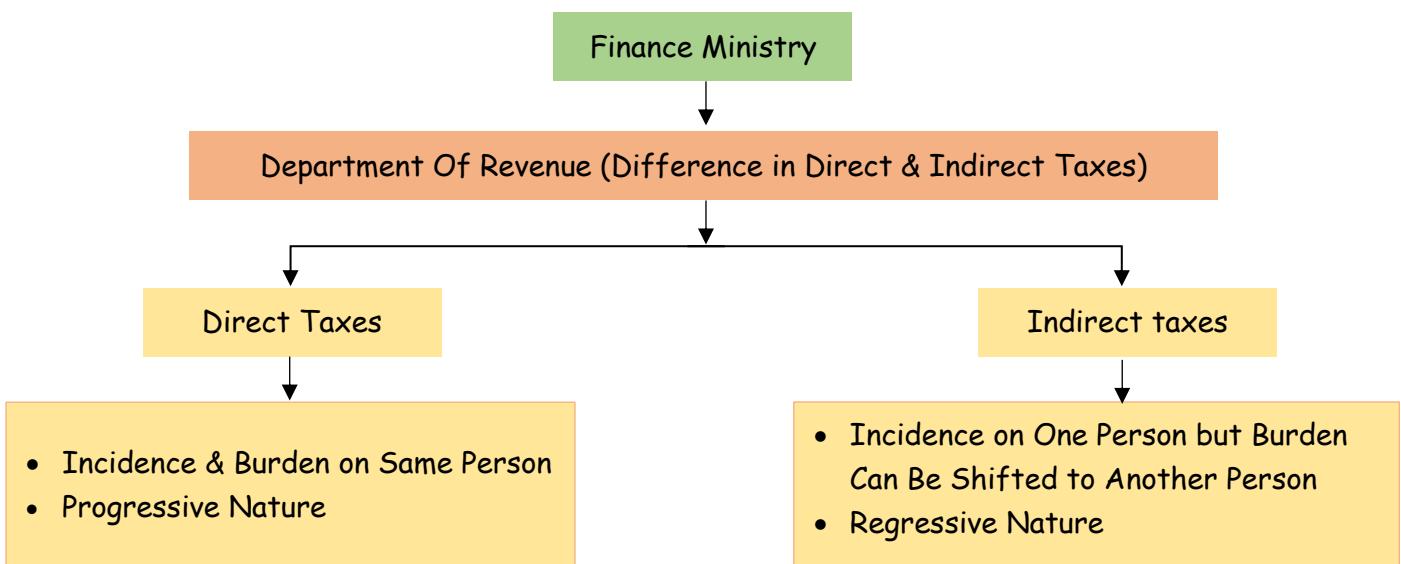


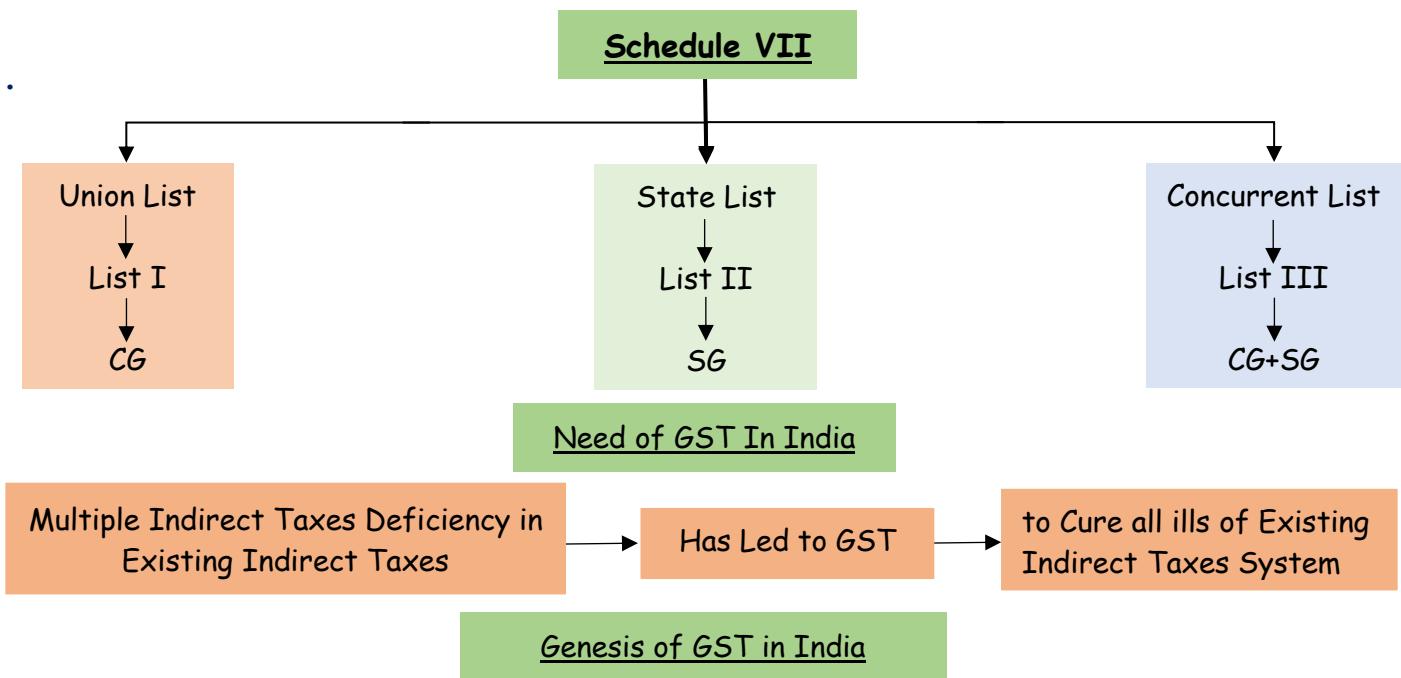
# 01

# GST In India - Introduction



Article 265: - No Tax Shall Be Levied or Collected Except Authority by Law.

Article 246: - Power to enact Laws & Levy of Taxes by CG or SG in Manner of Schedule VII.



- 2000 - PM Introduced GST Concepts & Setup A Committee to Design GST Model in India.
- 2006 - announcement by union finance ministry, during budget 2006-07 to introduce GST from 2010.
- 2014- Constitution (122nd Amendment) Bill Introduced in Lok Sabha.
- Aug 2016 - Constitution (101st amendment) Act was Enacted.
- Sep 2016 - 1st GST Council Meeting.
- 01 July 2017 - GST Launched in India & 08 July 2017 - GST in J & K
- 08-09-2016 - 101st Constitution Amendment act 2016

## Article 246A

### Dual GST Model in India in View of Federal Structure

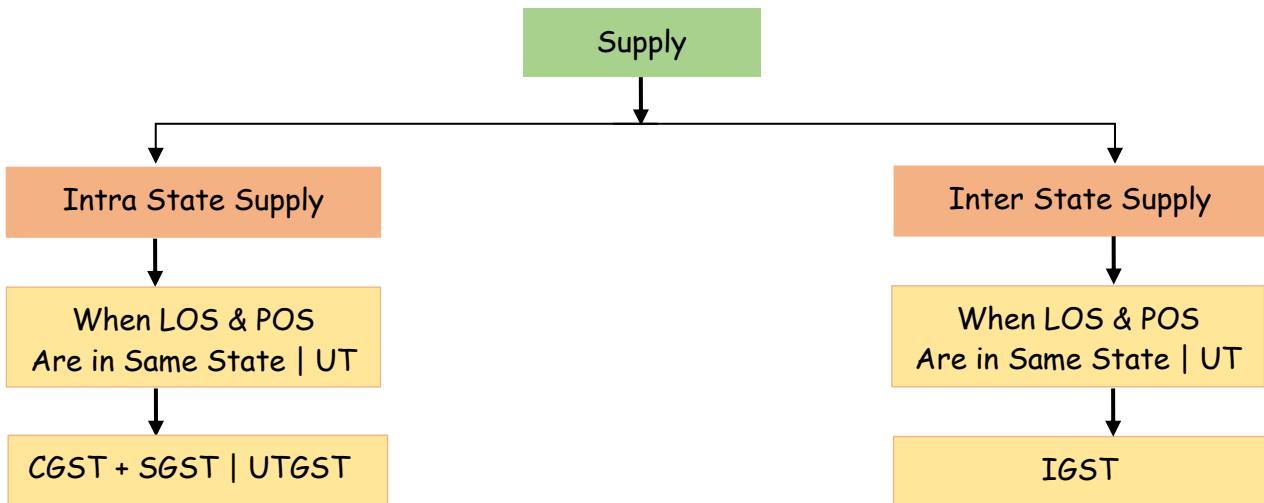
#### Three Major Changes in Constitution

Addition of Powers

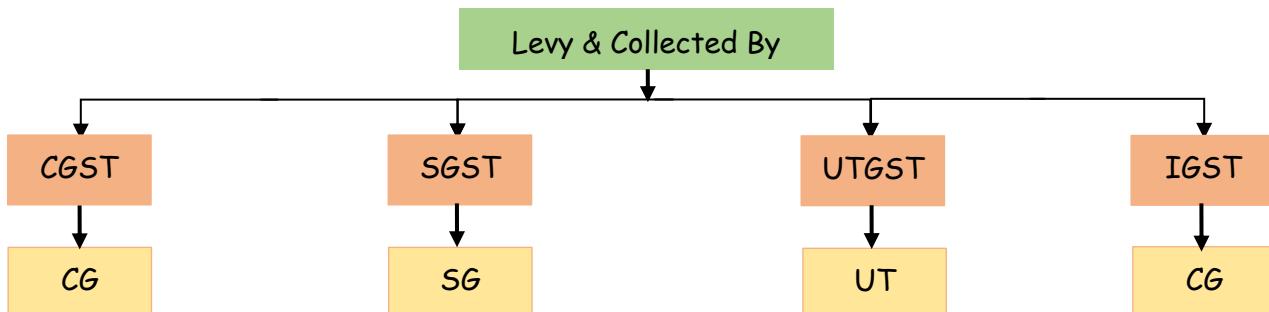
Deletion of Powers

Clarification of Powers

- Grants Powers to CG & SG To Make Laws with Respect to GST Imposed by Center or Such State.
- Center Has Exclusive Powers to Make Laws in Respect of Inter State Supply.
- in respect of Crude | Motor Spirit | High Speed Diesel | Natural GAS | Aviation Turbine Fuel,
- GST Will be Levied from date When GST Council Recommends to Govt. & Govt. Notifies.
- LOS: - Location of Supplier [State | UT Where Supplier Is Registered]
- POS: - Place of Supply [State | UT Where Supply is Deemed To be Concluded]



