



## Hope for manufacturing

Govt must follow up tax cuts with administrative reform

The global supply chain for goods is in a state of flux, and this is the time for India to take advantage of it. Costs are increasing in China, for long the hub of global manufacturing, and the Sino-US trade war is disrupting existing supply arrangements. Many companies are looking to set up plants elsewhere in the emerging world — and India should be high on their list of possible destinations. So far, however, domestic risk factors and a high-cost environment have rendered Indian manufacturing relatively uncompetitive and locating in India is thus unattractive. But recent moves from the government can reverse this trend. Most notable among these is the slashing of the corporate income tax rate to 25.17 per cent for large companies, announced last week by Union Finance Minister Nirmala Sitharaman. What was perhaps lost in the middle of the euphoria induced by this step was the fact that new manufacturing firms will be taxed at an even lower concessional rate of 17 per cent including surcharge and cess. This is a sensible attempt to induce new investment in the manufacturing sector.

A major tax cut of this nature for new investment should significantly alter the return on equity for new investment. Importantly, it is also in the spirit of the larger corporate income tax cut, which intended to make India competitive with peer nations in Southeast Asia. Countries such as Thailand and Vietnam have concessional rates for new investment — which are, however, even lower than India's new rates. For example, companies that move their regional operating headquarters to Thailand would receive corporate tax rates below 10 per cent, and their foreign employees would be taxed at only 15 per cent.

The tax cut for new manufacturing companies should be seen in the context of other moves to make the environment more hospitable to new investment. For example, the wage code has been streamlined and some export-oriented sectors have been permitted more substantial use of contract labour. The government also recently provided clarity on foreign investment in contract manufacturing, which is permitted at the 100 per cent level through the automatic route. The finance minister also announced in the last fortnight a package for exporters that would be compliant with Indian obligations at the World Trade Organization, and also promised that refunds of input tax credits would be processed in a time-bound manner. Credit-constrained export-oriented sectors might also benefit from a relaxation of priority sector lending norms for banks. The larger attempt here is clearly to create an environment that is friendlier to those willing to expend capital on the risks that Indian manufacturing entails. Threats to risk capital include high taxes, now being addressed, and high interest rates, which too are being lowered consistently by the Reserve Bank of India, now that inflationary expectations are under control. But more needs to be done. Comprehensive central labour and land law reform is a long-pending demand of the manufacturing sector and cannot be evaded forever. It is also necessary to consider the question of administrative and regulatory risk. Access to international arbitration, clear advance tax rulings, more capacity in the judicial sector, and an independent and apolitical regulatory cadre are a must. Only then will a sustained increase in manufacturing's share in gross domestic product be visible.

## Substantial ambiguity

A broader RTI Act needs sharper definitions

The Supreme Court's judgment last week bringing non-governmental organisations (NGOs) "substantially funded" by the government under the Right to Information Act raises several critical questions. The two-judge Bench of Justice Deepak Gupta and Justice Aniruddha Bose based their judgement in the case *DA V College Trust and Management Society vs Director of Public Instructions* on an interpretation of "inclusive" sub-clauses defining the categories of eligible institutions under the Act. In addition to four categories, one clause stated that the Act would be applicable to bodies that were owned, controlled, or substantially financed by the appropriate government, and not necessarily formed under the Constitution, an Act of Parliament or a state legislature, or by a notification. This definition, the judges concluded, brought NGOs funded, directly or indirectly, by the appropriate government squarely within the ambit of the Act. Potentially, thousands of private trusts and institutions that work with government funding to varying degrees could now be open to public scrutiny.

In terms of the broad purpose of the RTI Act, the judgment appears unexceptionable. If public money is being expended on a private initiative, the taxpayer has the right to know how it is being spent. This is relevant in the case of hospitals and educational institutions for which governments extend land grants and related subsidies. Most of this aid typically comes with conditions attached, such as reserving a certain percentage of beds/seats for the poor. There has long been a suspicion that the mushrooming "five-star" hospitals and educational facilities in 21st century India, built on government land and tax breaks, observe these conditions more in the breach. The Supreme Court's latest judgment would bring them under public scrutiny.

The attractions of such transparency must be weighed against the ambiguity on the key definition of "substantially funded". In 2015, the Central Information Commission had defined substantial funding thus: If a body receives ₹5 lakh from the government and if this amounts to 10 per cent of the annual income of the NGO concerned. Though this ruling has the virtue of specificity, it appears to set the threshold rather low. The Supreme Court in its September 17 ruling stated the term "substantial" meant "a large portion". It added that "[i]t does not necessarily have to mean a major portion or more than 50 per cent. No hard and fast rule can be laid down in this regard". The issue had to be determined on "the facts of each case". The judgment has offered some guiding examples — for instance, if the grant amount is small (say, ₹5,000) or whether the NGO concerned can function without it and so on. But this still leaves the door wide open for interpretation and adds to NGO costs in terms of lawyers' fees. As it is, NGOs that receive government funding are required to appoint information officers to service RTI requests, which is likely to put disproportionate pressure on smaller NGOs rather than the bigger, well-funded ones. The government would do well to include a specific definition of "substantial funding" in the RTI Act so that the overburdened courts are not loaded with more cases on this count.

