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PART II

Statutory Notifications (S.R.O.)

GOVERNMENT OF PAKISTAN

REVENUE DIVISION

(Central Board of Revenue)

NOTIFICATIONS

Islamabad, the 28th August, 2006

INCOME TAX

S. R. O. 884(I)/2006.— in exercise of the powers conferred by sub-section (2) of section 53 of the income Tax Ordinance, 2001 (XLIX of 2001), the Federal Government is pleased to direct that the following further amendment shall be made in the Second Schedule to the said Ordinance, namely: —

In the aforesaid schedule, in Part-IV, in clause (11),—

- (i) in sub-clause (xvi), the colon and word “; and” appearing at the end shall be substituted by the semi-colon “;”; and

(2713)

[3249 (2006) Ex. Gaz.]

Price : Rs. 05.00

- (ii) in sub-clause (xvii), full stop at the end shall be substituted by the semi-colon and word “; and”, and the following new sub clause shall be added, namely:—

“(xviii) WAPDA First Sukuk Company Limited.”.

[C. No. 941-C(DTP)/04.]

Islamabad, the 29th August, 2006

S. R. O. 885 (I)/2006.—In exercise of the powers conferred by subsection (2) of section 53 of the Income Tax Ordinance, 2001 (XLIX of 2001), the Federal Government is pleased to direct that the following further amendment shall be made in the Second Schedule to the said Ordinance, namely:—

In the aforesaid Schedule, in Part IV, after clause (61), the following new clause shall be added, namely:—

“(62) The following provisions of Section 97 shall not apply in case of transfer of assets on amalgamation of companies or their businesses or acquisition of shares, requiring that transferor:

- (a) be resident company; and
- (b) belong to a wholly-owned group of resident companies. Provided that:
 - (i) the transferee resident company shall own or acquire at least 75% of the share capital of the transferor company or the business in Pakistan of the transferor company;
 - (ii) the amalgamated company is a company incorporated in Pakistan;
 - (iii) the assets of the amalgamating company or companies immediately before the amalgamation become the assets of the amalgamated company by virtue of the amalgamation, otherwise than by purchase of such assets by the amalgamated company or as a result of distribution

Annex-II

S. R. O. 887(I)/2006.— In exercise of power conferred by Section 47 of the Regulation of Generation, Transmission and Distribution of electric Power Act (XL of 1997) read with Rule 3 (I) of the Tariff Standards and Procedure Rules 1998, the National Electric Power Regulatory Authority is pleased to approve the modification, detailed at **Annex-A**, in Schedule (Part-I & II) of National Electric Power Regulatory Authority (Fees Pertaining to Tariff Standards and Procedure) Regulations 2002, notified *vide* S.R.O. No. 385 (I)/2002 dated 17-06-2002 and SRO 519(I)/2006 dated 1st June, 2006. This SRO supersedes SRO 519 (I) /2006 forthwith.

Other contents of the S.R.O. No. 385(I)/2002 will remain un-changed.

MAHJOOB AHMAD MIRZA,
Registrar.

Annex-A

NATIONAL ELECTRIC POWER REGULATORY AUTHORITY
“Fees pertaining to Tariff Standards and Procedures Regulations 2002”
SCHEDULE PART I SEC (I)

Tariff Petition Fees in relation of the National Electric Power Regulatory Authority (Tariff Standards and Procedure) Rules 1998 is deleted in its entire and replaced as under:

Category	Fees (Rs.)
(a) Generation Licensees *(1)	
Upto 1 MW	200,000
1 MW to 10 MW	500,000
10 MW to 20 MW	750,000
20 MW to 50 MW	1,000,000
50 MW to 100 MW	1,500,000
Above 100 MW	2,500,000
Generation Company opting for an upfront tariff	500,000
(b) Transmission Licensees	
National Grid Co.	2,500,000
Special Purpose	1,000,000

Category	Fees (Rs.)
(c) Distribution Licensees *(2)	
Upto 1 MW	100,000
More than 1 MW 2 MW	200,000
More than 2 MW upto 5 MW	300,000
More than 5 MW upto 15 MW	500,000
More than 15 MW upto 25 MW	750,000
More than 25 MW upto 50 MW	1,000,000
Above 50 MW	1,500,000
(d) Consumers	
(i) Industrial, Commercial and Bulk Consumers	100,000
(ii) Industry and Trade Association or other representative bodies	500,000
(iii) Residential Consumers	25,000
(iv) Agricultural Consumers	25,000

Note: *(1): MW Capacity in case of Generation Licensees shall mean the ISO Gross, Capacity as mentioned in the application.

*(2): MW Capacity in case of Distribution Licensees shall mean either (a) 85% of the accumulated installed or expected to be installed Transformation Capacity as mentioned in the application or (b) .019% of the annual expected sales in MWh as mentioned in the application.

Schedule Part-II, 2
Indexation of Fees:

CPI_{rd} appearing as the last definition of the formulae for indexation at Paragraph 2 is deleted and is replaced in its entirety as follow:
CPI_{rd} The reference or base CPI as on July, 2006.