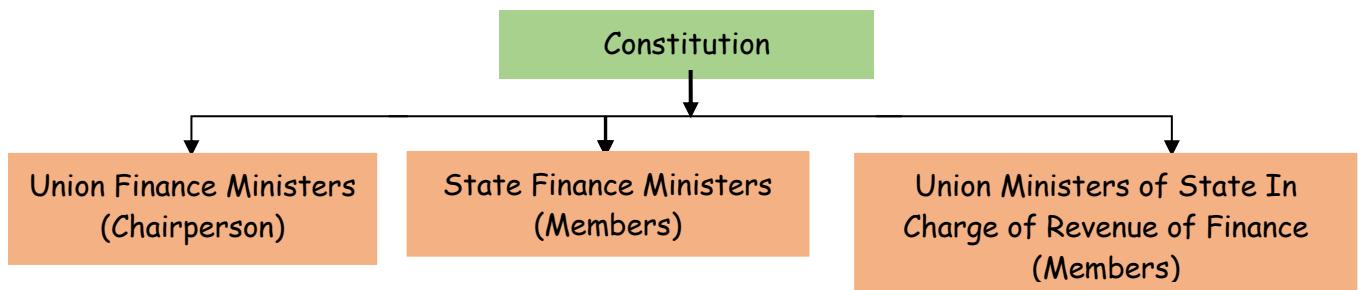
- CGST = Central Goods & Service Tax
- IGST = Integrated Goods & Service Tax
- SGST = State Goods & Service Tax
- UTGST = Union Territory Goods & Service Tax
- Supply to SEZ | Import / Export = Inter State Supply (Zero Rated Supply)



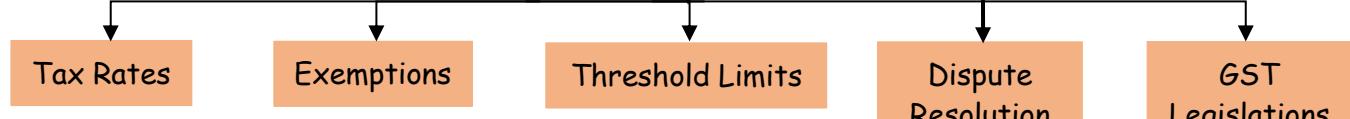
- Ratio of Rates of CGST: SGST/UTGST = (1: 1)
- GST is a Destination Based Consumption Tax
- Half of IGST Shall be Reimbursed to State Where Supply is Destined/Consumed.

### GST Council: - Article 279A

Empowers President to Constitute Joint Forum of CG & SG As on 15.09.2016



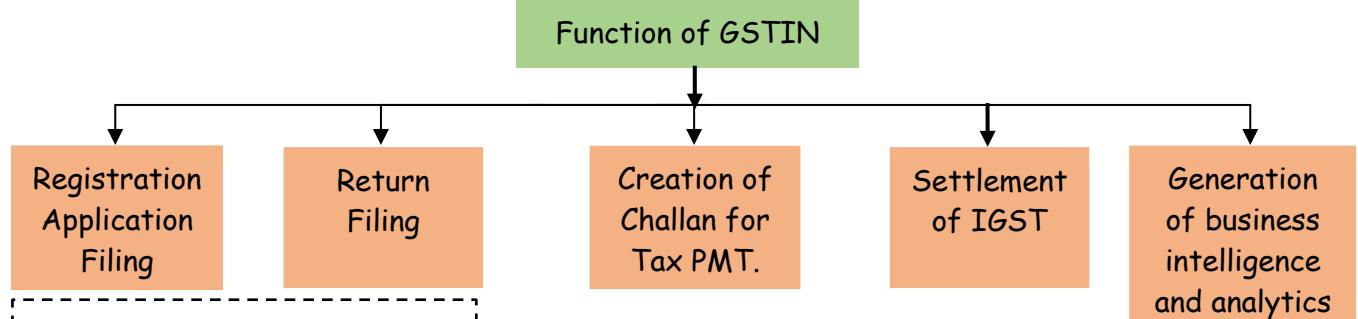
### Functions of GST Council: - Recommendations to CG / SG Regarding



### Goods & Service Tax Network (GSTN)

- Non-Govt. Pvt. Limited Company
- Technology Backbone of GST / Processing / Exchange Of Information

### Function of GSTIN



All Statutory Functions Online

### GST

Abhi Nahi

5 Petroleum Product's

- Motor Spirit
- High Speed Diesel
- Crude
- Natural Gas
- Turbine Fuel

Kabhi Nahi

Alcoholic Liquor for Human Consumption

- ✓ What: - GST
- ✓ When: - Supply of Goods or Service or Both
- ✓ Who: - By CG & SG
- ✓ Whom: - on Taxable Person

# 02

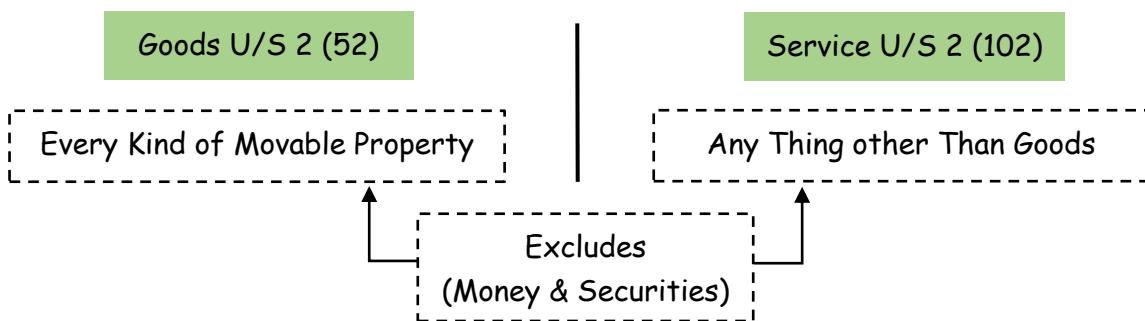
# Supply (Section -7)

Supply = Taxable Event

Supply is Taxable Event Subject to 5 Parameters

- Goods or Services or Both.
- Against Consideration [ Except U/S 7 (1)(c)]
- in Course or Furtherance of Business [Except U/S 7(1)(b)]
- By Taxable Person To Taxable or Non-Taxable Person
- Taxable person in Taxable Territory.

## 1. What is Goods or Service?



### But Includes

- Actionable Claims
- (betting / Gambling / Lottery/Casino/Horseracing/Online money gaming)
- Growing Crops,
- Grass,
- Things Attached to Land Which are Agreed To be Severed
- Before Supply or Under Contract of Supply

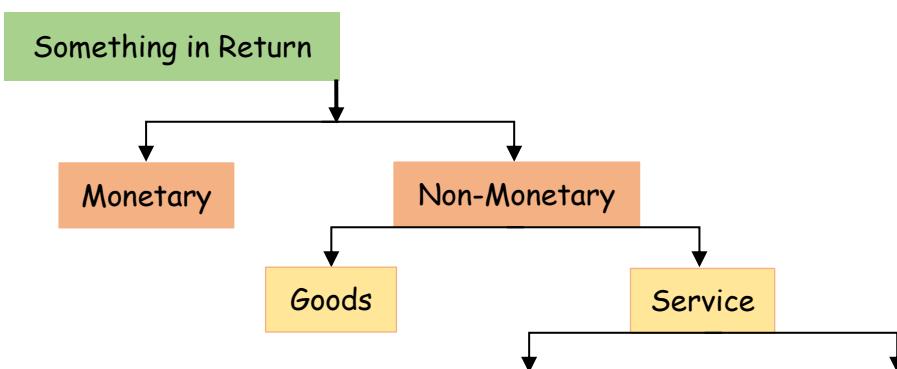
### But Includes

- Any Activity Related to Money for Which Separates Consideration is Charged.

## 2. What Is Consideration U/S 2(33)?

Conversion of Currency in respect of

- Denomination → 2000 - 180 X 10
- Mode → Cash - DD
- Form → INR -\$



To Do

Not To Do Something

Deposits

Refundable ≠ Consideration

Non-Refundable = Consideration

Subsidy By CG | SG ≠ Consideration

Consideration Without Activity

[C Without A]

Grant Of Pocket Money  
Gift | Reward [No Obligation]  
Alimony For Divorce

No GST

Activity Without Consideration

[A Without C]

Life Time Achievement Award  
Free Travel Information  
Free Access to Tv Channels

No GST

Winning Amount to Winner of Big Boss = GST

[A+C]

### 1. What Is Business U / S 2(17)

- Any Trade | Commerce | Service | Manufacturing | Wages | Profession Etc.
- Volume | Frequency | Pecuniary Benefit | Continuity Doesn't Matter
- Legal Gambling | NGO | Admission and Like, Include in Business.

### 2. What Is Taxable Person

Taxable Person = Who is registered under GST Law or liable to get registered

Taxable person is liable to pay GST to the Govt.

