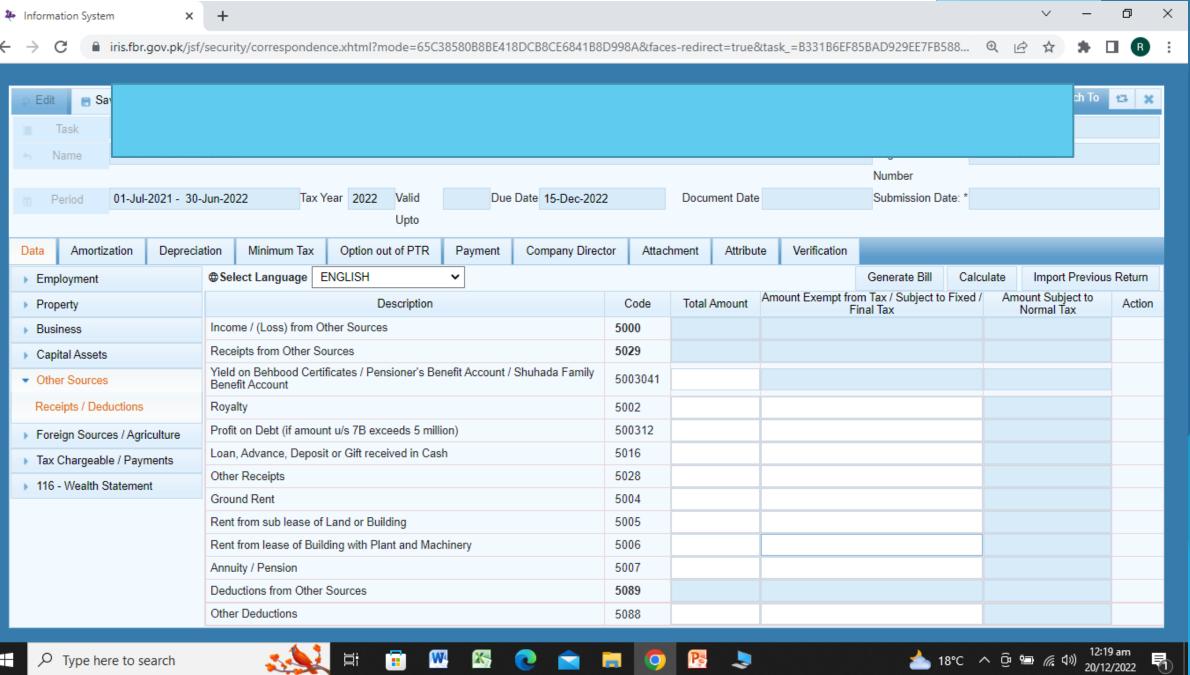








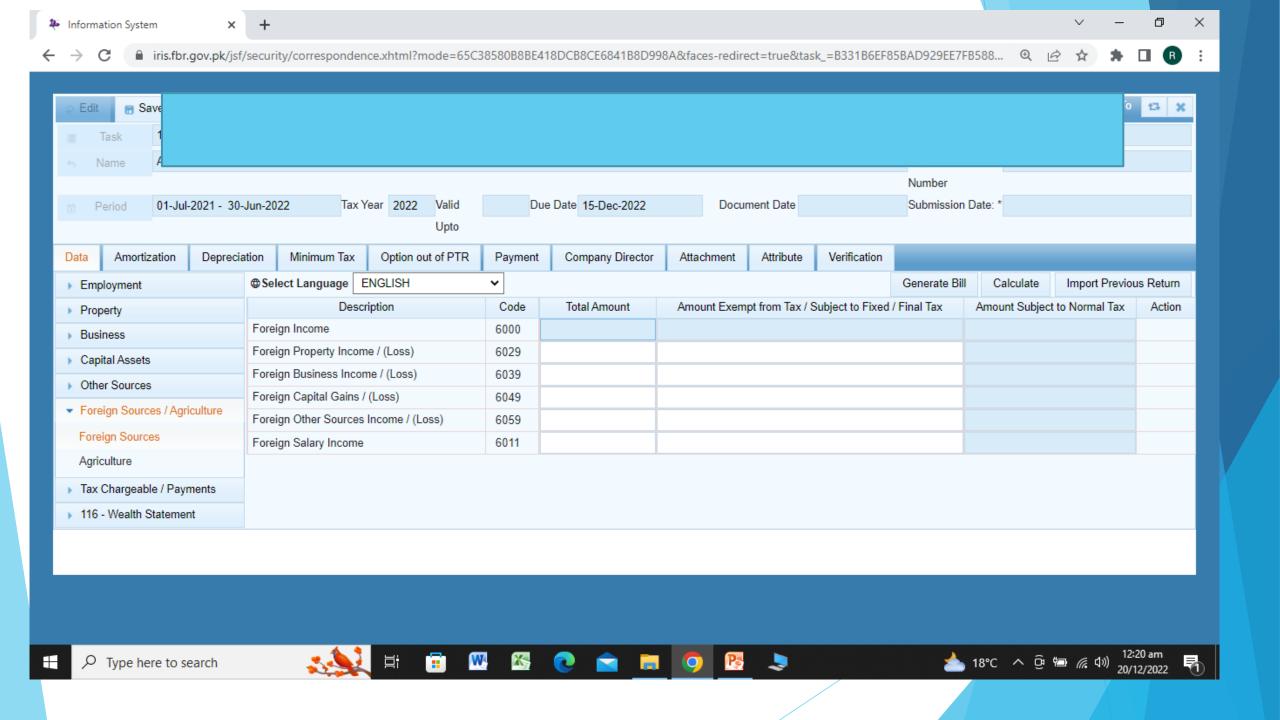


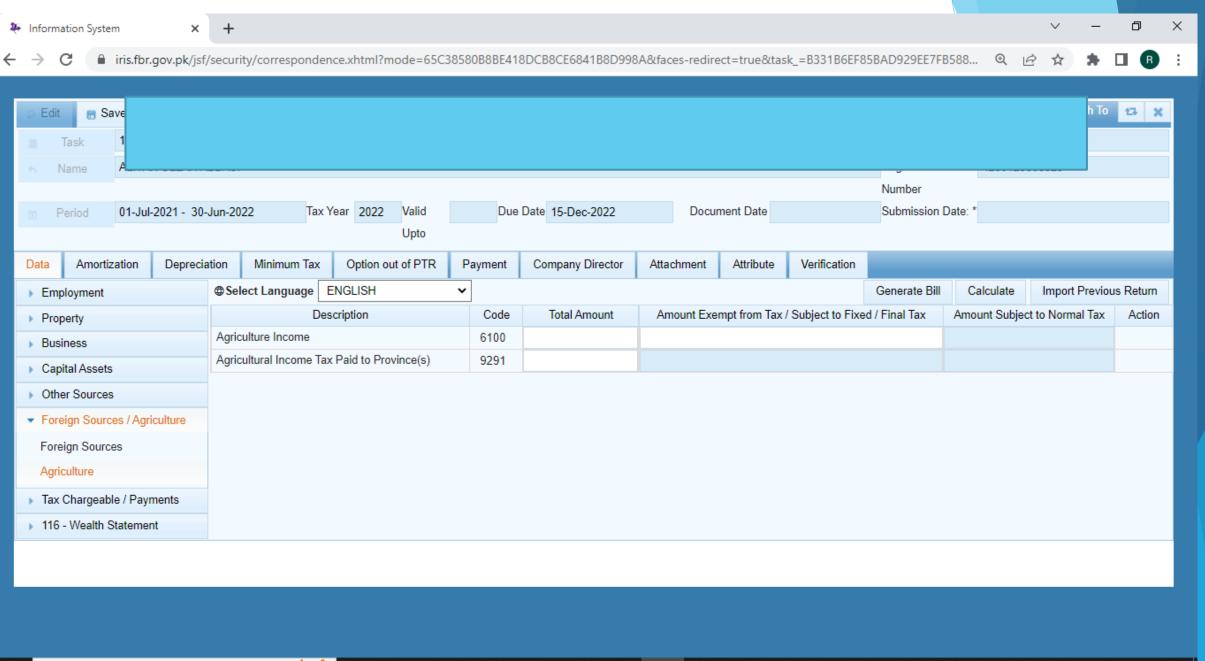