ILLUSTRATION: AJAY MOHANTY



## Big bang steps

With fiscal and monetary levers being pulled simultaneously, expect economic growth and corporate profit to accelerate

The finance minister surprised almost everyone on Friday with her announcements on corporate taxation. The government has taken the decisive step of reducing tax rates by 10 percentage points to 25 per cent for all domestic companies. For new manufacturing investments, companies can avail of a tax rate of 17 per cent, provided the new assets become operational by March 31, 2023. There were some other less significant changes for share buyback programme that was announced earlier, as well as for the removal of surcharge on capital gains on buying and selling of equities. The total cost of these tax breaks was estimated to be ₹1.45 trillion. The magnitude and speed of corporate tax relief is unprecedented for India. Overnight, we are now comparable to most countries in Asia. This was clearly an unexpected move, and markets rejoiced by promptly rising over 5 per cent on Friday. On further reflection, it becomes clear that this is a major policy move. Investors have to think through the long term impact — and it is not just the rise in corporate earnings. Here are some of my takeaways.

1. The government has finally moved past the "suit, boot ki Sarkar" jibe of the Congress. It is no longer scared of being seen to be wooing businesses. Money-making, if done ethically, is to be celebrated and not vilified. This is a big step in correcting the perception that the government had moved too far to the left and was not pro-business.

This tax break is targeted at corporate India, and improving corporate confidence. The government recognised that there was risk aversion among corporate leaders. The decision to decriminalise certain offences in the companies Act is another step in this

direction. No amount of reduction in interest rates will catalyse investments if business leaders lack belief.

India will become a more attractive destination to set up and run a business as a result of these steps. Instead of giving a relief in GST rates, which would have given a boost to consumption, the finance minister has improved the earnings and cash flows of corporate India, hoping that these companies will gain confidence and, in turn, hire and invest. While more needs to be done to ease the hassles of running a business in India, this is a massive step. Tax rates can no longer be the reason to not invest in India. Corporate India must now stop complaining and instead step forward and bet on the economy and growth normalising. The time for cynicism and doubts about the government having any interest in corporate India must end. Companies will hopefully use this windfall to make investments for the future, be it in people, pricing, technology, brand building or plant and machinery. Ultimately, domestic investments must drive our economy; foreign direct investments can only be the icing on the cake.

2. This is a huge bet on growth. We will miss the fiscal targets for this year for sure, but even going forward, the only way this step makes sense for the government is if growth comes back strongly. Prime Minister Narendra Modi needs funds for his social programmes. With these new tax rates, unless growth accelerates strongly, he will not get the revenues he needs to fund these social schemes. These tax cuts should put to rest any doubt about whether the government cares about economic growth. Everyone is now aligned on one thing: Rapid economic growth is a necessity. Better still both the fiscal and monetary



AKASH PRAKASH

## Big bets for heavy (green) industries

Yesterday, the United Nations Secretary-General convened a climate action summit urging world leaders to increase ambitions to ensure net zero emissions by 2050. India co-chaired the industry transition track with Sweden. India aims to become a \$5 trillion economy by 2024. Manufacturing share of GDP reached an all-time high in 1995 (18 per cent). When China was at our current size in 2006, manufacturing contributed a third of its GDP. Manufacturing is also responsible for a quarter of India's greenhouse gas emissions, rising to more than a third by 2040.

Can Indian manufacturing remain competitive, add to national income and create jobs, despite environmental constraints imposing hard choices on patterns of industrial development?

Four industries — iron and steel, cement, ammonia, and petrochemicals — contribute 27 per cent of industrial value, 23 per cent of formal sector manufacturing jobs but a whopping three-quarters of emissions. Even best-in-class energy efficiency will not keep the planet within the carbon budget consistent with limiting temperature rise to under 2°C by 2100. In order to retain or gain an edge, India must consider emerging technologies.

Iron and steel (32 per cent of emissions) will witness three-fold increase in production capacity by 2030. Most plants today use blast furnace technology. Lack of high-grade coking coal has forced firms to increasingly rely on imports. Some plants have shifted to direct reduced iron technology, which uses locally available low-grade non-coking coal, but input costs are very high. Average emissions intensity of steel production in India is twice the global level.

