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F.No. 176/04/2009-ITA-I  
Government of India  
Ministry of Finance  
Department of Revenue  
Central Board of Direct Taxes

New Delhi, the 19<sup>th</sup> May, 2010.

Indian Red Cross Society,  
1, Red Cross Road,  
New Delhi-110001.

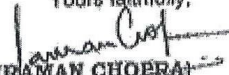
Subject: Request for clarification with regard to the status of branches of Indian Red Cross Society set up under the Indian Red Cross Society Act, 1970 - whether they exist as a separate legal person. 1920

Sir,

Reference may kindly be made to your representation dated 24.7.2009 on above subject.

2. In this connection, I am directed to inform that after re-examination of the case in consultation with Ministry of Law, it has been decided that all branch committees of the IRCS may be treated as separate entities under the Income Tax Act 1961 provided that they seek registration under Section 12A and 80G as separate bodies from their respective jurisdictional officers. This condition would also be applicable to the headquarters which would be responsible for the income expenditure directly relatable to them. Further, all statutory provisions relating to filing of returns, accumulation and application of income would have to be satisfied by individual branches as well as by the headquarters separately and individually as laid out in Section 11, 12 and 13 of the Income Tax Act 1961. The recognition of branches as independent entities would be applicable for the financial year for which such statutory conditions are satisfied.

Yours faithfully,

  
(RAMAN CHOPRA)  
Director (ITA-I)  
Telefax: 23092107.

Copy to:

All CCaIT / DGIT (Exemption), New Delhi

(RAMAN CHOPRA)  
Director (ITA-I)