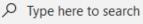
































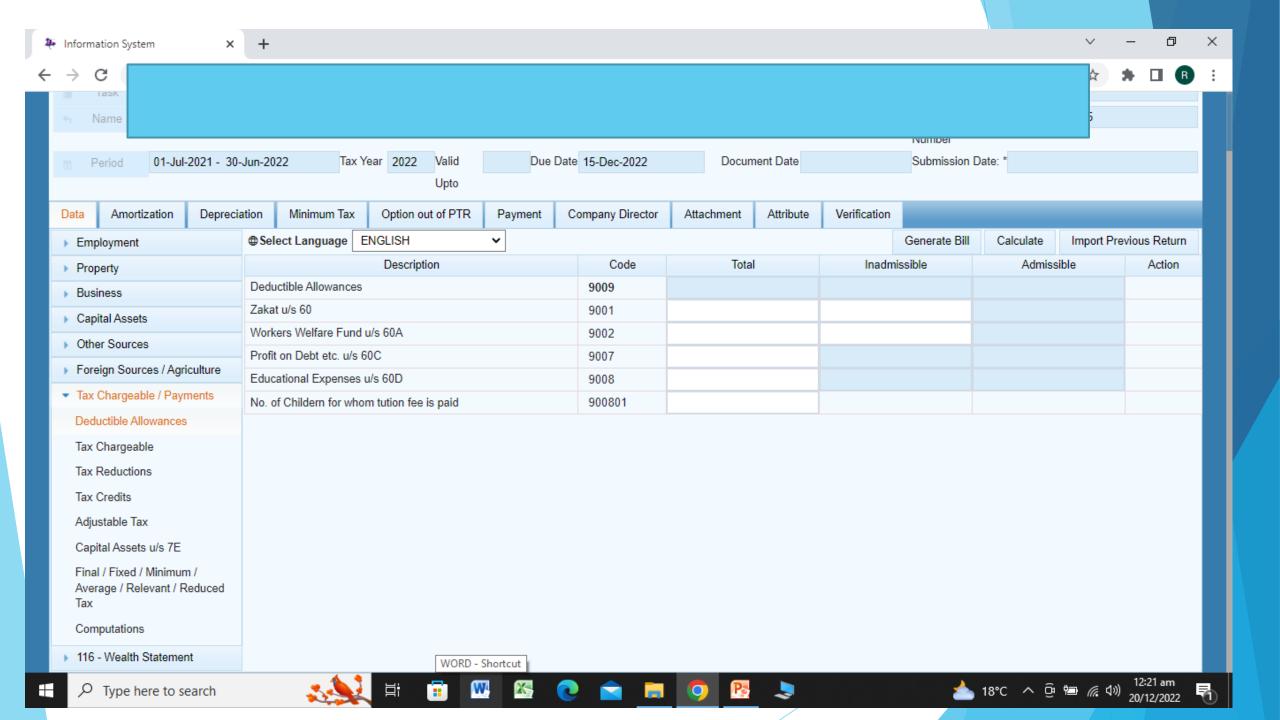


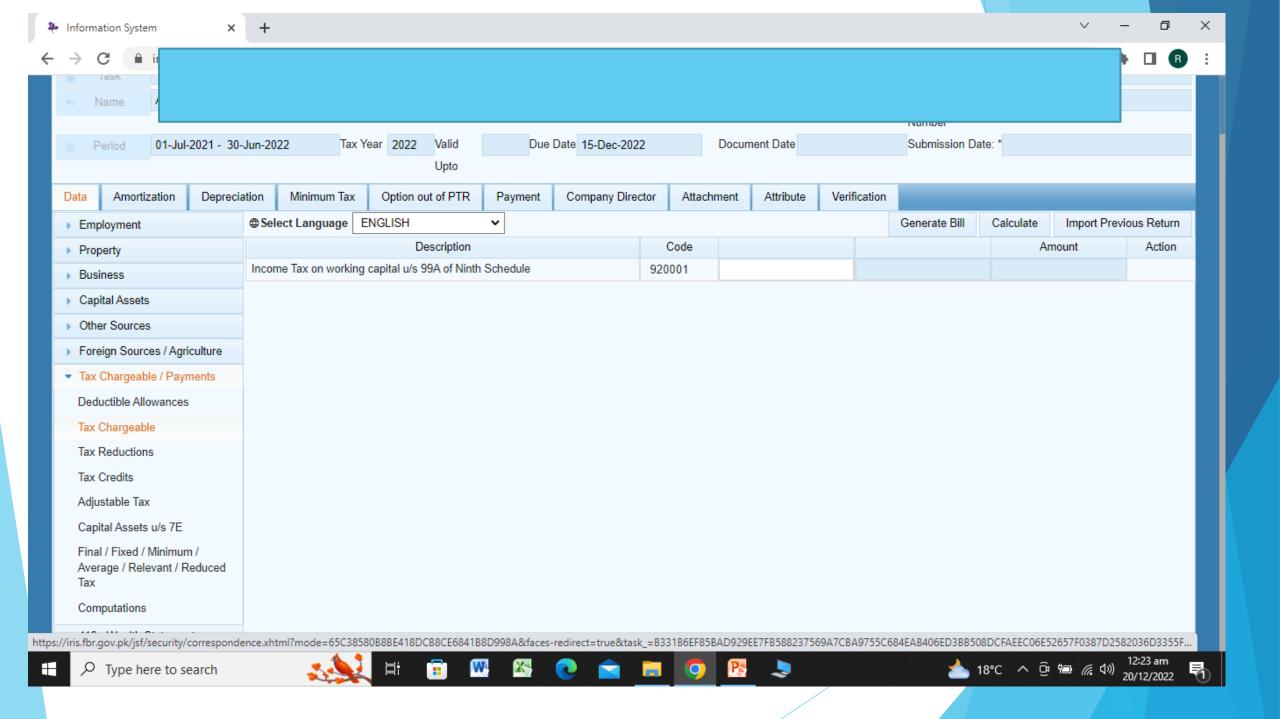