Alternatives are under development. TATA Steel's plant in IJmuiden, Netherlands, has successfully piloted the Hlsarna process, with half the carbon intensity of its Jamshedpur plant. But this approach would increase import dependency of low-ash non-coking coal. The Circored process uses natural gas to produce hydrogen and substitute for coal. Swapping the steam methane reformer with an electrolyser, which uses renewable electricity to produce hydrogen, eliminates emissions.

Today, green hydrogen-based steel is 20-30 per cent costlier but could become competitive in India with a carbon tax of \$40 per tonne of CO<sub>2</sub>. It could meet strong domestic demand and provide for 4 million direct jobs by 2050, creating another 1.6 million jobs along the hydrogen supply chain.

Cement production adds 30 per cent of manufacturing emissions. With growing demand, limestone imports have increased 18-fold since 2000. Reducing clinker slows down import dependency for high-grade limestone and reduces emissions. But clinker substitution has reduced emissions intensity by only 5 per cent since 2010. Average clinker factor of Indian cement still remains at 0.71 (global average: 0.66).

In collaboration with EPFL (Switzerland), researchers from various IITs are piloting and testing Limestone Calcined Clay Cement (LC3). Early results indicate that LC3 can be as strong as Portland cements while replacing half the clinker and using low-grade limestone abundantly available in India. A transition towards low-carbon cement could support 540,000 jobs in 2050.

Ammonia, primarily used to make urea, is critical to food security. Despite being the world's second largest urea producer, India's urea imports have grown 30-fold since 2000. Globally, energy needed to manufacture a tonne of ammonia has dropped two-thirds but Indian plants have lower energy efficiency.

One alternative is to use syngas from coal and coal-bed methane. India's first coal gasification project to produce urea is under construction in Odisha. Another CBM-based urea plant in West Bengal will start commercial production by end-2019.

Other attempts, in Oxford and Fukushima, are aiming for zero-carbon ammonia, by combining renewables-derived hydrogen with nitrogen captured from air. A seven-fold drop in electrolyser costs and cheaper renewable electricity have nudged Australia, France, Japan, the Netherlands, Norway, Singapore and South Korea to announce plans for a hydrogen economy.



INFLEXION POINTS

ARUNABHA GHOSH & TIRTHA BISWAS

## A ready reckoner of Modi's India 1.0



### BOOK REVIEW

NILANJAN MUKHOPADHYAY

This is the book that spawned numerous political theories, including conspiratorial, after its New Delhi launch last month. One of the speakers, former Union minister Jairam Ramesh, made remarks interpreted by instantaneous analysts as soft on Prime Minister Narendra Modi. He remarked it was time "we recognise Modi's work and what he did between 2014 and 2019 due to which he was voted back to power by over 30 per cent of the electorate." Abhishek Manu Singhvi picked up the cue and tweeted: "Always said demonising

#Modi wrong. Not only is he #PM of nation, a one-way opposition actually helps him...". The "final" evidence of senior national-level Congress leaders lining up at Mr Modi's altar was Shashi Tharoor's I-have-already-said-it statement: "I have argued for six years now that Narendra Modi should be praised whenever he says or does the right thing, which would add credibility to our criticisms whenever he errs...."

Undoubtedly, provocation for Mr Ramesh's peppery remark was the book that gives away the author's political orientation or perspective on the subject by including "malevolent" and "New India" in its title. Mr Ramesh was possibly stating that this book, written before the May 2019 Lok Sabha verdict, makes little effort to understand what makes Mr Modi tick despite his obvious divisiveness and the politics of malevolence he pursues incessantly. This limits the reach of the book, since it is likely to be picked up by the

converted, or those outside the dominant fold of the times.

As the three Congress veterans' remark, not all of them in the context of the book, there must be something that Mr Modi is doing correctly for him to increase his vote share by six percentage points between 2014 and 2019. This, however, is not the subject of the author's scrutiny as he writes while explaining what made him take up this project: The London publisher invited him to lunch and asked if he would write a book on Modi's India, or India after the prime minister assumed office in 2014. Mr Komireddi labels Modi as the "worst human being ever elected prime minister."

The author is enormously angry. The concluding chapter, Coda, opens with a Nissim Ezekiel poem: "When, finally, we reached the place; We hardly knew why we were there. The trip had darkened every face; Our deeds were neither great nor rare...". When elections were held this past summer, Indians already had "more than

a glimpse of the New India he [Mr Modi] has spawned. It is a reflection of its progenitor: culturally arid, intellectually vacant, emotionally bruised, vain, bitter, boastful, permanently aggrieved and implacably malevolent: A make-believe land full of fudge and fakery; where savagery against religious minorities is among therapeutic options available to a self-pitying majority frustrated by Modi's failure to upgrade its standard of living."