Goods & Service Tax Identification Number: - GSTIN [15 Digit]

GST Registration = State Wise PAN Based

Turnover Based U/S 22

Transaction Based U/S 24

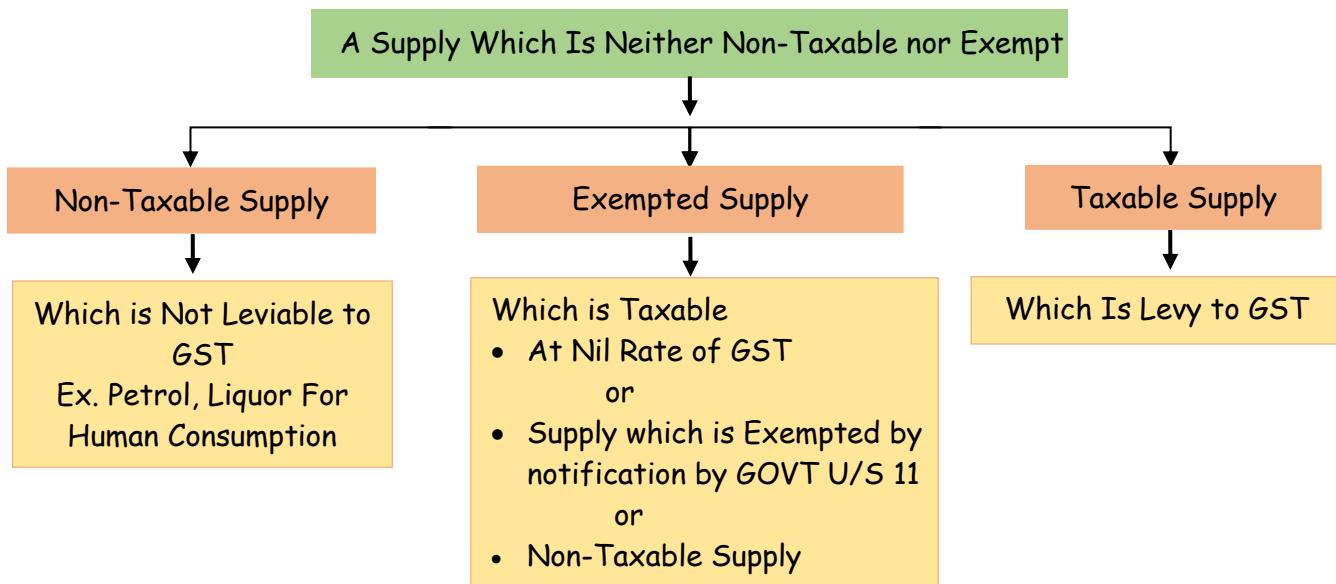
Voluntary

Aggregate Turnover During FY  
Exceeds Threshold Limit

On the Basis of  
Specified Transactions

On Your Own

### 3. What Is Taxable Supply



### 4. What is Supply -?

Any Activity Covered in Following sections is called supply

Sec 7 (1) (a)

Sec 7 (1)(b)

Sec 7 (1)(c)

7 (1) (aa)

Section 7(1)(a) = Supply+5 Parameter of Supply

Supply Includes  
All Forms of Supply  
Such as - - -

For Consideration  
Made / agreed to be made

In Course Furtherance  
of Business

- ✓ Sale - Transfer of Title
- ✓ Lease | Rental - Transfer of Possession
- ✓ Barter - G-G | G-S | S-S | S-G
- ✓ Exchange - Monetary + Non-Monetary Consideration
- ✓ License - Right to use
- ✓ Disposal - To Get Rid off

Sec. 7 (1) (b) Is Neither Non-Taxable nor Exempt

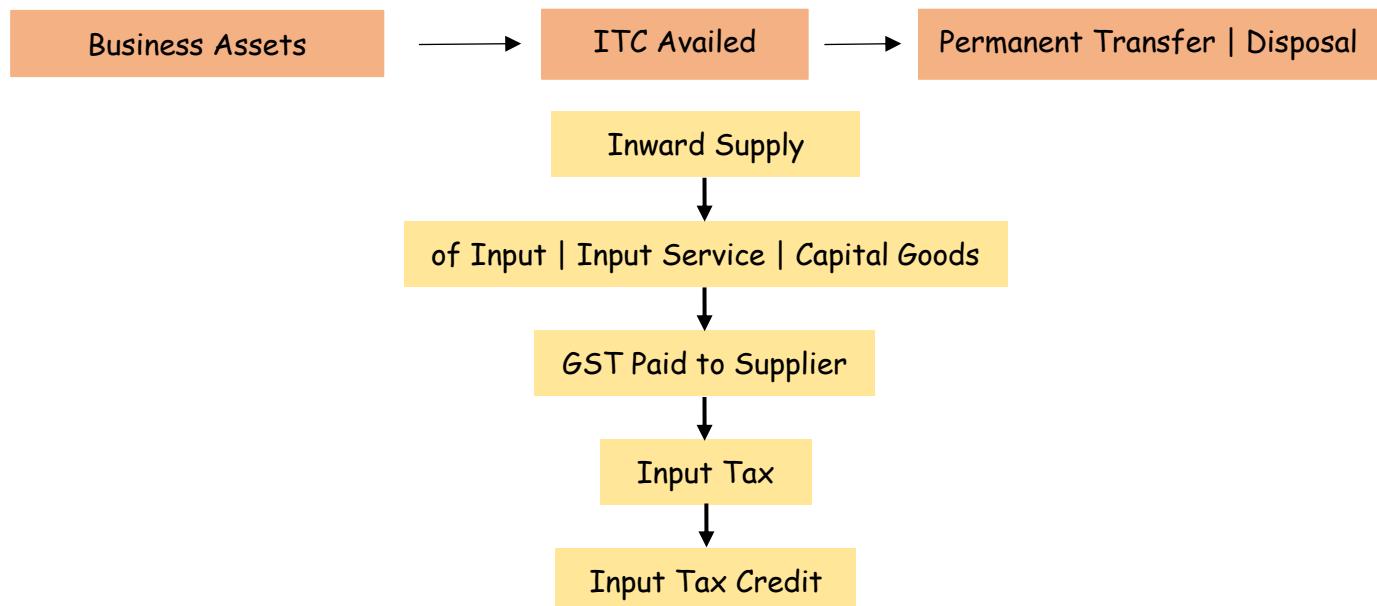
- ✓ Import of Service [Inter State Supply]
- ✓ Against Consideration
- ✓ Whether in Course or furtherance of Business or Not

### Section 7 (1)(c) Read with Schedule I

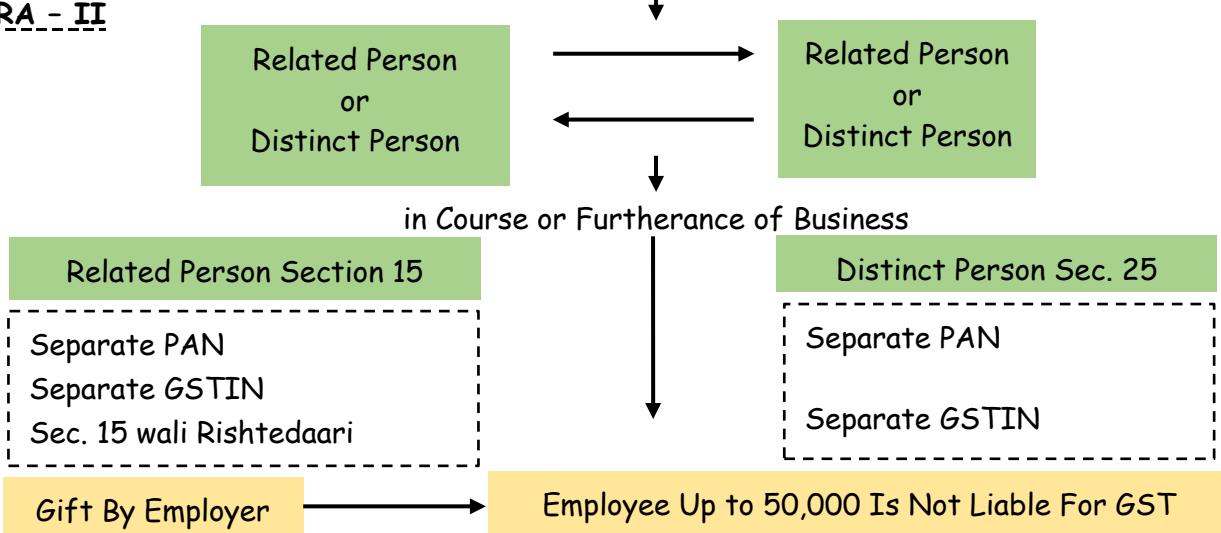
Activities to be Treated as Supply Even Without Consideration as Mentioned in Sch. I

#### PARA - I

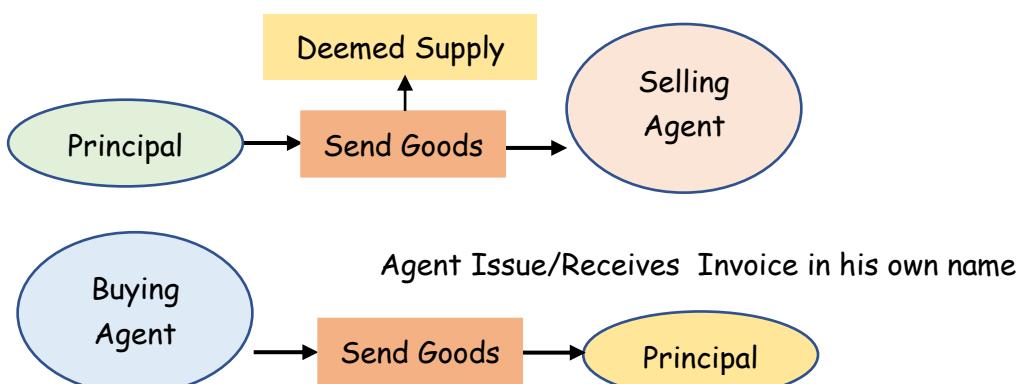
Permanent Transfer or Disposal of Business Assets