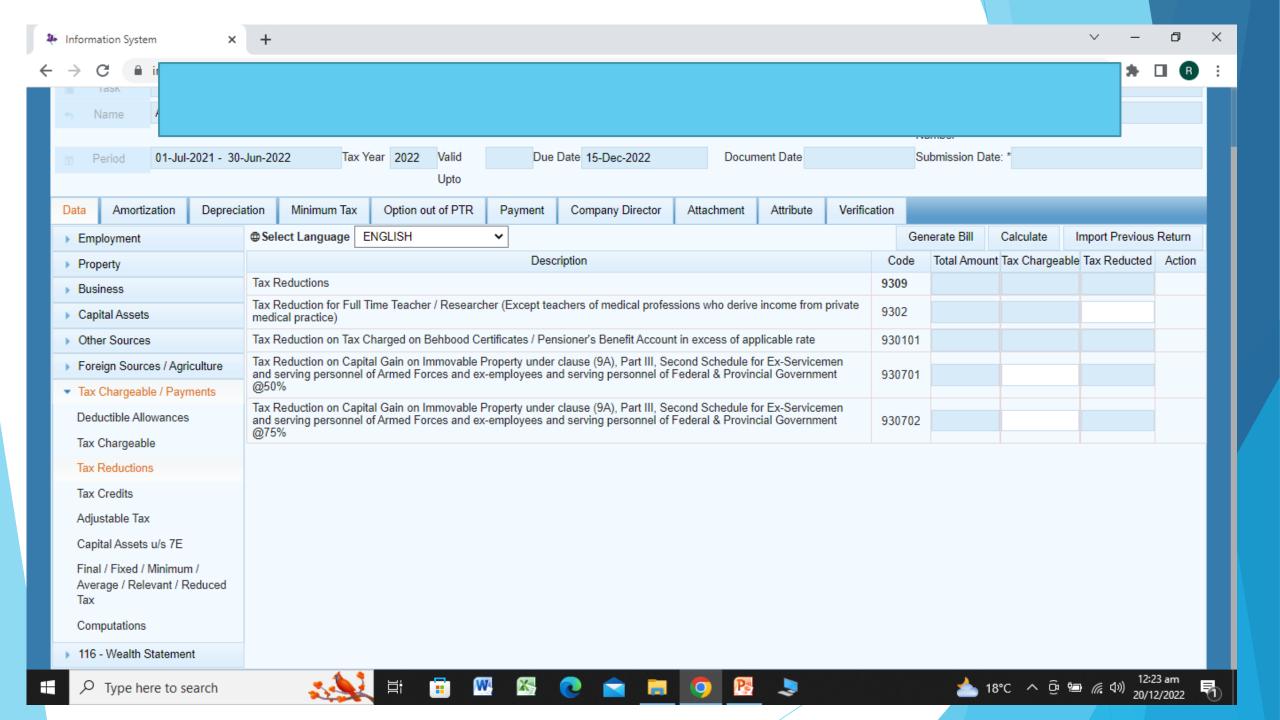


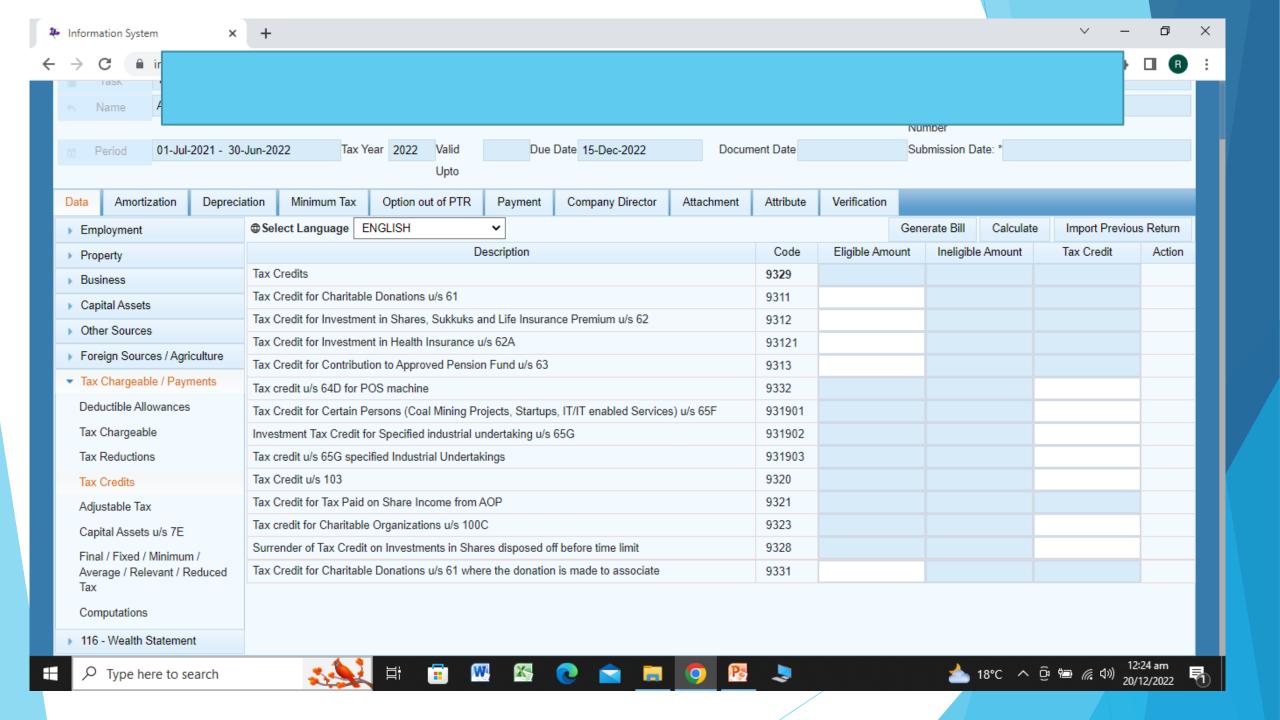


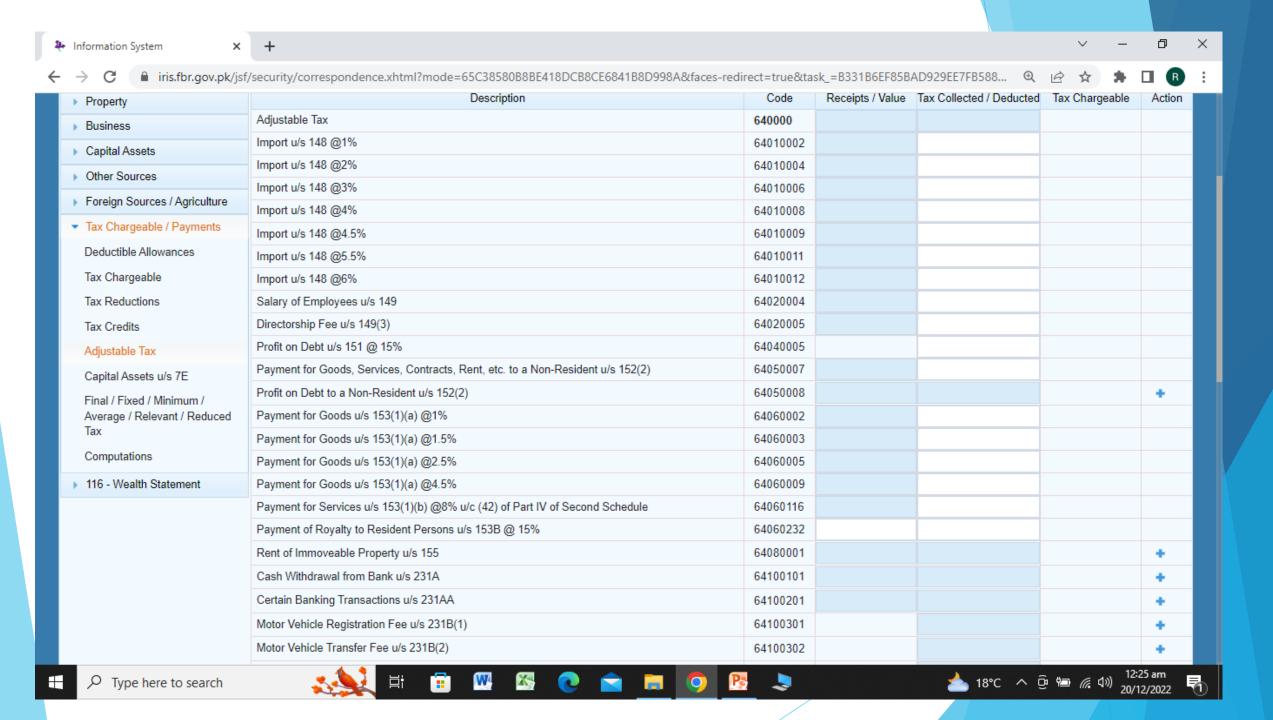




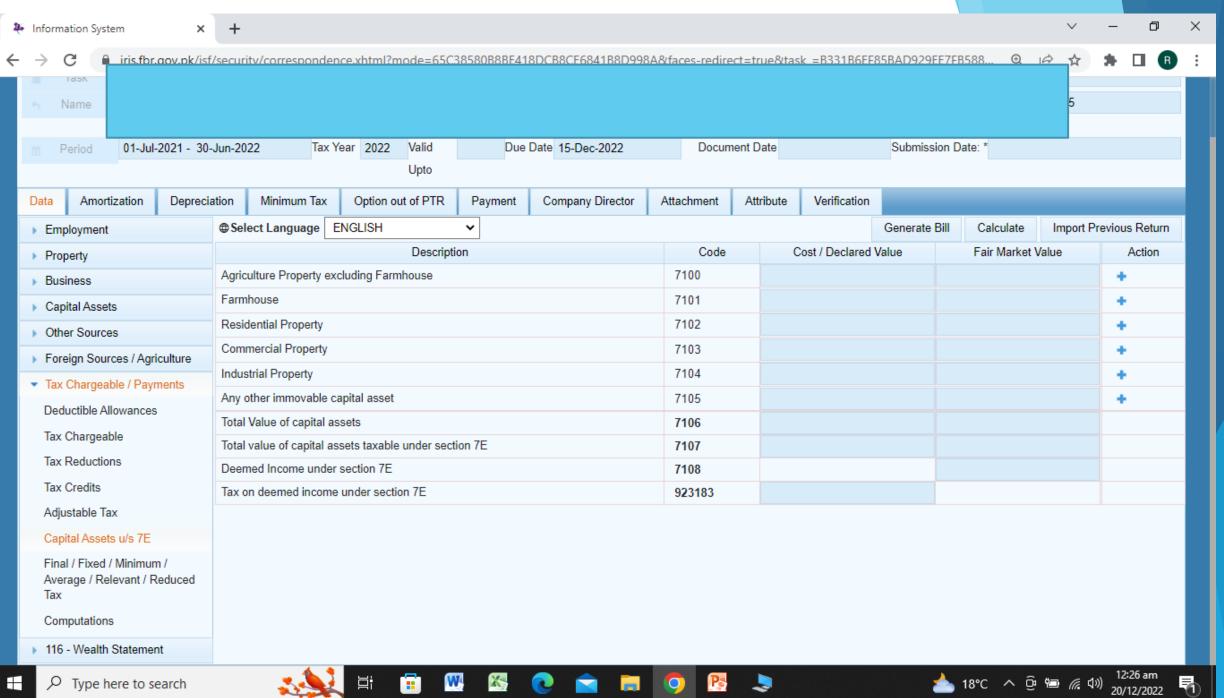