OIL AND GAS REGULATORY AUTHORITY

Islamabad, the 28th August, 2006

S. R. O. 888(I)/2006.—In exercise of the powers conferred by Section 6(2)(w) of Oil and Gas Regulatory Authority Ordinance, 2002 (XVII of 2002) and in supersession of Oil and Gas Regulatory Authority's notification No. S.R.O. 657(I)/2006, dated June 20, 2006, the Authority is pleased to fix the wellhead price in

- of such assets to the amalgamated company after the winding up of the amalgamating company or companies;
- (iv) the liabilities of the amalgamating company or companies immediately before the amalgamation become the liabilities of the amalgamated company by virtue of the amalgamation; and
- (v) the scheme of amalgamation is sanctioned by the State Bank of Pakistan, any court or authority as may be required under the law.

[C.No.4(41)ITP-S-2/2002.]

SALMAN NABI,
Additional Secretary/Member
(Direct Taxes).

Annex-I

**NATIONAL ELECTRIC POWER REGULATORY AUTHORITY
(NEPRA)**

Islamabad, the 28th August, 2006

S. R. O. 886(I)/2006.—In exercise of power conferred by Section 47 of the Regulation of Generation, Transmission and Distribution of electric Power Act (XL of 1997), the National Electric Power Regulatory Authority is pleased to approve the modification detailed at **Annex-A** in Licence Application and Modification Fees (Schedule II Part-I & II) of National Electric Power Regulatory Authority Licensing (Application & Modification Procedure) Regulations, 1999, notified *vide* S. R. O. No. 142(1)/99 dated 1st March 1999.

Other contents of the S.R.O. No. 142(1)/99 will remain un-changed.

Annex-A

**NATIONAL ELECTRIC POWER REGULATORY AUTHORITY
"APPLICATION & MODIFICATION PROCEDURE
REGULATIONS 1999"**

Schedule II [Regulation 3(2) and 10(3)] Table of Fees at Page 16 is deleted and is replaced in its entirety as under:

Part I
MODIFIED AS PER DECISION R-06-236

Category of Licence	Fees (Rs.)
Generation * (1)	
Upto 1 MW	
More than 1 MW upto 10 MW	100,000
More than 10 MW upto 20 MW	300,000
More than 20 MW upto 50 MW	500,000
More than 50 MW upto 100 MW	750,000
Above 100 MW	1,000,000
	2,000,000
Transmission	
National Grid Co.	
Special Purpose	1,500,000
	1,500,000
Distribution * (2)	
Upto 1 MW	
More than 1 MW upto 2 MW	100,000
More than 2 MW upto 5 MW	200,000
More than 5 MW upto 10 MW	500,000
More than 10 MW upto 20 MW	750,000
More than 20 MW upto 50 MW	1,500,000
Above 50 MW	2,500,000
	3,000,000

Note *(1) MW Capacity in case of Generation facility shall mean the ISO Gross Capacity as mentioned in the application.

* (2) MW Capacity in case of Distribution facility shall mean either (a) 85% of the accumulated installed or expected to be installed Transformation Capacity as mentioned in the application or (b) .019% of the annual expected sales in MWh as mentioned in the application.

Part II at Page 17 shall be modified only to the following extent:

CPI_{rd} appearing as the last definition of the formulae for indexation at Paragraph 2 is deleted and is replaced in its entirety as follows:

CPI_{rd} = The reference or base CPI as on July 1, 2006

respect of natural gas, delivered by Orient Petroleum International Inc. *ex-Dhurnal* lease area at agreed delivery point to Sui Northern Gas Pipelines Limited at Rs. 15.73 per MMBTU with effect from July 01, 2006.

[File No. 10-9(12)/2006.]

S. R. O. 889(I)/2006.—In exercise of the powers conferred by Section 6(2)(w) of Oil and Gas Regulatory Authority Ordinance, 2002 (XVII of 2002), and in supersession of Oil and Gas Regulatory Authority's notification No. S.R.O. 244(I)/2006 dated March 13, 2006, the Authority is pleased to fix the price in respect of purified associated gas, *ex-Missakeswal*, sold at agreed delivery point, by M/s Oil and Gas Development Company Limited to Sui Northern Gas Pipelines Limited, at Rs. 15.98 per MMBTU effective July 01, 2006.

[File No. 10-9(18)/2006.]

S. R. O. 890(I)/2006.—In exercise of the powers conferred by Section 6(2)(w) of Oil and Gas Regulatory Authority Ordinance, 2002 (XVII of 2002), and in supersession of Oil and Gas Regulatory Authority's notification No. S.R.O. 193(I)/2006 dated March 6, 2006, the Authority is pleased to fix the wellhead price in respect of associated gas, *ex-Bhangali* lease area, sold at the agreed delivery point, by M/s Orient Petroleum International Inc. to Sui Northern Gas Pipelines Limited, at Rs. 124.62 per MMBTU effective July 01, 2006.

[File No. 10-9(3)/2006.]

M. H. ASIF,
Member (Finance).