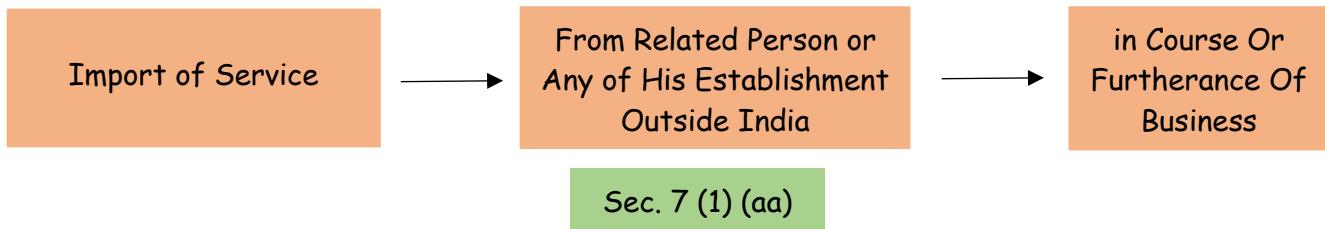
#### PARA - II



#### PARA - III Supply of Goods B/W Principal - Agent

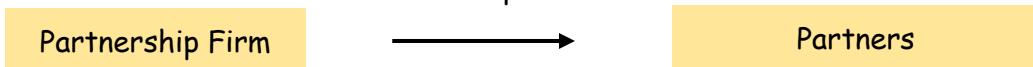


#### PARA - IV



- Activities or Transactions
- By any Person (other Than Individual)
- To Its Members or Constituents (Vice - Versa)
- For Cash | Differed | other Valuable Consideration

## Example



**U/s 7(1A) Activities to be Treated as supply of Either Goods or Service read with schedule II**

SN.	Activity / Transaction	Type	Goods / Service
1	Transfer	<ul style="list-style-type: none"> <li>• Title in Goods.</li> <li>• Title in Goods Under an Agreement at Property Shall Pass at Future Date.</li> <li>• Right   Undivided Share in Goods Without Transfer of Title.</li> </ul>	<div style="display: flex; align-items: center;"> <span style="border: 1px solid blue; padding: 2px 5px; margin-right: 10px;"></span> <span>Goods</span> </div> <div style="display: flex; align-items: center;"> <span style="border: 1px solid blue; padding: 2px 5px; margin-right: 10px;"></span> <span>Service</span> </div>
2	Land & Building	<p>I. Lease, Tenancy, Easement   License to Occupy Land.</p> <p>II. Lease   Letting out of Building Including A Commercial   Industries   Residential Complex for Business or Commerce, wholly   Partly.</p>	<div style="display: flex; align-items: center;"> <span style="border: 1px solid blue; padding: 2px 5px; margin-right: 10px;"></span> <span>Service</span> </div>
3	Treatment of Process	Applied To Another Person's Goods.	Service
4	Transfers of Business Assets	<ul style="list-style-type: none"> <li>• Business Assets (Goods) are Permanently Transferred.</li> <li>• Business Assets (Goods) are Put to Private Use / Made Available to Any Person for Use For any Purpose Other Than Business.</li> <li>• When A Person Ceased to be a Taxable Person, Business Assets Carried on by Him, shall be Treated as Deemed Supply. Except: - <ul style="list-style-type: none"> <li>▪ Business Transferred as Going Concern</li> <li>▪ Business Carried to by Personal Representation.</li> </ul> </li> </ul>	<div style="display: flex; align-items: center;"> <span style="border: 1px solid blue; padding: 2px 5px; margin-right: 10px;"></span> <span>Service</span> </div> <div style="display: flex; align-items: center;"> <span style="border: 1px solid blue; padding: 2px 5px; margin-right: 10px;"></span> <span>Goods</span> </div>
5		<ul style="list-style-type: none"> <li>• Renting of Immovable Property</li> <li>• Construction of Complex Building - Entire   Past Consideration Before Completion Certificate or First Occupancy [Whichever is Earlier (WEIE)]</li> <li>• IT Software</li> <li>• Tolerance   Forbearance   Restrain</li> <li>• Transfer of Right to use</li> <li>• Works Contrast Service</li> <li>• Restaurant   Outdoor Catering</li> </ul>	Service

## Negative List Under GST [Section 7 (2) (a) Read with Schedule III]

Activities or transactions which shall be treated neither supply of Goods nor a supply of Service

1	Service By Employer - Employee in The Course   Relation to Employment
2	Service By Court   Tribunal (Consumer Redressal Committee)
3	a. Functions By MP   State Legislature   Panchayat   Municipalities   other Local authority b. Duties By Person Who Holds Constitutional Post c. Duties By Person as Chairperson   Member   Director in Body Established By CG SG  LA
4	Service of Funeral   Burial   Crematorium   Mortuary Including Transportation of Deceased
5	Sale of Land   Building Subject to Provision of Para-5, Schedule II
6	Actionable Claims Other Than Lottery, Betting, Gambling
7	Supply of Goods from NTT to NTT Without Such Goods Entering in to India
8	Supply of Warehoused Goods Before Clearance for Home Consumption.
9	Supply of Goods by Consignee by Endorsement of Documents of Title, After Goods Dispatched from Origin Port but Before Clearance for Home Consumption.
10	Apportioned premium to co-insurer by lead insurer for joint supply of insurance services, provided lead insurer paid full GST on the entire insurance premium paid by the insured.
11	Ceding commission or re-insurance commission deducted by insurer from re-insurance premium paid by the insurer to the re-insurer, provided re-insurer paid the GST on gross reinsurance premium payable by insurer.

### Composite & Mixed Supply

#### U/s 2 (30) What is Composite Supply

- Supply Made by Taxable Person
- Comprise 2 or more Taxable Supplier of G|S|B
- Naturally Bundled in Ordinary Course of Business
- One is Principal Supply & others are Ancillary Supplies

#### Sec 8 (a) Tax Treatment

It Shall be Treated as Supply of Such Principal Supply

#### U/S 2 (74) What is Mixed Supply

- 2 or More Individual Supplies of G|S| Both
- Made in Conjunction With Each Other
- By Taxable Person
- Single Price
- While Doesn't Constitute Composite Supply

#### Sec 8 (b) Tax Treatment

It Shall be Treated Supply of That Particulars Supply Which Attracts the Highest Rate & Tax

# 03

# Time of Supply

Time of Supply (TOS) is an Event

- ❖ When supply is deemed to be concluded
- ❖ Effective ROGST Is Considered - Date of Time of Supply

## 1. Time of Supply Under Forward Charge Mechanism

Time of Supply of Goods U/S 12(2)

- Actual Date of Invoice  
or
- Last Date of Invoice

❖ No GST on Advance received against Supply of Goods

In the case of supply of Services  
If Advance received up to Rs 1000/-

TOSS  
Date of Receipt of advance  
or  
Date of Invoice Adjusting such advance

Time of Supply of Service U/S 13(2)

**Invoice Issued**

- With In Time
- Not with in Time

Invoice Date  
or  
Payment Date

Completion Date  
or  
Payment Date

WEIE

- When Above Events Are Unascertainable
- Date When Recipient Shows the Services in BOA = TOS
- GST Levied on Advance Received against Supply of Services

## 2. Time Limit for issuing GST Invoice

Supply Of Goods Sec. 31(1)

Sec. 31(2) Supply of Service

If Removal of Goods  
Before or at The Time of Removal of Goods

If no Removal of Goods  
Delivery | Making Available of Goods to Recipient

Before or After the Provision of Service

- With in 30 Days
- With in 45 Days For [Insurance | Banking | FI | NBFC]

BOA = Books of Accounts WEIL = Whichever is earlier SG = Supplier of Goods

SS = Supplier of Services RG = Recipient of Goods RS = Recipient of Services

### 3. Time of Supply Under RCM

Time of Supply of Goods U|S 12 (3)

Time of Supply of Service U|S 13 (3)

- Date of Receipt
- Date of Payment
- 31<sup>st</sup> Day from Date of Invoice (WEIE)

- Date of Payment
- 61<sup>st</sup> Day from Date of Invoice (When SS is liable to issue invoice)

Date of Invoice issued by RS (Where RS is liable to issue Invoice (WEIE))

- ❖ Where Above Events are not Ascertainable - TOS= Date of Entry in BOA of RG|RS
- ❖ Import of Service from Associated Enterprises

Date of Entry in BOA of RS

Date of Payment

Which Ever Is Earlier

### 4. Time of Supply of Vouchers Exchangeable for Goods & Service

Supply Identifiable Against Voucher

TOS = Date of Issue of Voucher

Supply not Identifiable Against Voucher

TOS = Date of Redemption of Voucher

### 5. Time of Supply of Goods & Service in Residual Cases

When Periodical Return Is Required to Be Filled

TOS = Due Date of Return Filling

Other cases

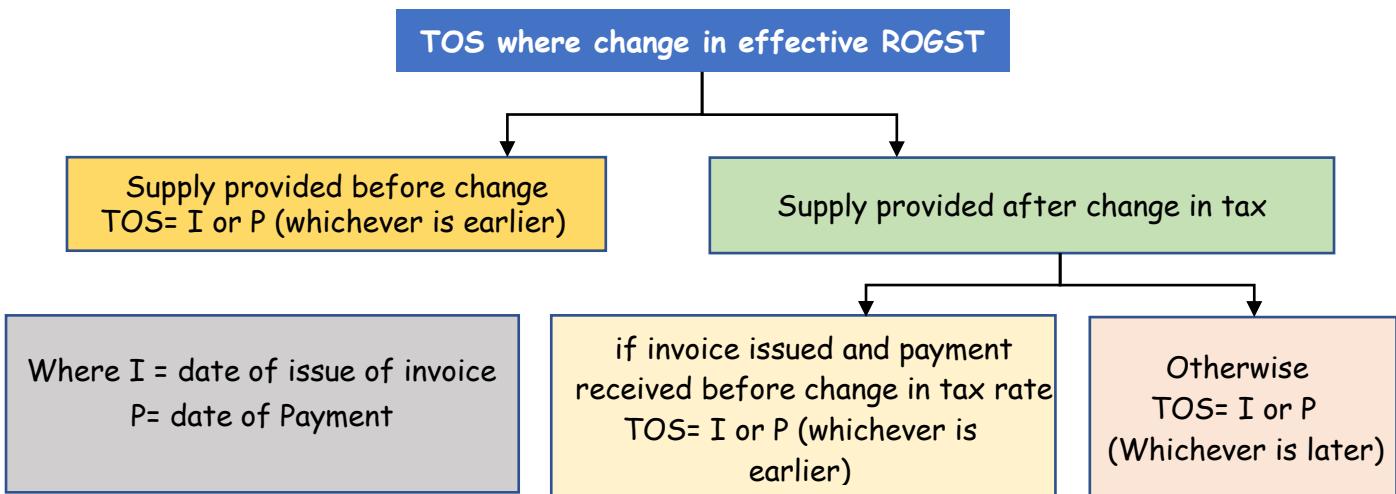
TOS = Date of PMT of Tax

### 6. Time of Supply for Addition in Value by Way of Interest /Fee/Penalty for Delayed PMT of

TOS = When SG | SS Receive Such Addition in Value

Notwithstanding anything contained U/S 12/13, TOS where change in rate of tax in respect of supply

shall be determined U/S 14: If any two of the three events Service Provided/ invoice Raised/Payment received, takes places before the change in effective Rate of tax, the old ROST shall apply.