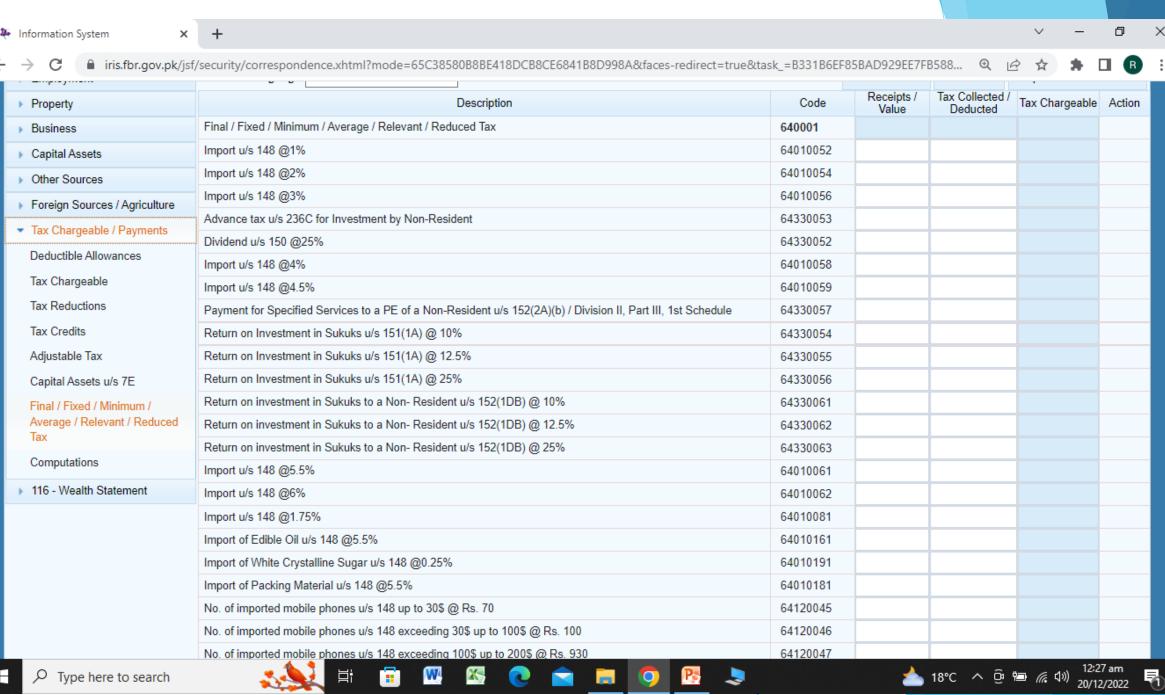


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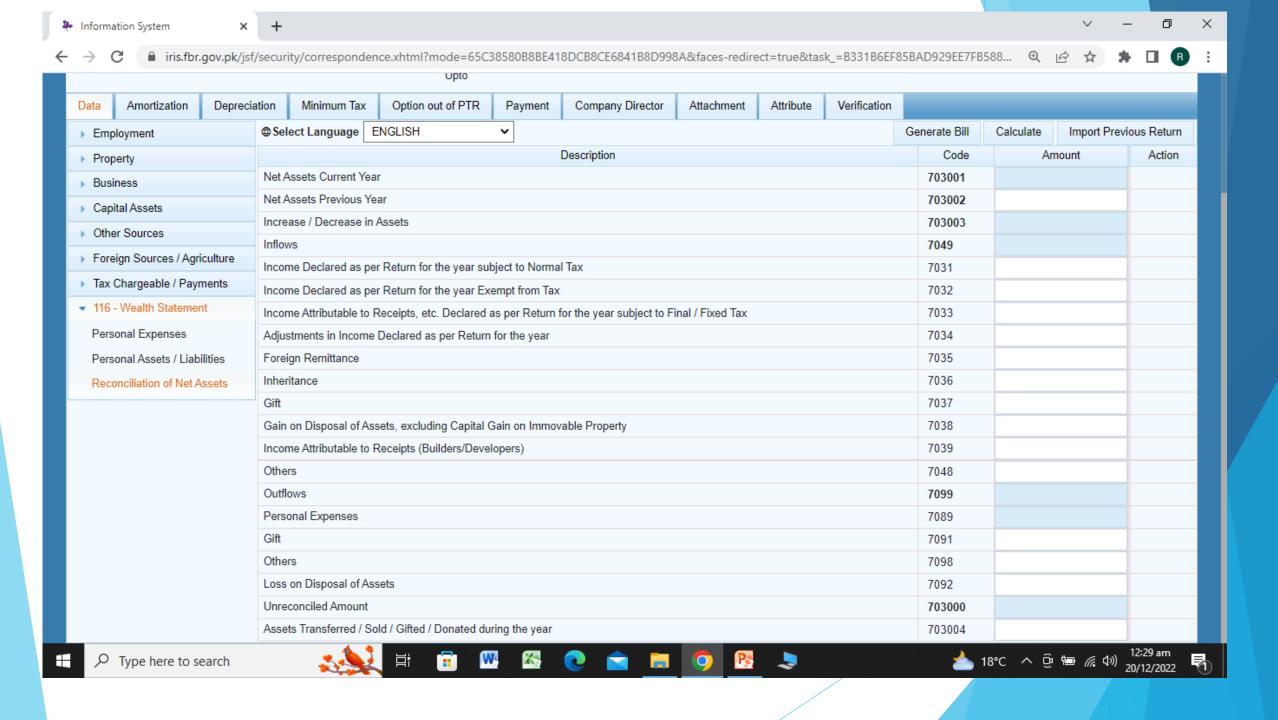


