

(As amended up to 01st July, 2019)

The
**ISLAMABAD CAPITAL TERRITORY
(TAX ON SERVICES)
ORDINANCE,
2001**

(ORDINANCE NO. XLII OF 2001)

Updated vide Finance Act, 2019

(Since no amendment made by Finance Act, 2020, therefore same are updated up to 30-06-2020)

By

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Updated up to 30-06-2020

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(Amendments by the Finance Act, 2019 have been shown in RED)

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The
ISLAMABAD CAPITAL TERRITORY
(TAX ON SERVICES)
ORDINANCE,
2001

¹ [Notification No. F. 2(1)/2001-Punj., dated 18th August, 2001.—The following Ordinance promulgated by the President is hereby published for general information:--

ORDINANCE NO. XLII OF 2001

AN
ORDINANCE

to provide for levy of sales tax on services rendered or provided in the Islamabad Capital Territory

WHEREAS it is expedient to provide for levy of sales tax on the services rendered or provided in the Islamabad Capital Territory and for matters ancillary thereto or connected therewith;

AND WHEREAS the President is satisfied that circumstances exist which render it necessary to take immediate action;

NOW, THEREFORE, in pursuance of proclamation of Emergency of the fourteenth day of October, 1999, and the Provisional Constitution Order No. 1 of 1999, read with the Provisional Constitution (Amendment) Order No. 9 of 1999, and in exercise of all powers enabling him in that behalf, the President of the Islamic Republic of Pakistan is pleased to make and promulgate the following Ordinance:-

1. Short title, extent and commencement.--(1) This Ordinance may be called the Islamabad Capital Territory (Tax on Services) Ordinance, 2001.

¹Issued by the Ministry of Law and Justice, under the signature of Mr. Justice Faqir Muhammad Khokhar, Secretary, vide Ex. Ord. Gaz.of Pak., 2001, Pt. I, P.923.

- (2) It extends to whole of Islamabad Capital Territory.
- (3) It shall come into force at once.

2. Interpretation.--In this Ordinance, unless there is anything repugnant in the subject or context, the words and expression used but not defined shall have the same meaning as in the Sales Tax Act, 1990.

3. Scope of tax.--(1) Subject to the provisions of this Ordinance, there shall be charged, levied and paid a tax know as sales tax at ²[rates specified in column (4) of the Schedule to this Ordinance] of the value of the taxable services rendered or provided in the Islamabad Capital Territory.

(2) The tax shall be charged and levied on the services specified in³[column (2) of] the Schedule to this Ordinance in the same manner and at the same time, as if it were a sales tax leviable under sections 3, 3A or 3AA, as the case may be, of the Sales Tax Act,1990.

⁴[(2A) The following provisions of the Sales Tax Act, 1990, shall apply, *mutandis mutandis*, to the services rendered or provided under this Ordinance, namely:—

- (a) clause (b) of sub-section (2) and sub-sections (6) and (7) of section 3;
- b) serial number 2, in column (1), and the entries relating thereto of the Fifth Schedule read with section 4;
- c) sub-sections (2), (3), (6) and (7) of section 13; and
- (d) serial number 48, in column (1), and entries relating thereto of Table 1 of Sixth Schedule read with section 13.”.

²Substituted for the words “the rate of sixteen percent” by the Finance Act, 2015

³The words brackets and figure “column (2) of” inserted by the Finance Act, 2015

⁴ New sub-sections (2A) added through Finance Act, 2016.

⁵[(2B) The tax levied under sub-section (1) shall not be applicable to regulatory and licensing services rendered or provided by an organization established by or under a Federal statute].

(3) All the provisions of the Sales tax Act, 1990, and rules made and notifications, orders and instructions issued there under shall, *mutatis mutandis*, apply to the collection and payment of tax under this Ordinance in so far as they relate to –

- (a) manner, time and mode of payment;
- (b) registration and de-registration;
- (c) keeping of records and audit;
- (d) enforcement and adjudication;
- (e) penalties and prosecution; and
- (f) all other allied and ancillary matters.