#### Meaning of "date of receipt of payment"

Date on which the payment is recorded in BOA of the entity (SS) that receive the payment, or the date on which the payment is credited to the entity's bank account, WEIE.

#### Date of crediting of payment in bank account to be the "date of receipt of payment" if

- there is a change in effective rate of tax b/w such entry in BOA and its credit in bank account; and
- the credit in the bank account is after 4 working days from the date when there is change in effective rate of tax for the first time

#### Time of Supply (Special Case).

- **In case of continuous supply of goods**
  - ❖ Time when each statement is issued OR
  - ❖ Time when each payment is received (WEIE).
- **In case of goods sent or taken on approval for sale or return,**
  - ❖ Time when it becomes known that supply is taken place OR
  - ❖ Six months from the date of removal (WEIE)

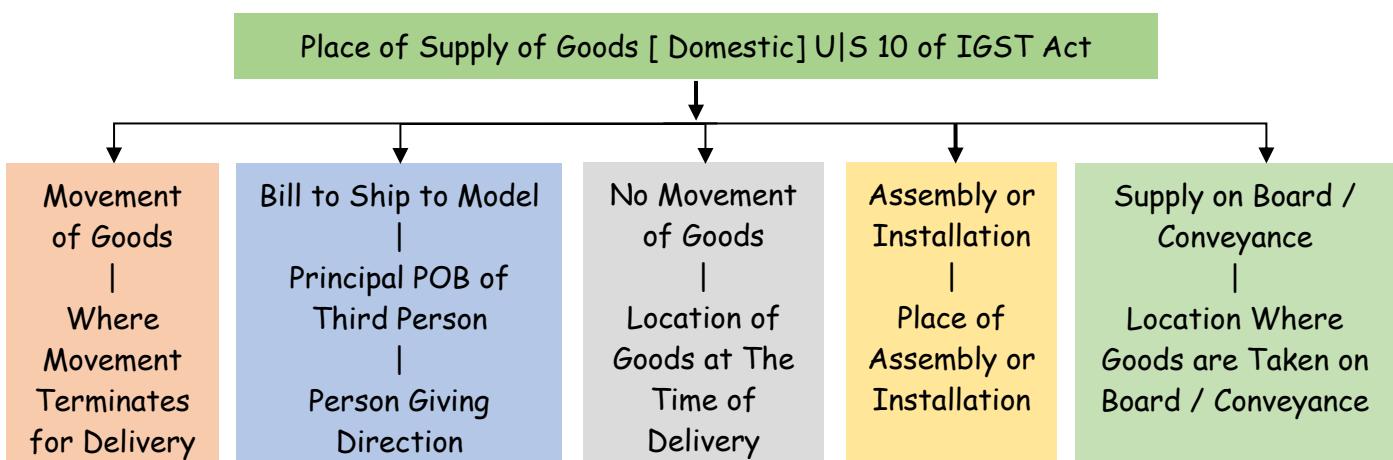
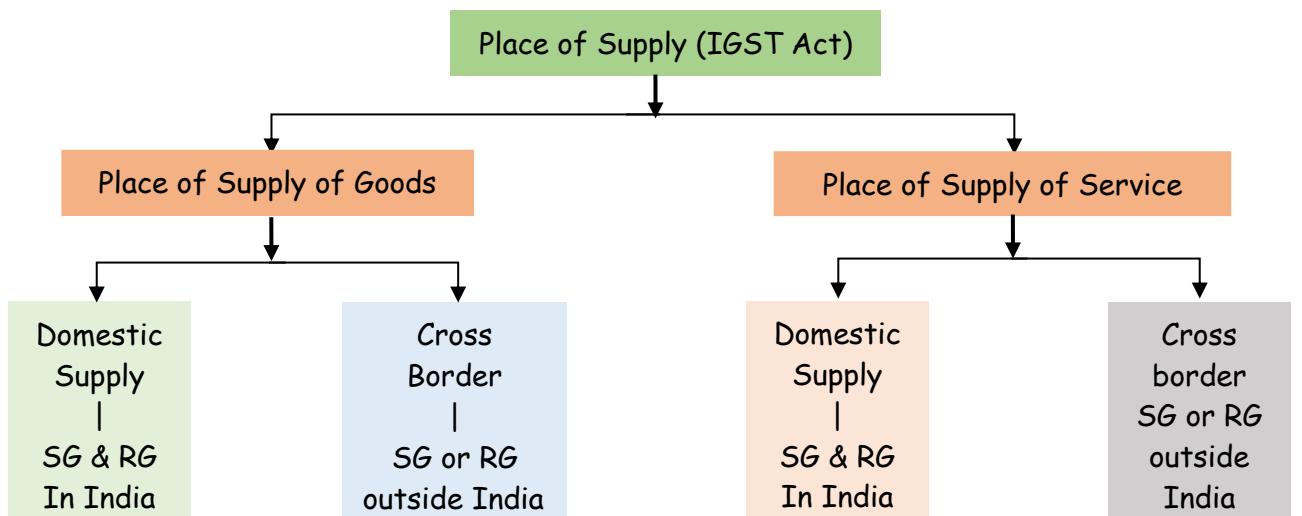
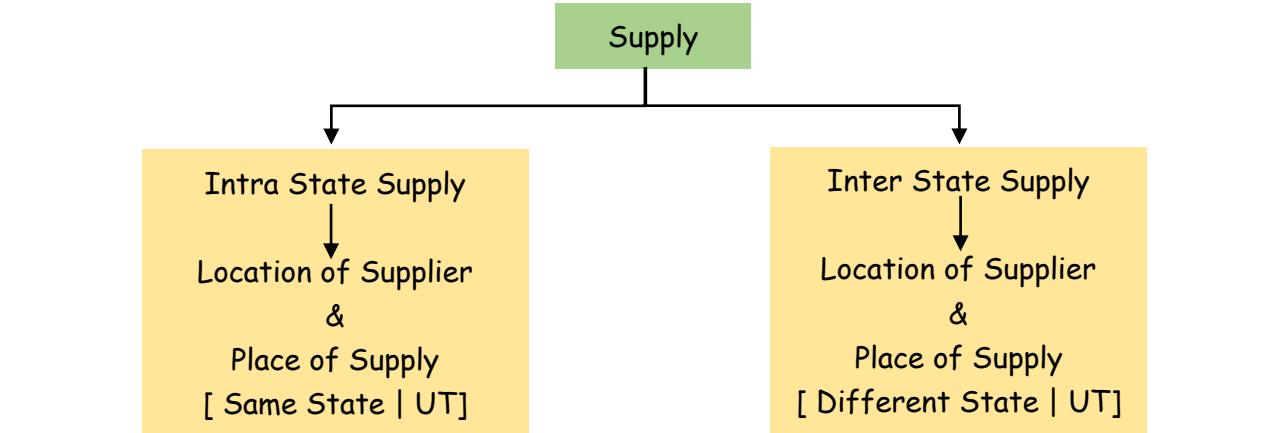
# 04