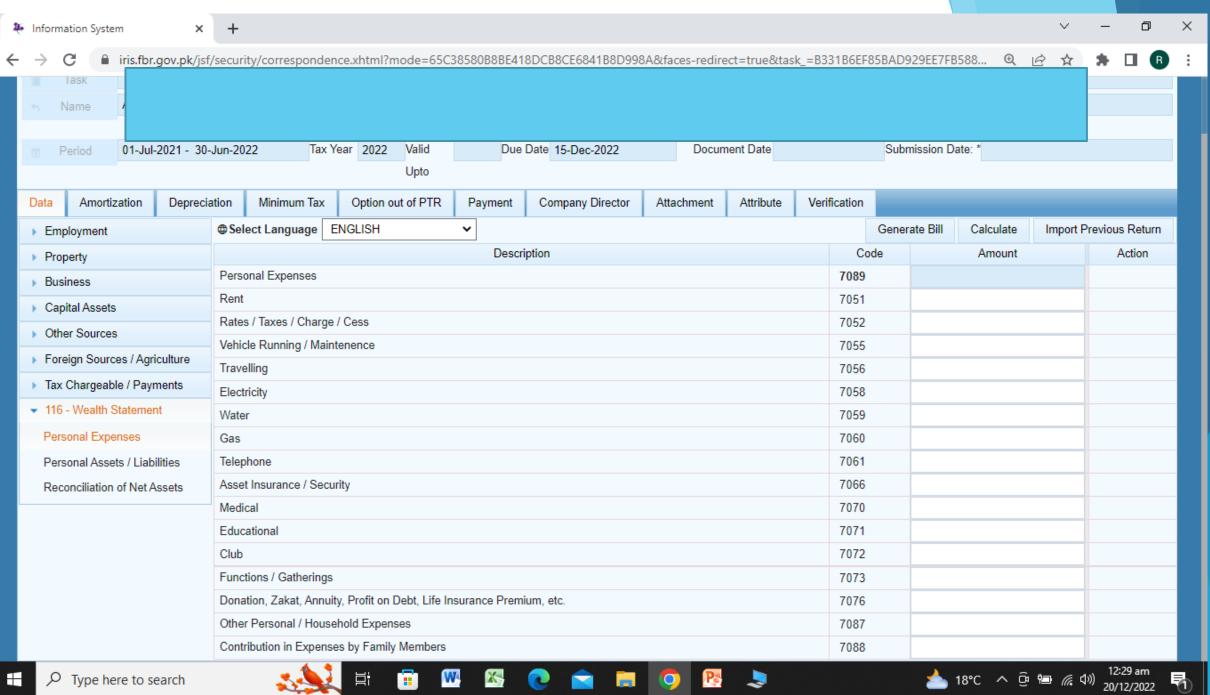




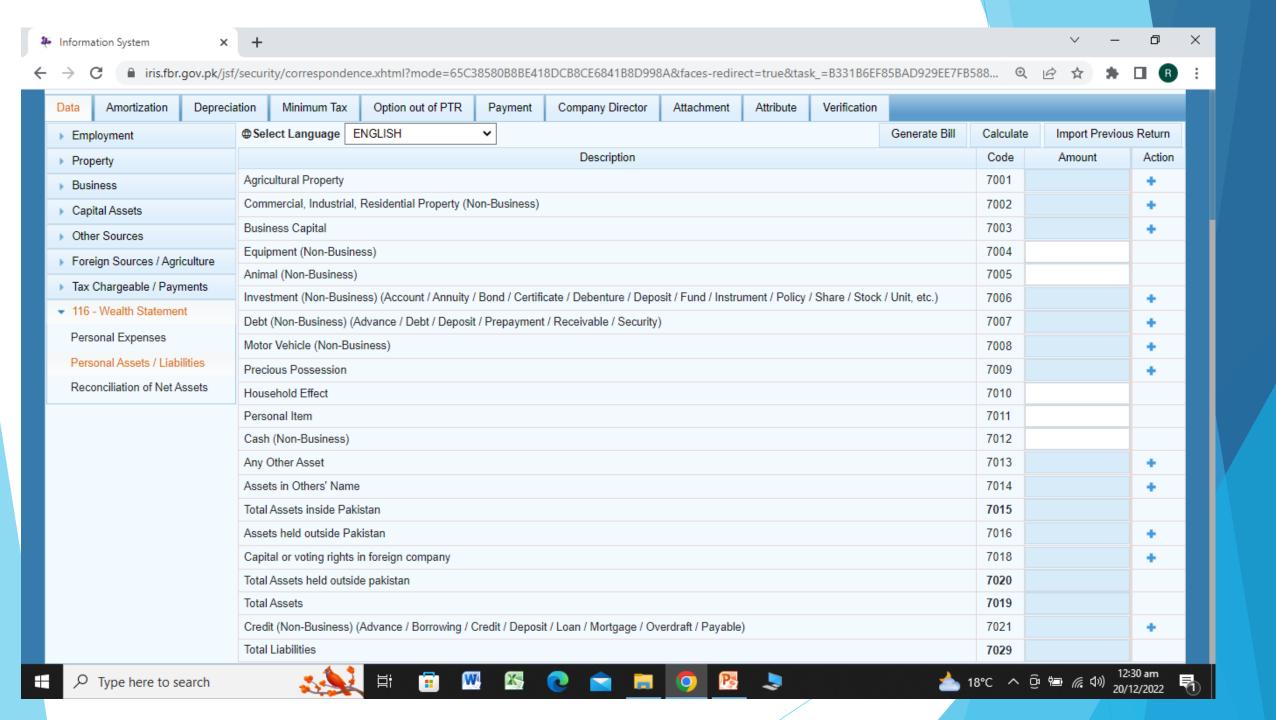
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## Wealth Statement

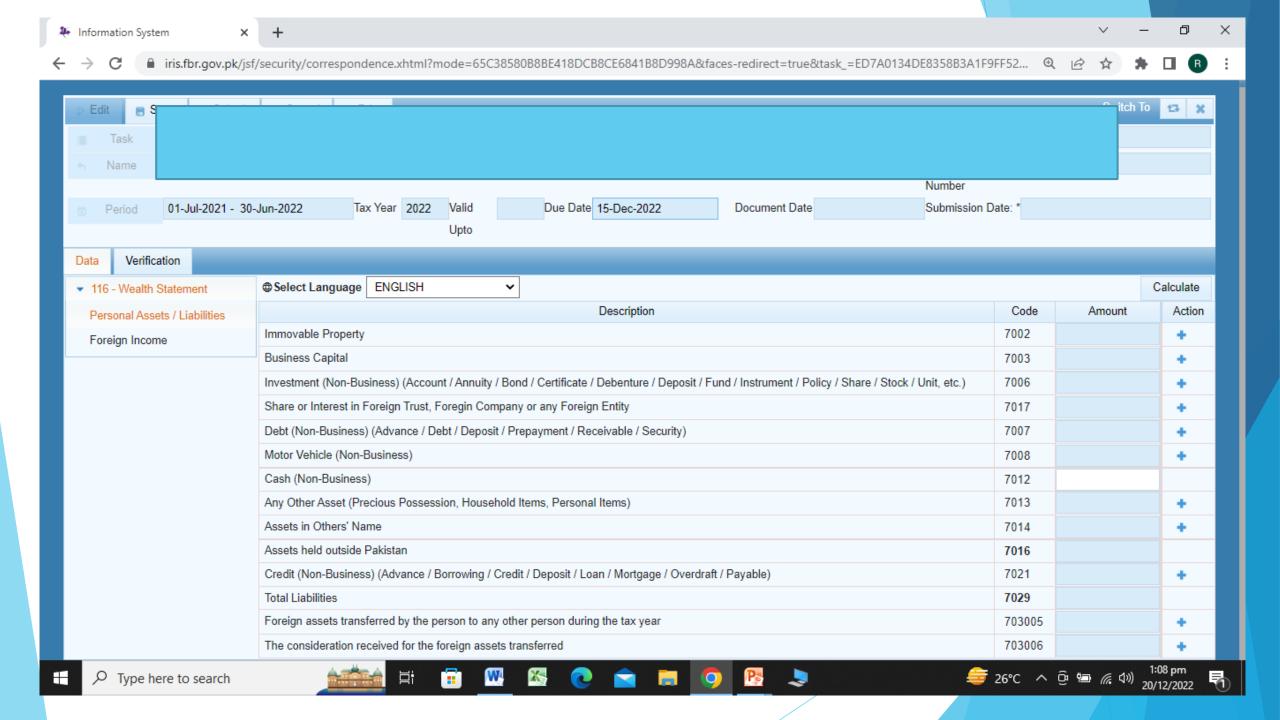








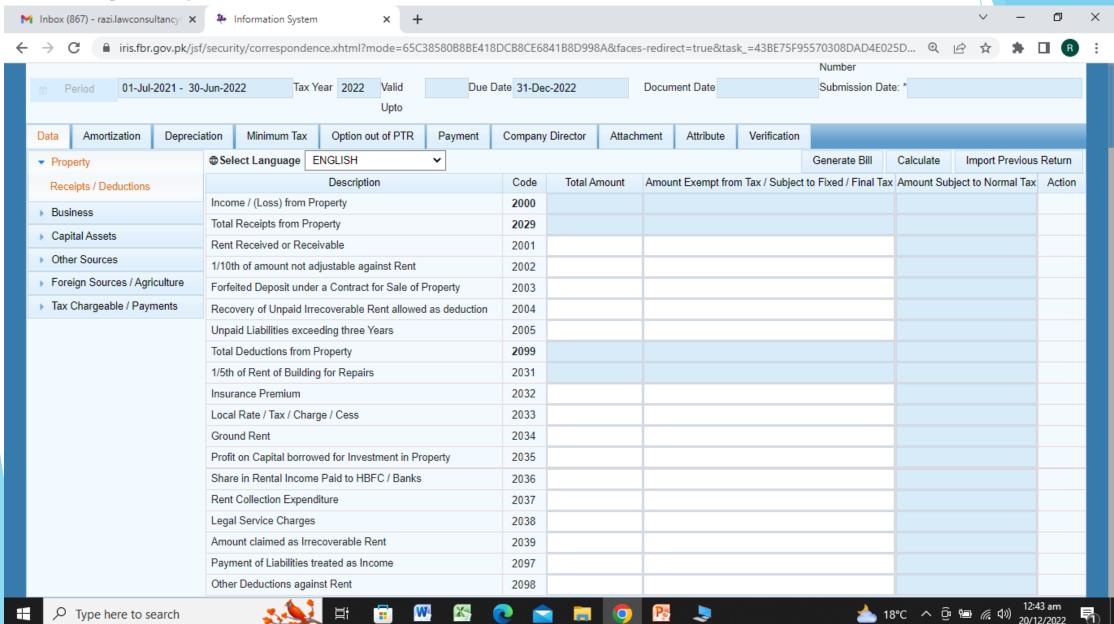
# Wealth Statement Sec 116(A) Foreign Assets/ Income

