

**INCOME-TAX (NINTH AMENDMENT) RULES, 2011 - INSERTION OF RULE
40BA AND FORM NO. 29C**

NOTIFICATION NO. 60/2011 [F. NO. 133/70/2011-SO(TPL)], DATED 1-12-2011

In exercise of the powers conferred by section 295 of the Income-tax Act, 1961 (43 of 1961), the Central Board of Direct Taxes hereby makes the following rules further to amend the Income-tax Rules, 1962, namely:-

1. (1) These rules may be called the Income-tax (9th Amendment) Rules, 2011.

(2) They shall come into force on the 1st day of April, 2012.

2. In the Income-tax Rules, 1962, (hereafter referred to as the "said rules"), after rule 40B, the following rule shall be inserted, namely:-

"Special provisions for payment of tax by certain limited liability partnerships

40BA. The report of an accountant which is required to be furnished by the assessee under sub-section (3) of section 115JC, shall be in Form No.29C."

3. In Appendix-II of the said rules, after Form No.29B, the following form shall be inserted, namely:-

"FORM NO. 29C

[See rule 40BA]

**Report under section 115JC of the Income-tax Act, 1961 for computing adjusted
total income and minimum alternate tax of the limited liability partnership**

1. I/We* have examined the accounts and records of
. (name and address of the
assessee with PAN) engaged in business of.
. (nature

of business) in order to arrive at the adjusted total income and the minimum alternate tax for the year ended on the 31st March,

2. (a) I/We* certify that the adjusted total income and the minimum alternate tax has been computed in accordance with the provisions of Chapter XII-BA of the Income-tax Act. The tax payable under section 115JC of the Income-tax Act in respect of the assessment year is Rs.....
....., which has been determined on the basis of the details in Annexure A to this Form.

3. In my/our * opinion and to the best of my/our* knowledge and according to the explanations given to me/us* the particulars given in the Annexure A are true and correct.

Date.

Signed

†Accountant

Notes:

1. *Delete whichever is not applicable.
2. †This report is to be given by-
 - (i) a Chartered Accountant within the meaning of the Chartered Accountants Act, 1949 (38 of 1949); or
 - (ii) any person, who in relation to any State, is by virtue of the provisions in sub-section (2) of section 226 of the Companies Act, 1956 (1 of 1956), entitled to be appointed to act as an auditor of companies registered in that State.
3. Where any of the matters stated in this report is answered in the negative or with a qualification, the report shall state the reasons therefor.

ANNEXURE A

[See paragraph 2]

Details relating to the computation of Adjusted Total Income and Minimum Alternate Tax for the purposes of section 115JC of the Income-tax Act, 1961

1.	Name of the assessee			
2.	Address of assessee			
3.	Permanent Account Number			
4.	Assessment year			
5.	Total income of the assessee computed in the manner laid down in the Income-tax Act before giving effect to Chapter XII-BA of the Income-tax Act			
6.	Income-tax payable on total income referred to in Column 5 above			
7.	The amount of deduction claimed under any section included in Chapter VI-A under the heading "C." - "Deductions in respect of certain incomes"	Sl. No.	Section under which deduction claimed	Amount of deduction claimed
8.	The amount of deduction claimed under section 10AA			
9.	Adjusted total income of the assessee (5+7 + 8)			
10.	Minimum alternate tax (18.5% of adjusted total income computed in column 9 above)			