# Place of Supply

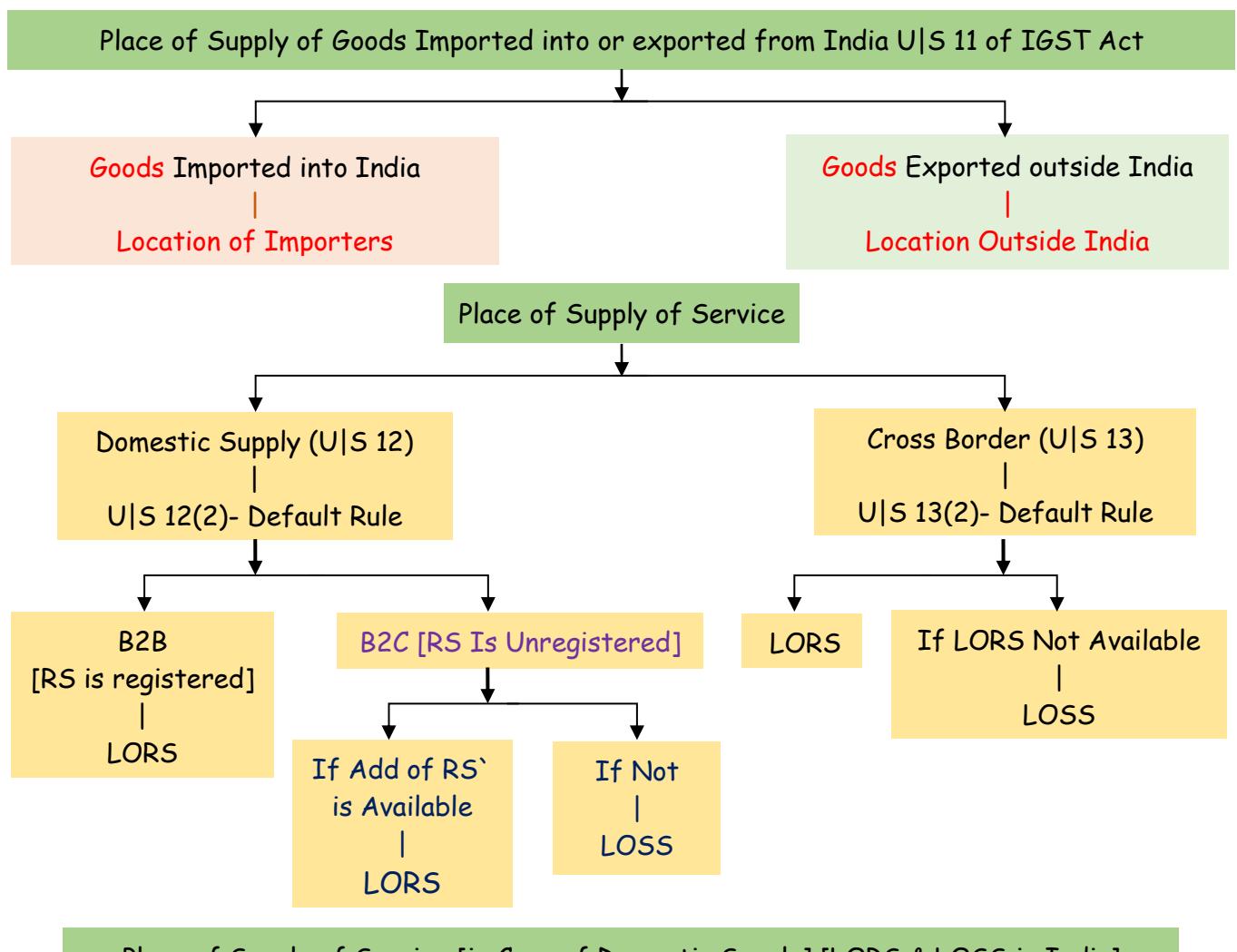
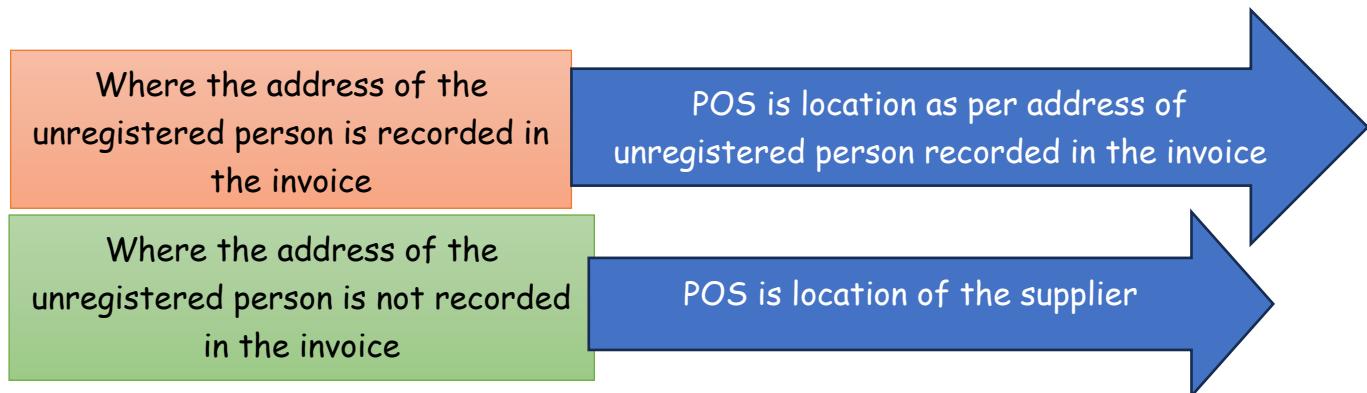
**LORS = Location of Recipient of Services**

Loss = Location of Supplier Services  
 SG = Supplier of Goods  
 RG = Recipient of Goods  
 SS = Supplier of Services

POSS = Place of Supply of service  
 POB = Place of Business  
 POSG = Place of Supply of Goods  
 RS = Recipient of Services



Notwithstanding point (i) & (iiI) supply of goods to unregistered person



Nature of Supply of services	POSS
Service Related to Immovable Property / hotel Accommodation / Boat / Vessel / Event Related to Immovable Property <b>Sec 12(3)</b>	Location of property If property outside India → LORS
Restaurant/Catering/Personal Grooming/ Fitness/Beauty/Health/Cosmetic/Plastic Surgery	Location Where Services Actually Performed

<b>Sec 12(4)</b>	
Training or Performance Appraisal <b>Sec 12(5)</b>	B2B - LORS B2C - Where Service Actually Performed
<b>Admission Sec 12(6)</b>	Where Event is Actually Held
Organization of Events <b>Sec 12(7)</b>	B2B - LORS B2C - Event Event outside India → LORS
Transportation of Goods Including Mail/ Courier <b>Sec 12(8)</b>	B2B - LORS B2C - Location Goods handed over to Transporter Location Outside India
Transportation outside India	
Passenger Transportation <b>Sec 12(9)</b> Right To Passage	B2B = LORS B2C = Where Passenger Embark Continues Journey B2B = LORS B2C = Default Rule provision
<b>Services on Board a Conveyance Sec 12(10)</b>	First Scheduled Point of Departure
Telecommunication Service <b>Sec 12(11)</b> ➤ Fixed Line ➤ Pre-Paid ➤ Prepaid ➤ Prepaid Through Agent ➤ Prepaid Through Internet ➤ Others	Where Line Installed Billing Address Prepaid Voucher Sold Agent / Distributer Address LORS Default Rule provision
Banking   NBFC   Stock Broking <b>Sec 12(12)</b>	LORS - If Available → * If Not- Loss
Insurance <b>Sec. 12(13)</b>	B2B - LORS B2C - Location of RS as Per Records
Advertisement To CG   SG   LA   Statutory Body <b>Sec. 12(14)</b>	Location of Advertisement

Place of Supply of Service U/S 13 of IGST Act  
Where LORS or LOSS is Outside India

Nature of supply

Service Supplied on Tangible Goods  
or Individuals **U/S 13 (3)**

Place of supply

Where Services are Actually Performed  
But If (Exception)



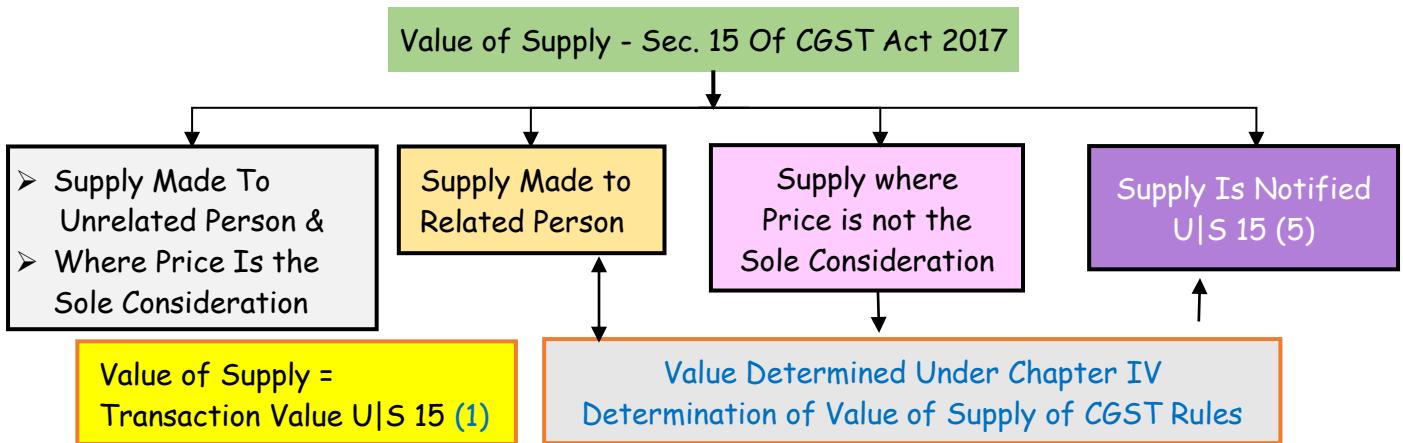
Goods Imported India for  
Repairs but without Being Put  
to Use Sent Back outside India  
|  
LORS

Service By Way of  
Electronic Means  
from Remote Location  
|  
Location of Goods

Service in Relation to Immovable Property U S 13 (4)	Location of Immovable Property
Service of Admission or organization of Events U S 13 (5)	Location of Events
13 (3) 13 (4)   13 (5) in TT+NTT U S 13 (6)	Location of TT
13 (3)   13 (4)   13 (5)   More Than one State   UT U S 13 (7)	Location of Such State   UT
<ul style="list-style-type: none"> <li>• Banking Financial Co.   NBFC</li> <li>• Intermediary Service</li> <li>• Hiring of Means of Transport up to one Month [Excluding Vessel   Aircraft]</li> </ul> <p>U S13(8)</p>	LOSS
Transportation of Goods Excluding Mail   Courier U S 13 (9)	Destination of Such Goods
Passenger Transportation U S 13 (10)	Passenger Embarks for Continues Journey
Service on Board A Conveyance U S 13(11)	First Point of scheduled Journey
Online Information Data base access retrieval Services U S 13 (12)	<p>LORS</p> <p> </p> <p>Any 2 Conditions Simultaneously [Conditions Regarding Proof That RS Is in India]</p>

# 05

# Value of Supply



Value = TV = Price Actually Paid or Payable When Supplier  
And Recipient Not Related + Price Sole Consideration

## Inclusions In Value U/S 15 (2)

- Taxes Other Than GST.
- Third Party Payment Which Is Made by Recipient in Relation to Supply, Which Was Payable by Supplier and Not Include in Price.
- Incidental Expenses, Including Commission & Packing or Anything Done by Supplier in Respect of Supply or Delivery of Goods or Supply of Services or both Charged to Recipient.
- Interest | Late Fee | Penalty for Delay In pmt. of Consideration.
- Subsidies Directly Linked to Price of Supply Other Than the Ones Given by CG | SG.