The diagnosis is clinical and in prose that is hard to put down — in fact, the book began with a narrative located in the 1980s, when the dream of secular and inclusive India was beginning to sour, and written in a style that makes it one of the most fascinating non-fiction books this writer has read. As the last pages stacked up on the left of the book's hinge, realisation set in that there was a writer who had matched Mr Modi rant for rant, the difference being that the spoken word was replaced by the written. Yet, there was no escaping the sadness

at the book not turning out as one expected it to be. Not a very small measure of this was contributed by the author's confession that the section on Murad, escapades with whom in the 1980s set the foundation of what Old India, as a juxtaposition to the New India, may have been, was "slightly fictionalised to conceal identities".

Style apart and Mr Komireddi's refusal to probe the reasons for Mr Modi's ever-increasing stranglehold on the electorate despite escalating anger and fear of his ilk, the book is extremely valuable for people who have been spared the lives of worms in Mr Modi's New India. This book was conceived over a London lunch chiefly for people who may have flipped through headlines detailing the latest horrific incident from India, but were unaware of the entire canvas of hate-spewing ideology and kangaroo courts engulfing India since 2014. The author lays bare multiple facets of this New India where an individual has become the party, the party has become the government and the government has become the nation, and how criticising one of them means castigating all.

Kudos to the author for seeing Mr

Modi's emergence as part of a political process that began in an earlier era. Almost one third of book, part one formally, can be considered a narrative on the pre-history of Mr Modi's India and can be encapsulated in one oft-quoted quote of a certain Dev Kant Barooah: "India is Indira, Indira is India." Fast forward to party leaders attempting to outpace rivals by statements eulogising Mr Modi and likening him to historical heroes of the Shivaji variety or terming him the "second Mahatma". When the regime's malevolence is incessant, it is often taxing to recollect details. This is where this book serves an important purpose. It is a ready reckoner on what is now past.

The writer is a journalist. His latest book is RSS: Icons of the Indian Right. He has also written Narendra Modi: The Man, The Times (2013)

### MALEVOLENT REPUBLIC: A Short History of the New India

KS Komireddi  
Westland Books, 228 pages, ₹599

authorities are finally on the same page.

3. The bears worry about the fiscal deficit. It is true we may see a fiscal deficit of 3.7-3.8 per cent of GDP this year. However, as an equity investor I can live with that if growth strengthens and earnings accelerate. I would prefer a higher fiscal deficit with stronger GDP and earnings growth and a little higher inflation, than an obsession with 3.3 per cent (fiscal deficit), with no inflation and weak growth. The fiscal overshoot will also put pressure on the government to monetise assets faster and more strategically. Strategic divestments will come back on the table. They may be far more aggressive than anyone now thinks. We may see a faster roll out of direct benefit transfer, in the area of food and fertiliser subsidies, as pressure to optimise expenditure gains ground. The fiscal constraints this step imposes will encourage more reform.

4. We should see an 8-10 per cent rise in profits after tax for the listed corporate sector. The initial benefits may be lower as some companies will not move to the new regime and others will have to mark down deferred tax assets. More importantly, the new tax regime will raise the normalised return on equity and free cash flow metrics for corporate India. The benefits are for perpetuity and should therefore raise the theoretical multiple for the market.

5. These steps only further strengthen the ongoing consolidation in corporate India. The strong will get even more powerful and the weak will fade away. After all, the biggest beneficiaries of these steps are the companies which pay the highest absolute amounts and highest rates of tax. Weak companies, which are not profitable, get no benefit at all. In industry after industry the weaker players with weak governance or stretched balance sheets are being swept away, creating space for market share gains for the better run companies. The clean up of corporate India will only accelerate post these cuts.

6. In the short term, the economy will remain weak. Q2 earnings will be horrible; consumption demand will take time to recover; the NBFC crisis is not over; you will see no immediate pickup in investments; jobs growth will remain weak. People will argue that this is a blunt stimulus measure, it would have been better to cut income taxes or GST. Others will argue that companies will just sit on the gains.

However, sentiment has turned in my opinion. So have markets, as they lead the economic cycle. The government has shown that it will listen, and that the economy and corporate India matter. The lurch to the left in economic policy-making has been arrested. It has also shown that the government has the willingness to make big bets even in the economic sphere. Investors thought that monetary policy was the only lever the government had at its disposal to revive the economy. We were wrong. No one expected a stimulus of this magnitude. We now have both the fiscal and monetary levers being pulled simultaneously. Over the next 18 months, expect both GDP and corporate profits to accelerate. We may have hit bottom in both.

The writer is with Amansa Capital