

**Government of India
Ministry of Finance
Central Board of Direct Taxes
Directorate of Income-tax(Systems)
New Delhi.**

Notification No. 6/2017

New Delhi, 30th May, 2017


Subject: Declaration in Form 15G/15H to be furnished to the Deductor/Payer for each Financial Year – Clarifications -reg

The provisions of section 197A of the Income-tax Act, 1961('the Act') inter alia provide that tax shall not be deducted, if the recipient of certain payment on which tax is deductible furnishes to the payer a self-declaration in Form No.15G/15H in accordance with provisions of the said section. The manner of filing such declarations and the particulars have been laid down in Rule 29C of the Income-tax Rules, 1962 ('the Rules') w.e.f 1.10.2015 vide **Notification No.76/2015 dated 29.09.2015**.

2. Representations have been received for clarification on the issue as to whether a depositor should submit only one declaration in respect of the income each year before each person responsible for making the payment (Deductor) or Form 15G/15H has to be submitted each and every time the payment is due to be received from the deductor. A view has been expressed in certain quarters that it will be sufficient if only one declaration is made in respect of the income each year before each person responsible for making the payment drawing the basis from **Circular: No. 351, dated 26-11-1982**. Para 5 of this circular is quoted as follows:

"The declaration in Form No. 15F, 15G or 15H as explained above is to be furnished to the person responsible for paying the income which is sought to be received without deduction of tax at source. As the declarant has to state that his estimated total income of the previous year in which the income of the nature referred to in section 193, 194 or 194A is to be included in computing his total income is below the exemption limit, it will be sufficient if only one declaration is made in respect of the income each year before each person responsible for making the payment. Hence, where payments are to be made by the same person more than once in a year, the declaration in the relevant form may be furnished before the first payment in a year becomes due. It may also be noted that in the declaration in Form No. 15F, 15G or 15H particulars of only such securities, shares or, as the case may be, other deposits are to be furnished the income from which is payable by the person to whom the declaration is furnished. For example, in the declaration in Form No. 15G furnished to company 'A' it is not necessary for the declarant to give particulars of the shares held by him in other companies."

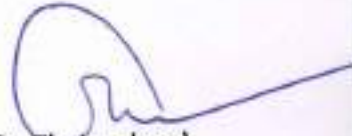
3. A holistic reading of the Circular provides that when the income for each year changes, new form 15G/15H has to be filed. A similar position is taken up in notification No. 76/2015 dated 29-09-2015 vide guidance note 6,7 and 8 and new column 17, 18, and 19 in form 15G and guidance note 5,6 and 7 and new column 16, 17, and 18 in form 15H. Thus, whenever the estimated total income/ aggregate income changes and new investments are made, one needs to file new form 15G/15H providing particulars of the same. However, in case of old investments he needs to provide total number of earlier declarations filed in form 15G/15H and aggregate amount of income for which such Form 15G/15H have been filed.
4. Therefore, it is hereby clarified that the amended new forms 15G & 15H vide CBDT Notification No 76 dated 29th September, 2015 require the depositor to furnish the details of all investments up to that date including the current Fixed Deposit for which the Form 15G/15H is being given and which are to be listed in Form 15G/15H to enable the deductor/payer to ascertain, whether the Form 15G/15H can be accepted.
5. This issues with the approval of the Principal Director General of Income-tax (Systems).


(P. S. Thuingaleng)

Dy. Commissioner of Income Tax (CPC-TDS)
O/o The Pr. Director General of Income-tax (Systems)

Copy to:

1. PPS to the Chairman and all Members, CBDT, North Block New Delhi.
2. All Pr. Chief Commissioners/ Pr. Director Generals of Income-tax/ Chief Commissioners of Income-tax /Pr. Commissioners of Income-tax/ Commissioners of Income-tax / Commissioners of Income-tax(TDS) – with a request to circulate amongst all officers in their regions/charges.
3. JS(TPL)-I&II / Media coordinator and Official spokesperson of CBDT.
4. ADG(IT)/ADG(Audit)/ ADG(Vig.)/ ADG(Systems) 1,2,3,4,5 /ADG(TPS) 1,2/CIT(CPC-ITR)/ Bangalore, CIT(CPC-TDS) Ghaziabad
5. ADG (PR, PP &OL) with a request for advertisement campaign for the notification.
6. TPL and ITA Divisions of CBDT
7. The Institution of Chartered Accountant of India, IP Estate, New Delhi.
8. The Web Manager, 'incometaxindia.gov.in' for hosting on the website.
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10. ITBA publisher for uploading on ITBA Portal
11. ITO (CPC-TDS)-III for uploading on TRACES portal.


(P. S. Thuingaleng)

Dy. Commissioner of Income Tax (CPC-TDS)
O/o The Pr. Director General of Income-tax (Systems)