## Exclusions From Value U/S 15(3)

- Discounts Given Before or At the Time of Supply and Recorded in The Invoice.
- Post Supply Discount | Incentive, If
  - AS Per Agreement at The Time of Supply
  - Linked With Invoice
  - Proportionate ITC Has Been Reversed by RG | RS
- Buy More Save More (Staggered Discounts) → Such Discounts Are Shown on The Invoice Itself. Such Discount Are Excluded From Value Of Supply
- Periodic | Year Ending Discounts To Stuckist Etc. → Such Discounts Are Volume Discounts. Such Discounts Are Passed Through Credit Note

- Secondary Discounts



They Are Not Known at The Time of Supply Or offered After Supply Made. Such Discounts Are Not Excluded from Value of Supply

### Valuation Rules {Section 15 (4)}

If VOS Can't Be Determined U/S 15 (1), Valuation Rules 27 - 31 Apply

Rule 27

Which Consideration  
Not Wholly in Money

- a) Open Market Value
- b) If Not (a) Then Money
- c) Value + FMV of Non-Monetary Consideration
- d) If Not (a) & (b) Then Value of like kind | Quality
- e) Rule 30 - Cost + 10%
- f) Rule 31 - Residual Method

Rule 28

Supply Between  
Distinct Related Person

- a) Open Market Value
- b) If Not (a) Then Value of Like Kind & Quality
- c) If Not (A) & (B) Then Rule 30 Or 31

Proviso 1 - Further Supply Is as Such by Recipient at Option of Supplier  
|  
90% of Price Charged by Recipient to Unrelated Person

Proviso 2 - If Recipient Is Eligible for Full ITC  
|  
VOS = Value Declared in Invoice

Rule 29

Supply Between  
Principal & Agent

- Open Market Value
- Or 90% of Price of Goods Like Kind & Quality by Recipient Where Goods Further Supplies to Unrelated Buyer
- If Not (a) Rule 30 & Rule 31

### Value of Supply in case of Corporate Guarantee by Related Person [Rule 28(2)]

Service of corporate guarantee by the related person shall be considered supply even made without consideration in terms of Schedule-I, i.e., Guarantee by Company (on behalf of its director, must be located in India) to Bank etc.

VOS which shall be higher of the following:

- 1% of the amount of such guarantee per Annum  
or

**Actual consideration charged**

- 1% p.a. shall be calculated on guarantee amount, amount of credit facility does not matter.
- If corporate guarantee provided for period less than 1 year, value of supply shall be proportionately based on months of 1% p.a. of guarantee amount

## Valuation Rules of Notified Service [Section 15 (5)]

### VOS of Lottery, Betting, Gambling & Horse Racing U|R 31A

Supply of Lottery Authorized | -  
Run by SG  
U|R 31A

VOS = 100 | 128 of

- Face Value of Tickets  
or
- Notified Price by organizing State  
WEIH

VOS of Actionable Claim in Form of Chance to Win in Gambling Or  
Horse Race = 100 % of FV of Bet or Amt Paid to Totalizator U|R 31A

### Purchase or Sale of Foreign Currency U|S 32(2)

FC = Foreign Country

Option 2

FC - INR  
or Vice Versa  
|  
When RBI Ref.  
Rate Is Available

If RBI Ref. Rate  
Not Available  
|  
Gross Amount of  
Currency In INR  
X 1 % = VOSS

FC-FC  
|  
Convert Both Fc in  
INR  
|  
Pick Value Which is  
Lower X 1 % = VOSS

- Currency Exchanged Up to  
1 Lakh Voss = Gross amount  
Exchanged  
X 1% or 250 WEIH
- Currency Exchanged >1L or  
≤ 10L  
VOSS = 1000 or .5 % of  
balance
- Currency Exchanged (CE)  
>10L  
Voss = 5500 + .1% of  
(CE- 10L) or 60,000 (WEIL)

### VOSS For Booking of Tickets for Travel by Air U|R 32 (3)

Option 1

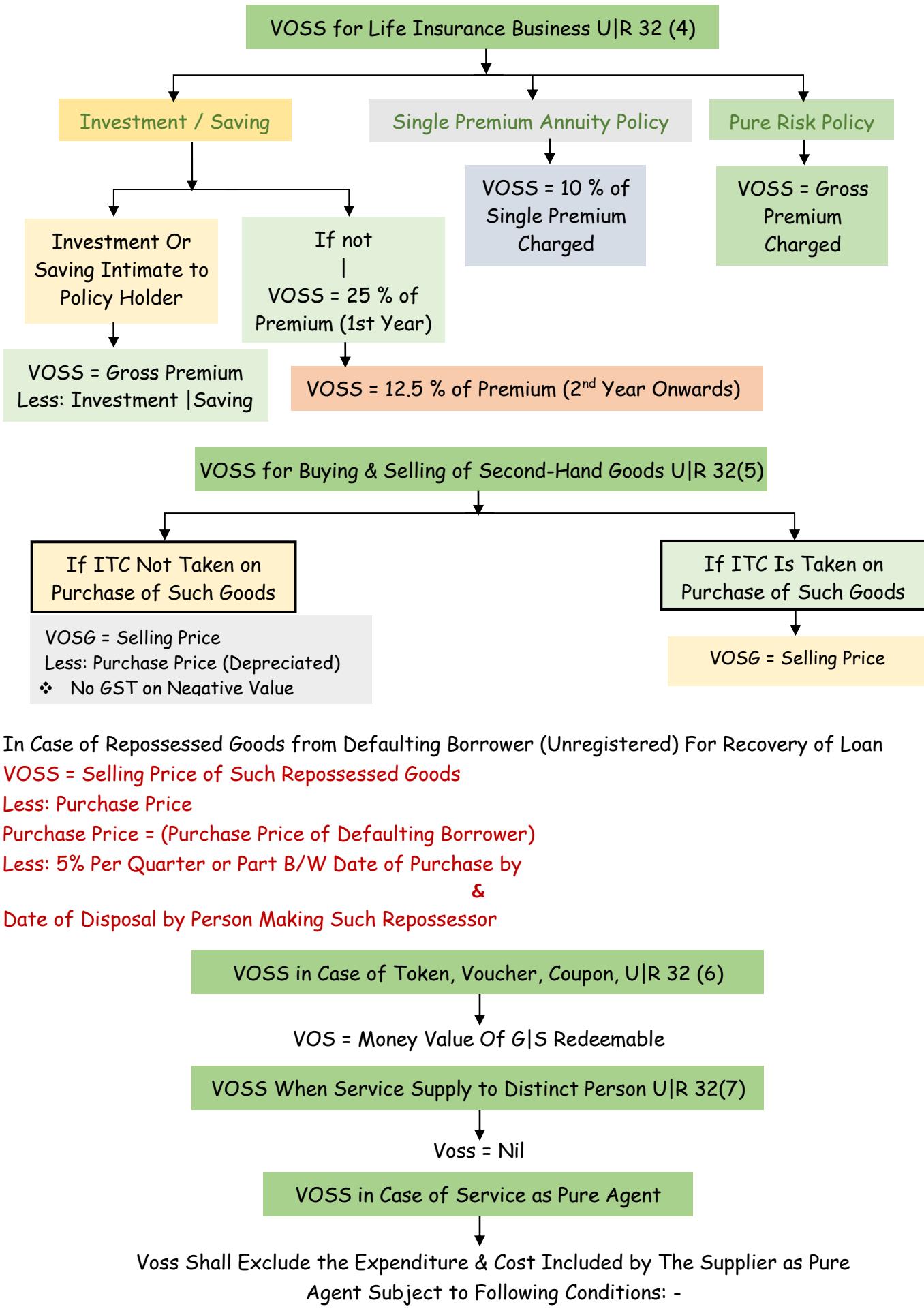
or

Option 2

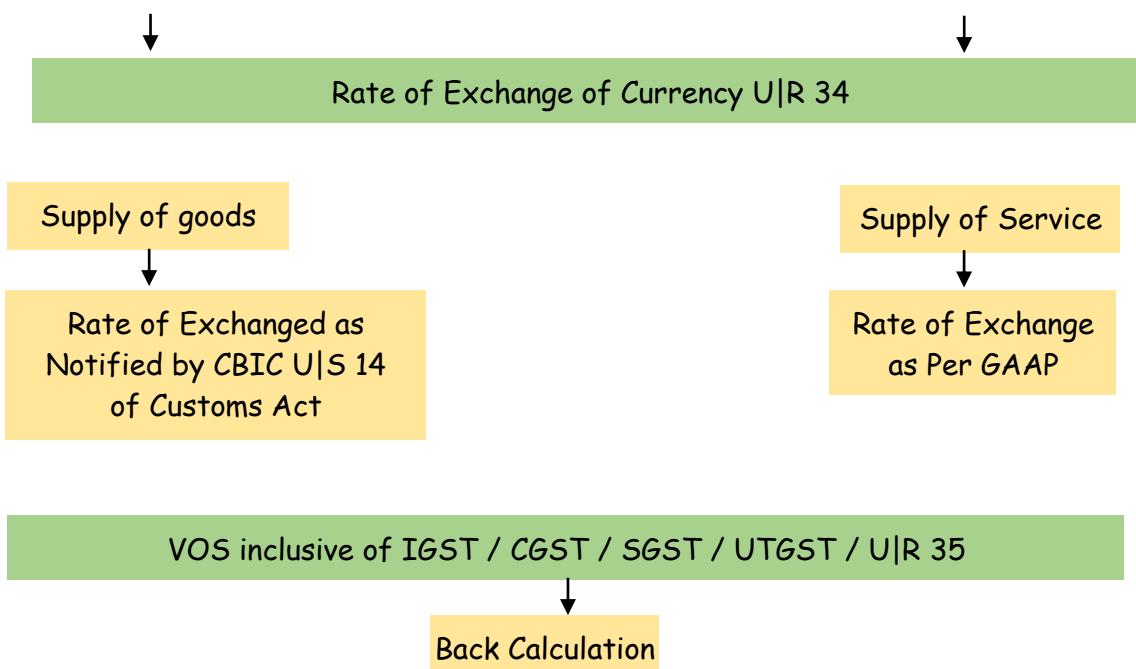
Domestic Booking - 5% of Basic Fare  
International Booking - 10 % of Basic Fare