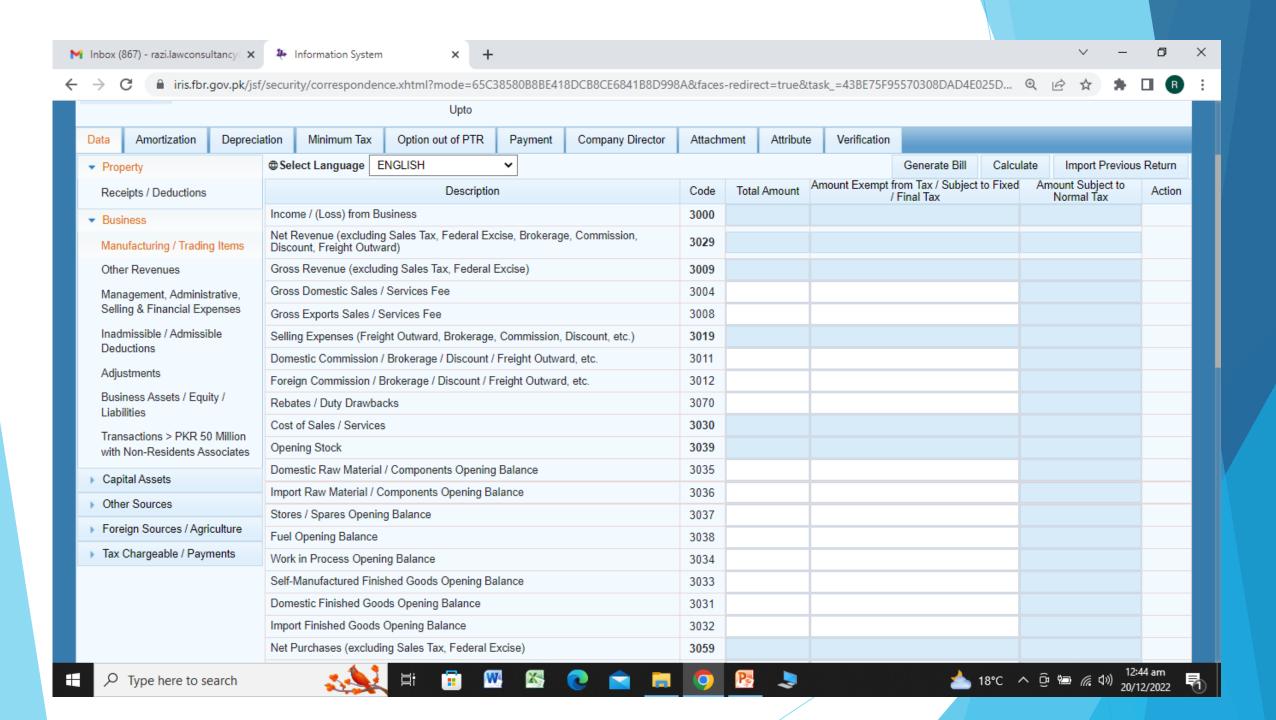


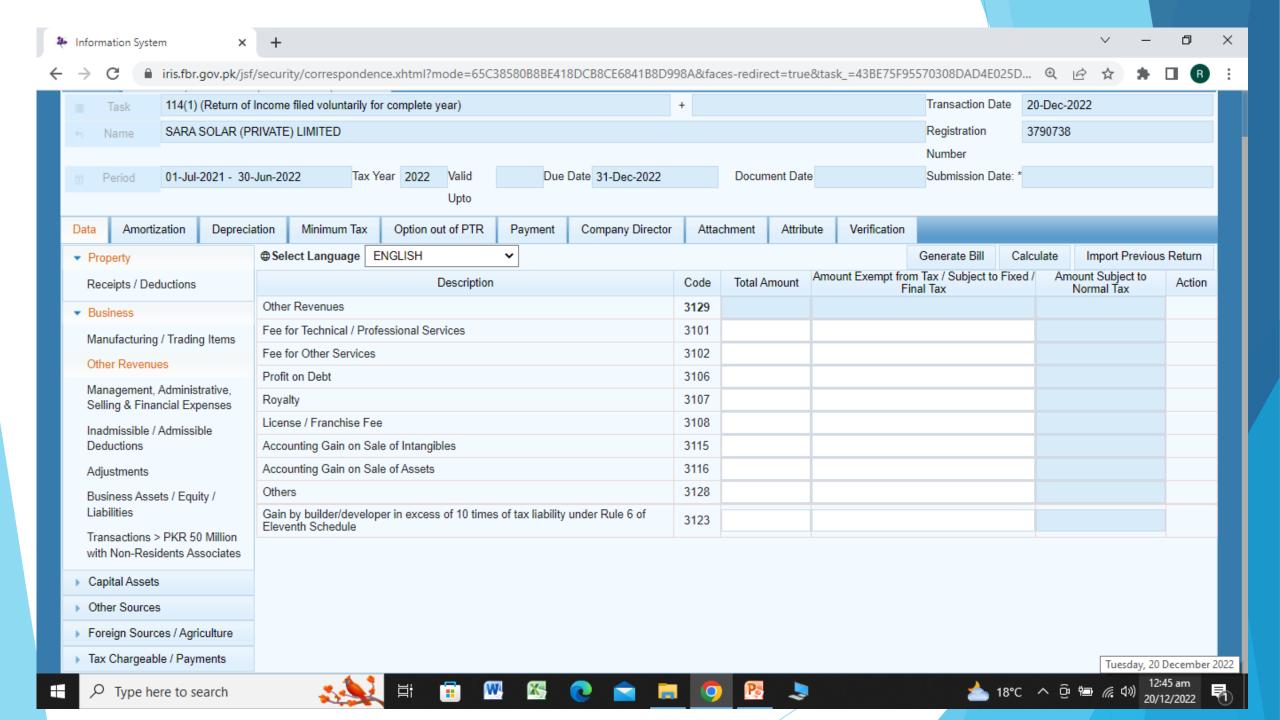


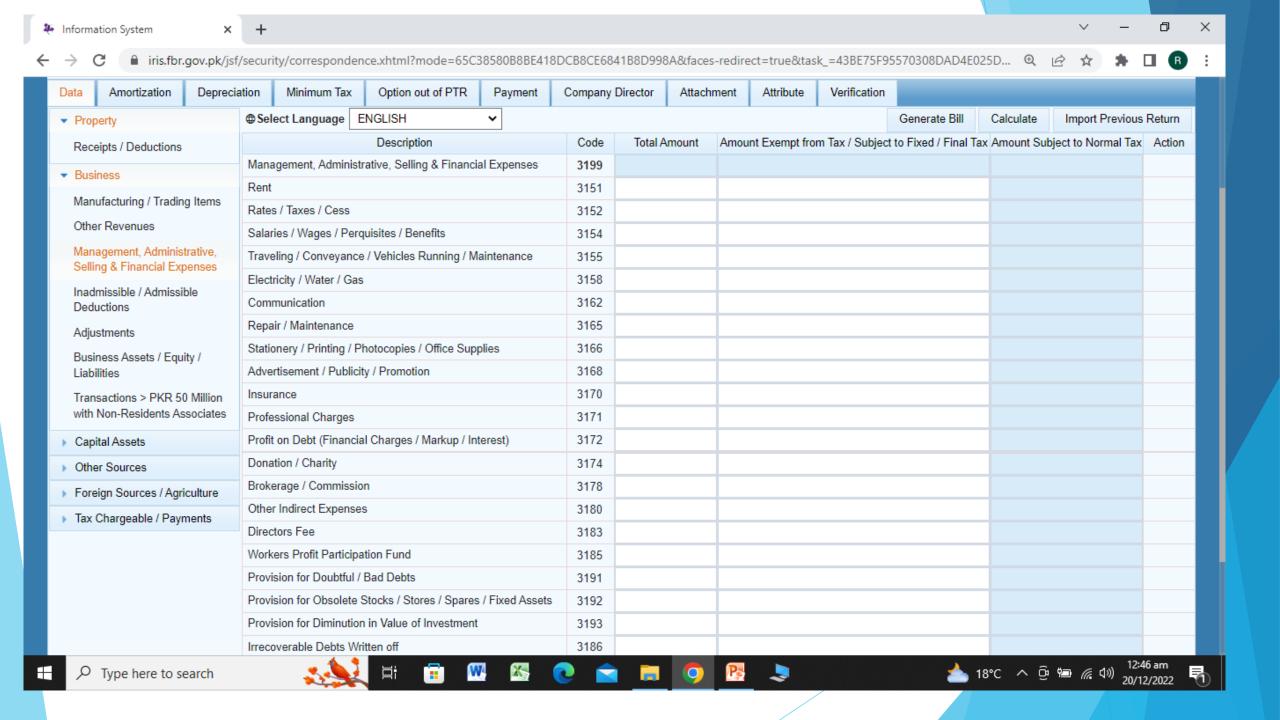
## Company's Tax Return

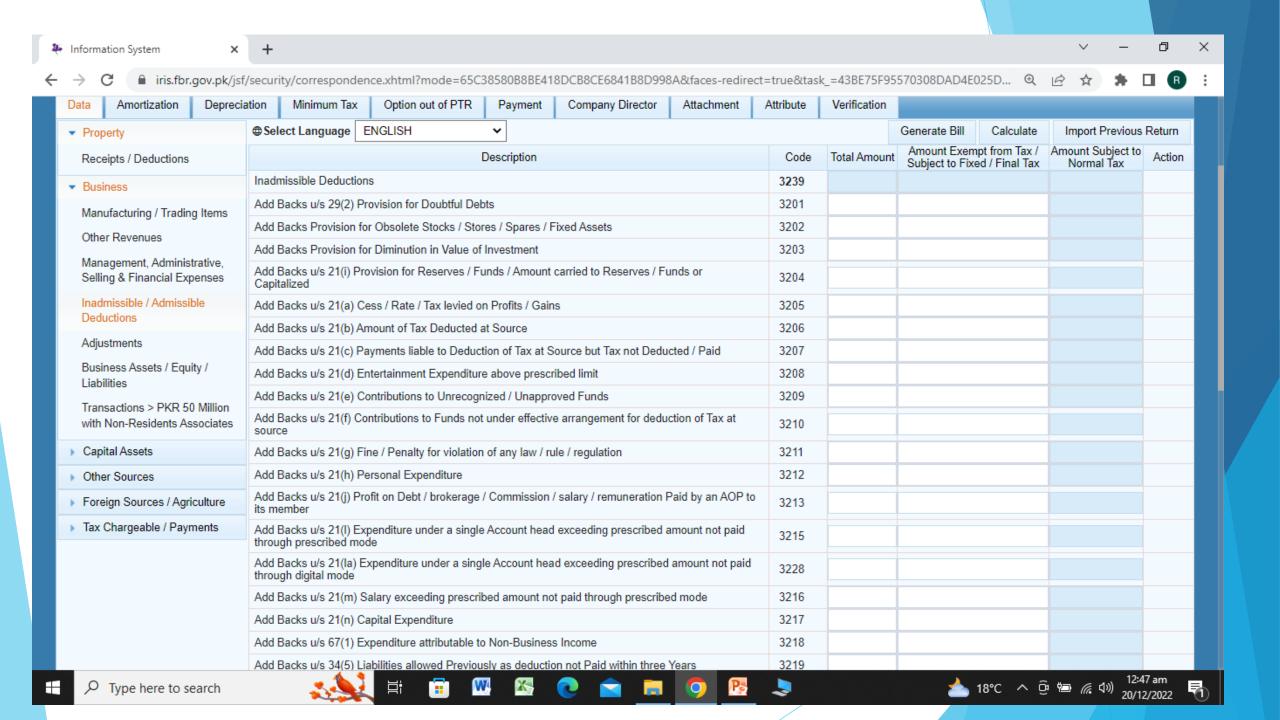
### Company

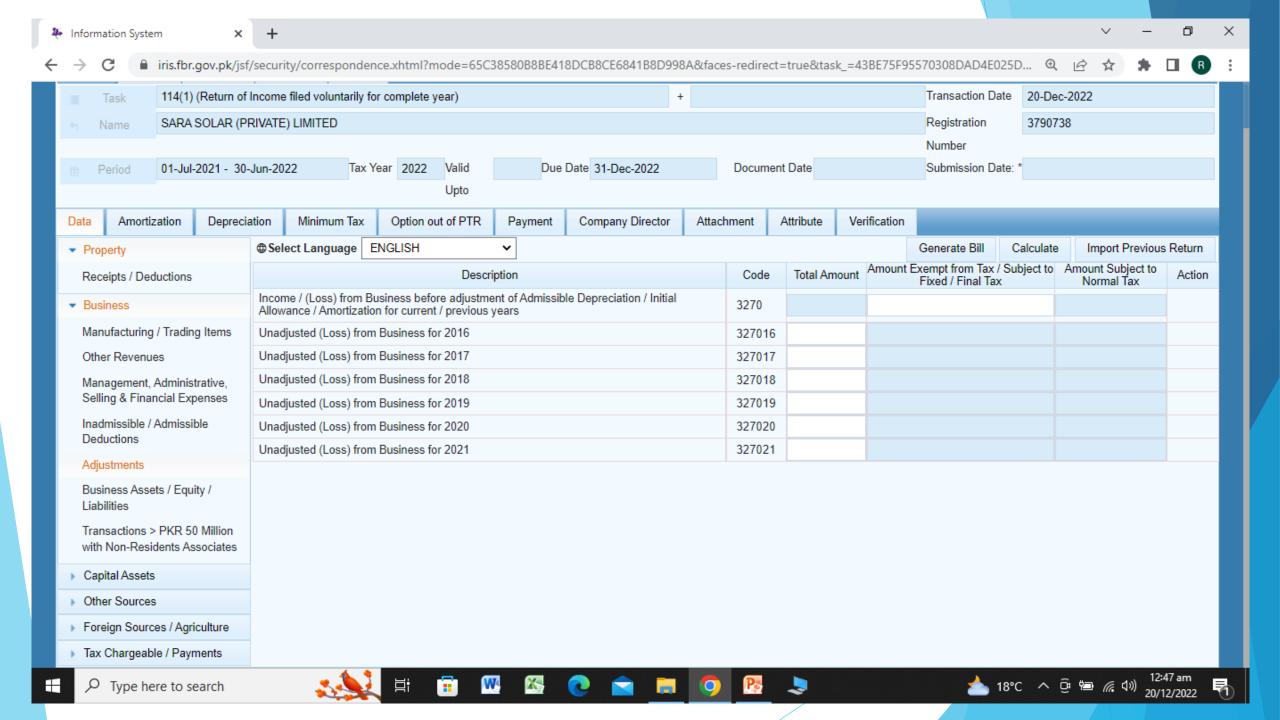


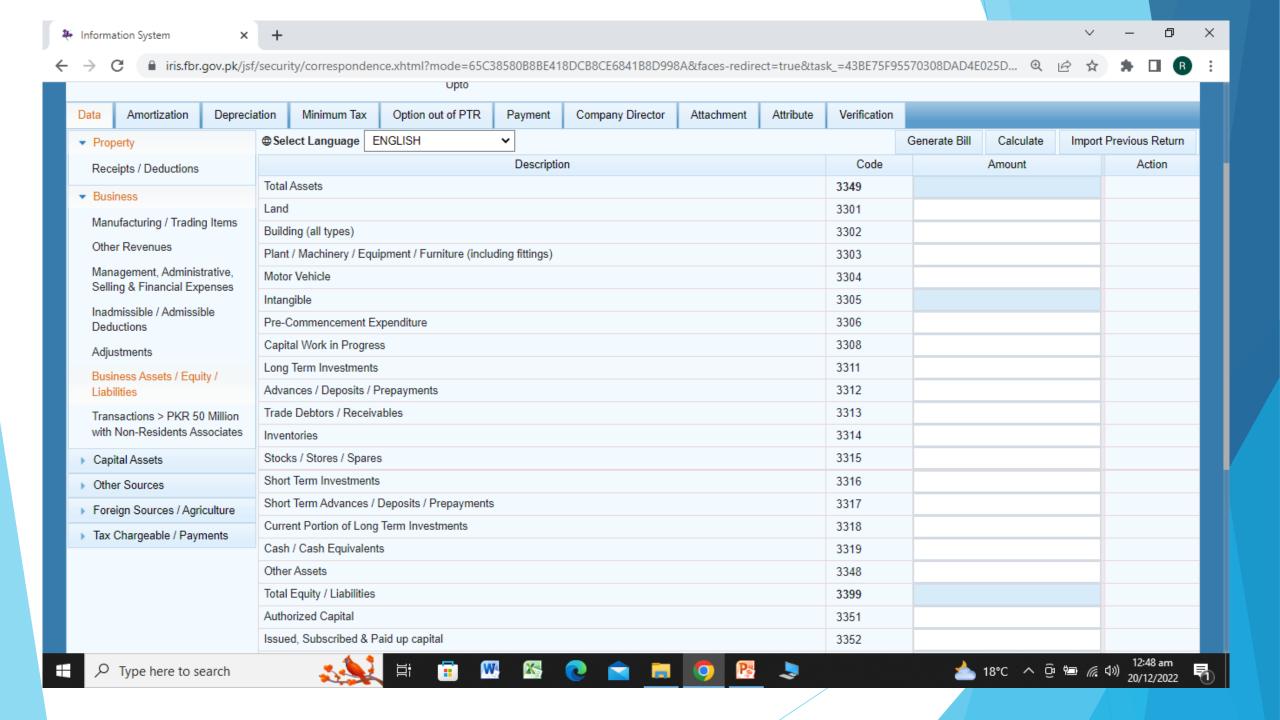


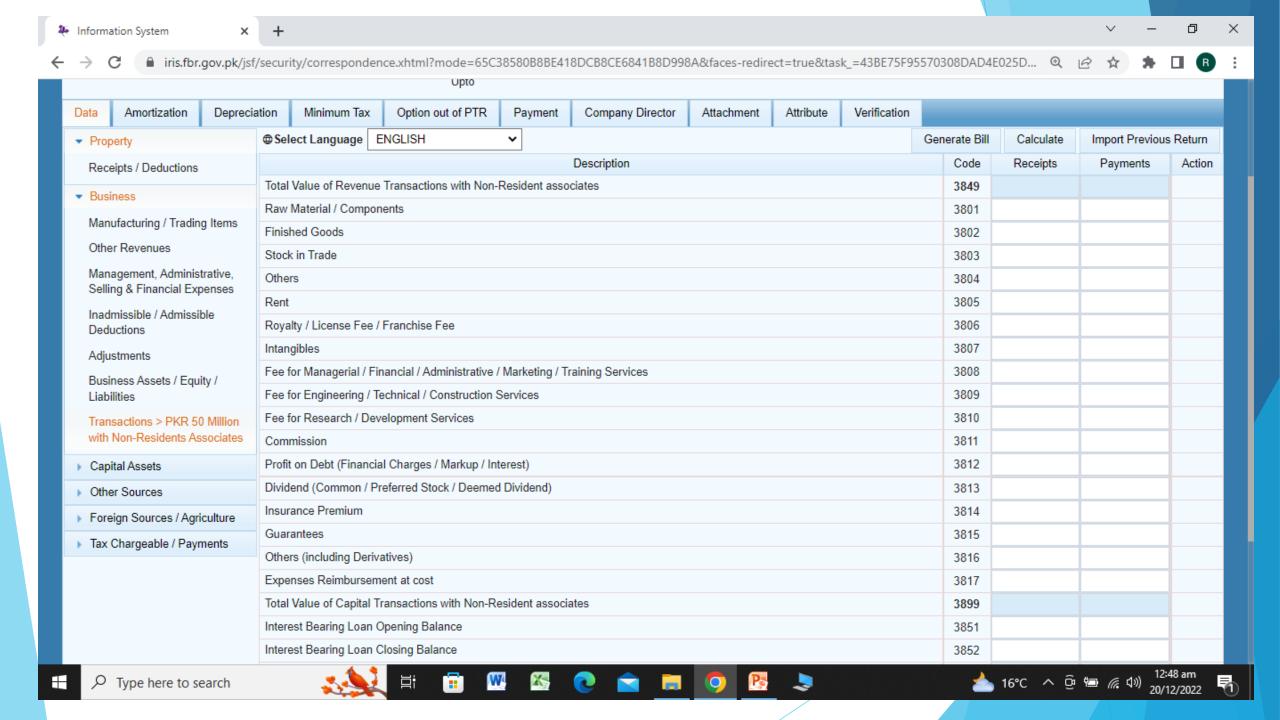












### THE FIRST SCHEDULE PART I RATES OF TAX (See Chapter II) — Division-I

S. No.	Taxable income	Rate of tax
1.	Where the taxable income does not exceed Rs. 600,000	0%
2.	Where the taxable income exceeds Rs. 600,000 but does not exceed Rs. 800,000	5% of the amount exceeding Rs 600,000
3.	Where the taxable income exceeds Rs. 800,000 but does not exceed Rs. 1,200,000	Rs 10,000 + 12.5% of the amount exceeding Rs 800,000
4.	Where the taxable income exceeds Rs.1,200,000 but does not exceed Rs. 2,400,000	Rs 60,000 + 17.5% of the amount exceeding Rs 1.200,000
5.	Where the taxable income exceeds Rs. 2,400,000 but does not exceed Rs. 3,000,000	Rs 270,000 + 22.5% of the amount exceeding Rs 2.400,000
6.	Where the taxable income exceeds Rs. 3,000,000 but does not exceed Rs. 4,000,000	Rs 405,000 + 27.5% of the amount exceeding Rs 3,000,000
7.	Where the taxable income exceeds Rs. 4,000,000 but does not exceed Rs. 6,000,000	Rs 680,000 + 32.5% of the amount exceeding Rs 4,000,000
8.	Where the taxable income exceeds Rs. 6,000,000	Rs 1,330,000 + 35% of the amount exceeding Rs 6,000,000

### (2) Where the income of an individual chargeable under the head Salary exceeds seventy five percent of his taxable income the rates of tax to be applied shall be as set out in the following

S.N	Taxable Income	Rate Of Tax
1.	Where taxable income does not exceed Rs. 600,000	Rs. 0
2.	Where taxable income exceeds Rs.600,000 but does not exceed Rs.1,200,000	2.5% of the amount exceeding Rs. 600,000
3.	Where taxable income exceeds Rs.1,200,000 but Does not exceed Rs.2,400,000	Rs. 15,000 + 12.5% of the amount exceeding Rs.1,200,000
4.	Where taxable income exceeds Rs.2,400,000 but does not exceed Rs.3,600,000	Rs. 165,000 + 20% of the amount exceeding Rs.2,400,000
5.	Where taxable income exceeds Rs.3,600,000 but Does not exceed Rs.6,000,000	Rs. 405,000 + 25% of the amount exceeding Rs.3,600,000