⁶[THE SCHEDULE

[See section 3(2)]

⁵ Sub-section (2B) inserted by Finance Act, 2016

⁶Substituted by the Finance Act, 2015. Earlier, the Schedule at the time of substitution was as under:

“THE SCHEDULE

[See section 3(2)]

1. Services provided or rendered by hotels, clubs and caterers:-
 - (a) Services provided or rendered by hotels;
 - (b) *Omitted.*
 - (c) Services provided or rendered by clubs, and
 - (d) Services provided or rendered by caterers.
2. Advertisements on T.V. and Radio excluding advertisement:-
 - (i) if sponsored by a Government Agency for health education;
 - (ii) if sponsored by Population Welfare Division relating to educational promotion campaign; and
 - (iii) public service messages if telecast on television by World Wildlife Funds for Nature or UNICEF.
3. Services provided or rendered by persons authorized to transact business on behalf of others:-
 - (a) customs agents.
 - (b) ship chandlers.
 - (c) stevedores.

S.No.	Description	PCT Heading, if applicable	Rate of Tax
(1)	(2)	(3)	(4)
1	Services provided or rendered by hotels, motels, guest houses, marriage halls and lawns (by whatever name called) including “pandal” and “shamiana” services, clubs including race clubs, and caterers.	9801.1000 9801.3000 9801.4000 9801.5000 9801.6000	Sixteen percent
2	Advertisement on television and radio, excluding advertisements— (a) sponsored by an agency of the Federal or Provincial Government for health education; (b) sponsored by the Population Welfare Division relating to educational promotion campaign; (c) financed out of funds provided by a Government under grant-in-aid agreement; and (d) conveying public service messages, if telecast on television by the World Wide Fund for Nature (WWF) or United Nations Children’s Fund (UNICEF)	9802.1000 and 9802.2000	Sixteen percent
3	Services provided by persons authorized to transact business on behalf of others— (a) stevedore; (b) customs agents; and	9805.2000 9805.4000 and 9805.8000	Sixteen percent

4. Courier services.

5. Omitted.

6. Omitted.”

	(c) ship chandlers.		
4	Courier services and cargo services by road provided by courier companies;	9808 .0000 9804.9000	Sixteen percent
5	Construction services, excluding: (i) construction projects (industrial and commercial) of the value (excluding actual and documented cost of land) not exceeding Rs. 50 million per annum. (ii) the cases where sales tax is otherwise paid as property developers or promoters. (iii) Government civil works including Cantonment Boards. (iv) construction of industrial zones, consular buildings and other organizations exempt from income tax. (v) construction work under international tenders against foreign grants-in-aid. (vi) Residential construction projects where the covered area does not exceed 10,000 square feet for houses and 20,000 square feet for apartments	9824.0000 and 9814.2000	Sixteen percent
6	Services provided by property developers and promoters (including allied services) excluding the actual purchase value or documented cost of land.	9807.0000 and respective sub-headings of heading 98.14	Rs.100per square yard for land development, and Rs.50per square feet for building construction
7	Services provided by persons engaged in contractual execution of work, excluding: (i) annual total value of the contractual works or supplies does not exceed Rs.50 million;	9809.0000	Sixteen percent

	(ii) the contract involving printing or supplies of books.		
8	Services provided for personal care by beauty parlours, clinics and slimming clinics, body massage centres, pedicure centres; including cosmetic and plastic surgery by such parlours/clinics, but excluding: (i) annual turnover does not exceed Rs.3.6 million; or (ii) the facility of air-conditioning is not installed or available in the premises.	9810.0000 9821.4000 and 9821.5000	Sixteen percent
9	Management consultancy services	9815.4000, 9819.9300	Sixteen percent
10	Services provided by freight forwarding agents, and packers and movers.	9805.3000, 9819.1400	Sixteen percent or Rs. 400 per bill of lading, whichever is higher
11	Services provided by software or IT-based system development consultants.	9815.6000	Sixteen percent
12	Services provided by technical, scientific and engineering consultants	9815.5000	Sixteen percent
13	Services provided by other consultants including but not limited to human resource and personnel development services; market research services and credit rating services.	9815.9000 9818.3000 9818.2000	Sixteen percent
14	Services provided by tour operators and travel agents including all their allied services or facilities (other than Hajj and Umrah)	9805.5100 9805.5000 9803.9000	Sixteen percent
15	Manpower recruitment agents including labour and manpower supplies.	9805.6000	Sixteen percent

16	Services provided by security agencies.	9818.1000	Sixteen percent
17	Services provided by advertising agents	9805.7000	Sixteen percent
18	Share transfer or depository agents including services provided through manual or electronic book-entry system used to record and maintain securities and to register the transfer of shares, securities and derivatives.	9805.9000	Sixteen percent
19	Business support services.	9805.9200	Sixteen percent
20	Services provided by fashion designers, whether relating to textile, leather, jewellery or other product regimes, including allied services, marketing, packing, delivery and display, etc.	9819.6000	Sixteen percent
21	Services provided by architects, town planners and interior decorators.	9814.1000 9814.9000	Sixteen percent
22	Services provided in respect of rent a car.	9819.3000	Sixteen percent
23	Services provided by specialized workshops or undertakings (auto-workshops; workshops for industrial machinery, construction and earth-moving machinery or other special purpose machinery etc; workshops for electric or electronic equipments or appliances etc. Including computer hard ware; car washing or similar service stations and other workshops).	98.20	Sixteen percent
24	Services provided for purposes including fumigation services, maintenance and repair (including building and equipment maintenance and repair including after sale services) or cleaning services, janitorial services, dredging or de-silting services and other similar services etc.	98.22	Sixteen percent

25	Services provided by underwriter, indenters, commission agents including brokers (other than stock) and auctioneers	9819.1100, 9819.1200, 9819.1300 and 9819.9100	Sixteen percent
26	Services provided by laboratories other than services relating to pathological or diagnostic tests for patients.	98.17	Sixteen percent
27	Services provided by health clubs, gyms, physical fitness centres, indoor sports and games centres and body or sauna massage centres	9821.1000 and 9821.2000 9821.4000	Sixteen percent
28	Services provided by laundries and dry cleaners.	9811.0000	Sixteen percent
29	Services provided by cable TV operators.	9819.9000	Sixteen percent
	Technical analysis and testing services	9819.9400	Sixteen percent
30	Services provided by TV or radio program producers or production houses.	--	Sixteen percent
31	Transportation through pipeline and conduit services.	--	Sixteen percent
32	Fund and asset (including investment) management services.	--	Sixteen percent
33	Services provided by inland port operators (including airports and dry ports) and allied services provided at ports and services provided by terminal operators including services in respect of public bonded warehouses, excluding the amounts received by way of fee under any law or by-law.	--	Sixteen percent
34	Technical inspection and certification services and quality control (standards' certification) services	--	Sixteen percent

35	Erection, commissioning and installation services.	--	Sixteen percent
36	Event management services	--	Sixteen percent
⁷ [37]	Valuation services; competency and eligibility testing services excluding education testing services provided or rendered under a bilateral or multilateral agreement signed by the Government of Pakistan],	--	Sixteen percent
38	Exhibition or convention services	--	Sixteen percent
39	Services provided in respect of mining of minerals, oil & gas including related and allied activities	--	Sixteen percent
40	Services provided by property dealers and realtors.	--	Sixteen percent
41	Call centres.	--	⁸ [Seventeen per cent]
42	Services provided by car/ automobile dealers.	--	Sixteen percent
⁹ [43.	Advertisement on hoarding boards, pole signs and signboards, and websites or internet	9802.9000	Sixteen percent
44.	Services provided by landscape designers	9814.4000	Sixteen percent
45.	Sponsorship services	9805.9100	Sixteen percent
46.	Services provided or rendered by legal practitioners and consultants	9815.2000	Sixteen percent
47.	Services provided by accountants and auditors	9815.3000	Sixteen percent
48.	Service provided or rendered by Stockbrokers, future brokers and commodity brokers, money exchanger, surveyors, outdoor photographers, event photographers, videographers, art painters, auctioneers (excluding value of goods) and registrar to an issue	9819.1000, 9819.2000, 9819.5000, 9819.7000, 9819.8000, 9819.9100, 9819.9500 and 9819.9090	Sixteen percent

⁷ Serial number substituted through Finance Act, 2016.

⁸ Substituted for the words "eighteen and a half" by Finance Act, 2019.

⁹ Serial numbers 43 to 58 added through Finance Act, 2019.

49.	Services provided by race clubs: Entry/ admission and other services	--	Sixteen percent
50.	Services provided or rendered by corporate law consultants	9815.9000	Sixteen percent
51.	Visa processing services, including advisory or consultancy services for migration or visa application filing services	--	Sixteen percent
52.	Debt collection services and other debt recovery services	--	Sixteen percent
53.	Supply chain management or distribution (including delivery) services	--	Sixteen percent
54.	Services provided or rendered by persons engaged in inter-city transportation or carriage of goods by road or through pipeline or conduit	--	Sixteen percent
55.	Ready mix concrete services	--	Sixteen percent
56.	Public relations services	--	Sixteen percent
57.	Training or coaching services other than education services	--	Sixteen percent
58.	Cleaning services including janitorial services, collection of waste and processing of domestic waste	9822.2000, 9822.3000 and 9822.9000	Sixteen percent].