6.	Where taxable income exceeds Rs.6,000,000 but does not exceed Rs.12,000,000	Rs. 1,005,000 + 32.5% of the Amount exceeding Rs.6,000,000
7.	Where taxable income exceeds Rs.12,000,000	Rs. 2,955,000 + 35% of the Amount exceeding Rs. 12,000,000

### SMALL AND MEDIUM ENTERPRISES - Sec 100E (Fourteenth Schedule )

- 1. <u>Application</u>.- These rules shall apply to small and medium enterprises as defined in Clause (59A) of Section 2 of the Ordinance
- 2. <u>Registration</u>.- Small and medium enterprise shall be required to register with FBR on its Iris web portal or <u>Small and Medium</u> Enterprises Development Authority on its SME registration portal (SMERP).
- 3. <u>Categories and Tax Rates</u>.- There shall be following two categories of small and medium enterprises and tax on their taxable income shall be computed at the tax rates given in the table below, namely

S.No	Category	Turnover	Rates
1	Category-1	Where annual business turnover does not exceed Rupees 100 million	7.5% of taxable income
2	Category-2	Where annual TO exceeds Rs100 Mn but does not exceed Rs 250 Mn	15% of taxable income

- 4. Option for Final Tax Regime. (1) The small and medium enterprises may opt for taxation under final tax regime at the rates given in the table below
- 4(2) Option under sub-rule (1) of this rule shall be exercised at the time of filing of return of income and option once exercised shall be irrevocable for three tax years
- 4(3) The provisions of section 177 and 214C shall not apply to SME who opts for taxation under sub-rule (1) of this rule

S.N	Category	Turnover	Rates
1	Category-1	Where annual business turnover does not exceed Rupees 100 million	0.25% of Gross Turnover
2	Category-2	Where annual TO exceeds Rs100 Mn but does not exceed Rs 250 Mn	0.5% of Gross Turnover

### FORMs - Under The Sindh Land Tax & Agricultural Income Tax Rules 2001 (Sindh Ordinance No XII of 2000)

FORM-A [see Rule 7(1)]	Form Of Return Of Total Agricultural Income (Exempted in FBR if Paid at Provincial level)
Form-A Part-I	Statement of Total Agricultural Income During the Income Year ended on
Form-A Part – II	Computation Of Tax
FORM-B	Acknowledgement
FORM-C	Register of Returns In Form-A In Respect Of Assessment Year Received
FORM-D	Notice Of Demand Under Rule-19 of The Sindh Agricultural Income Tax Rules 2001
FORM-D1	Notice of Demand Under Rule-19 of The Sindh Land Tax & Agricultural Income Tax Rules 2001
FORM-E	Application For Refund of The Tax Under The Sindh Tax & Agricultural Income Tax Rules 2001
FORM-F	Agricultural Income Tax Demand & Recovery Register

### Profit Rates in National Savings Schemes w.e.f 20.12.2022

DEFENCE SAVINGS CERTIFICATES - DSC (10 yrs)			
Year	Value	Year	Value
1	108,000	6	175,000
2	117,000	7	200,000
3	127,000	8	230,000
4	139,000	9	268,000
5	155,000	10	318,000

Subject	to deduction of	WHT and	Zakat as	per rules.

	SPECIAL SAVINGS CERTIFICATES - SSC (3 yrs)			
	Profit No. 1 to 5	13.00% per annum	Rs. 6,500 per Rs. 100,000 (per 6 Months)	
2	Profit No. 6 (Last)	13.60% per annum	Rs. 6,800 per Rs. 100,000 (per 6 Months)	
3	Average Rate 13.10%			
	Subject to deduction of WHT and Zakat as per rules.			

3	REGULAR INCOME CERTIFICATES - RIC (5 yrs)		
	12.36% per annum	Rs. 1,030 per Rs. 100,000 (per Month)	
	Subject to deduction of WHT as per rules.		

4	BEHBOOD SAVINGS	CERTIFICATES - BSC (10 yrs)
110	13.92% per annum	Rs. 1,160 per Rs. 100,000 (per Month)

	SHORT TERM SAVINGS CERTIFICATES - STSC		
	3 Months	14.80% per annum	Rs. 3,700 per Rs. 100,000
5	6 Months	14.86% per annum	Rs. 7,430 per Rs. 100,000
	1 Year	14.90% per annum	Rs. 14,900 per Rs. 100,000
	Subject to deduction of WHT as per rules.		

6	PENSIONERS BENEFIT ACCOUNT - PBA (10 yrs)			
0	13.92% per annum	Rs. 1,160 per Rs. 100,000 (per Month)		

-7-1	SAVINGS A	ACCOUNTS - SA
7	14.50% per annum (↑)	Rs. 14,500 per Rs. 100,000 (per Year)
J ()	Subject to deduction of WHT and Zakat as per rules.	

200	SPECIAL SAVINGS ACCOUNTS - SSA (3 yrs)		
	Profit No. 1 to 5	13.00% per annum	Rs. 6,500 per Rs. 100,000 (per 6 Months)
	Profit No. 6 (Last)	13.60% per annum	Rs. 6,800 per Rs. 100,000 (per 6 Months)
	Average Rate 13.10%		
	Subject to deduction of WHT and Zakat as per rules.		

	SHUHADA'S FAMILY WELFARE ACCOUNT - SFWA (10 yrs)	
9	13.92% per annum	Rs. 1,160 per Rs. 100,000 (per Month)

Withholding Tax Rates	
FILER	NON-FILER
15%	30%

Zakat Rate 2.50%

### Thank You