Consideration Received by Air Travel  
Agent by What Ever Name Called

At the Option of Supplier of Service



- Supplies of G|S Procured by SS as Pure Agent Is Additional



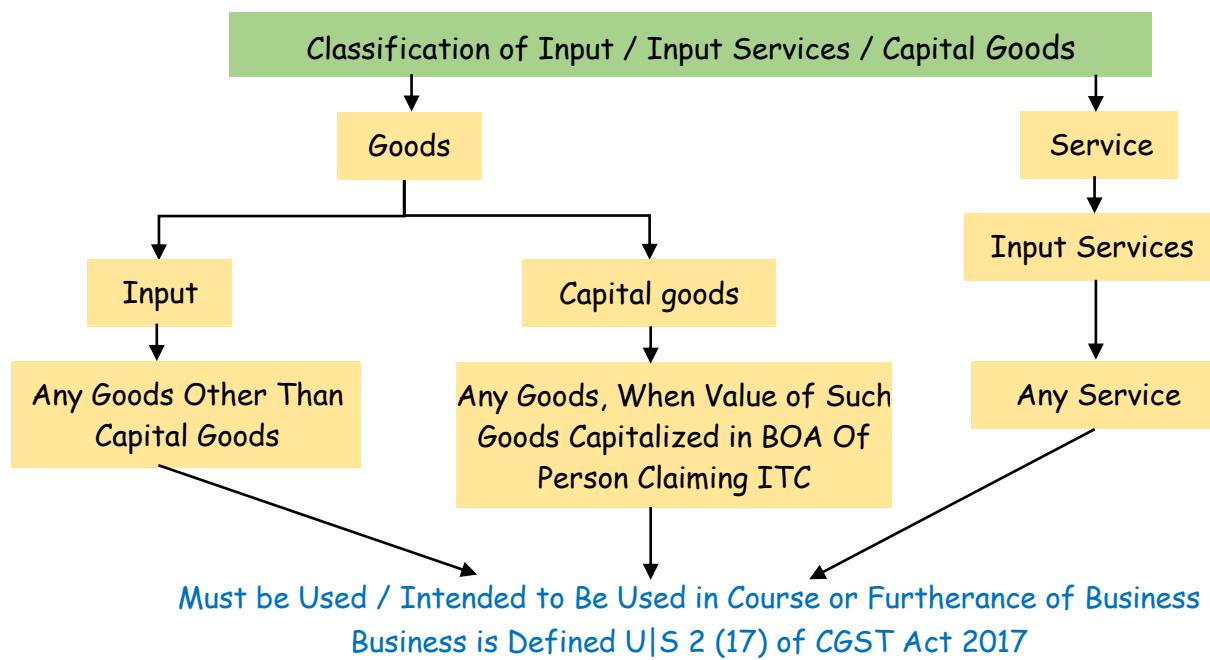
# 06

# Input Tax Credit

## What Is Input Tax?

- ✓ When Any Input / Input Services / Capital Goods
- ✓ Are Procured by Taxable Person (**Inward Supply**)
- ✓ In Course or Furtherance of Business
- ✓ Any GST Paid / Payable to the Supplier of
- ✓ Such I / IPS / CG is Called Input Tax
- ✓ Credit of Such Input Tax = Input Tax Credit (ITC)
- ✓ Such ITC Can be Utilized Against Output Tax
- ✓ Payable on **Outward Supply**

I = Input  
IPS = Input Services  
CG = Capital Goods  
BOA = Books of  
Accounts

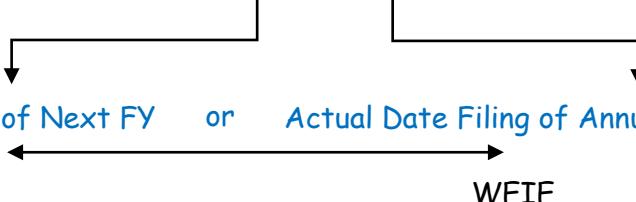


Section 16

Eligibility of input tax credit

- GST Registration Must & G | S | Both Must Be Used | Intended To Be Used in Course or Furtherance of Business
- Must Have Valid Tax Paying | Prescribed Documents
- Has Furnished Valid Return
- GST On Such Supply Actually Paid to Govt.
- In Case of Bill Ship To Model - ITC Available To Person Who Is Giving Direction on Behalf of RG | RS

- Goods Received in Lots: - ITC Allowed on Receipt of Last Lot.
- Details of ITC in GSTR-2B is communicated to recipient which contains and Details of ineligible ITC also.
- Time Limit for Availing ITC: - ITC Related to Particular FY Can Be Availed By
 



WEIE

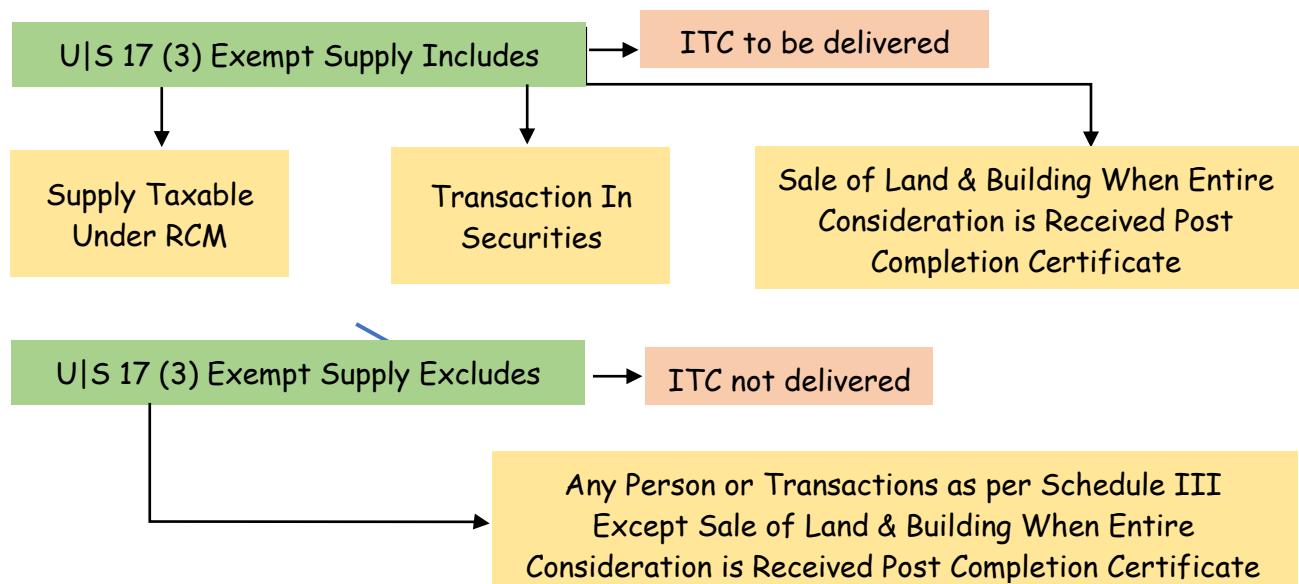
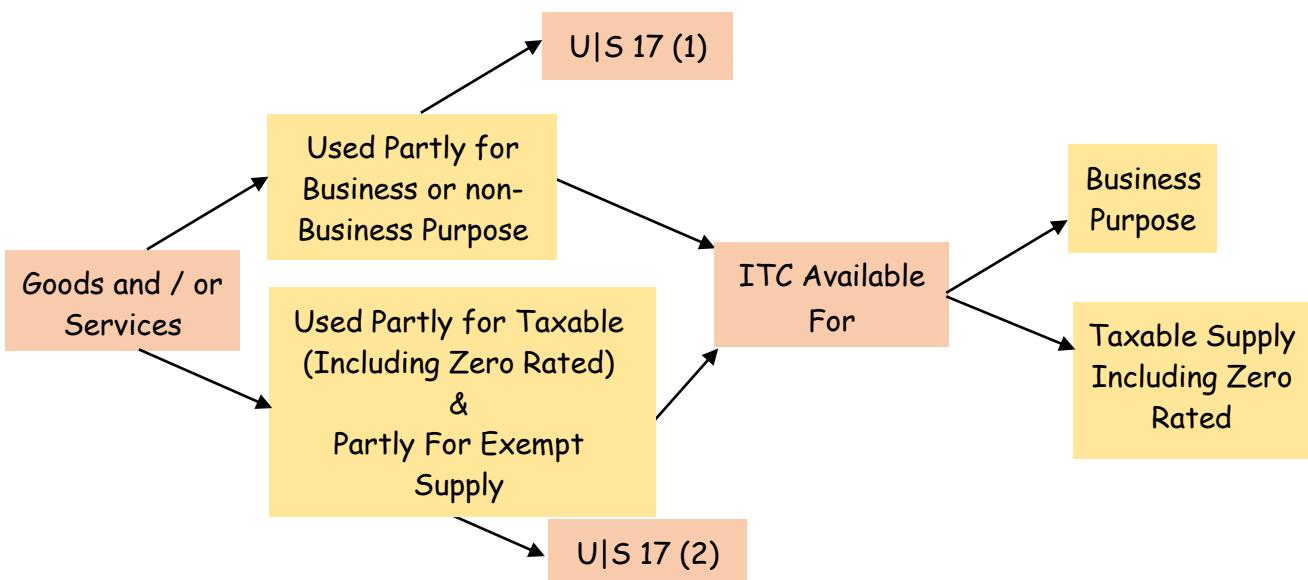
30<sup>th</sup> Nov of Next FY      or      Actual Date Filing of Annual Return

Exception → Reavailing of ITC Reversed Earlier (No Time Limit)  
**If registration is cancelled during above period and revoked later on, ITC can be taken in GSTR-3B which is filed within 30 days from order of revocation.**
- If Depreciation Claimed on Tax Component = No ITC

- **Reversal Of ITC In Case of Non-Payment of Consideration**
  - When Value + Tax for Supply is Not Paid within 180 Days Of Issue of Invoice.
  - It Should Be Reflected in GSTR-3B of The Month Immediately Following 180 Days & ITC Shall be added to output tax liability with interest from the date of utilization till the date when it is paid to Govt. after adding it to output tax liability
  - On payment - ITC can be Reavailed without any time limit.
  - Not Applicable for Supplies Under RCM and Deemed Supply Without Consideration.

Section 17

Apportionment of ITC & Blocked Credit



UoS 17 (4) Special Provisions for Banks / NBFC

Option 1  
↓  
Avail Proportionate ITC

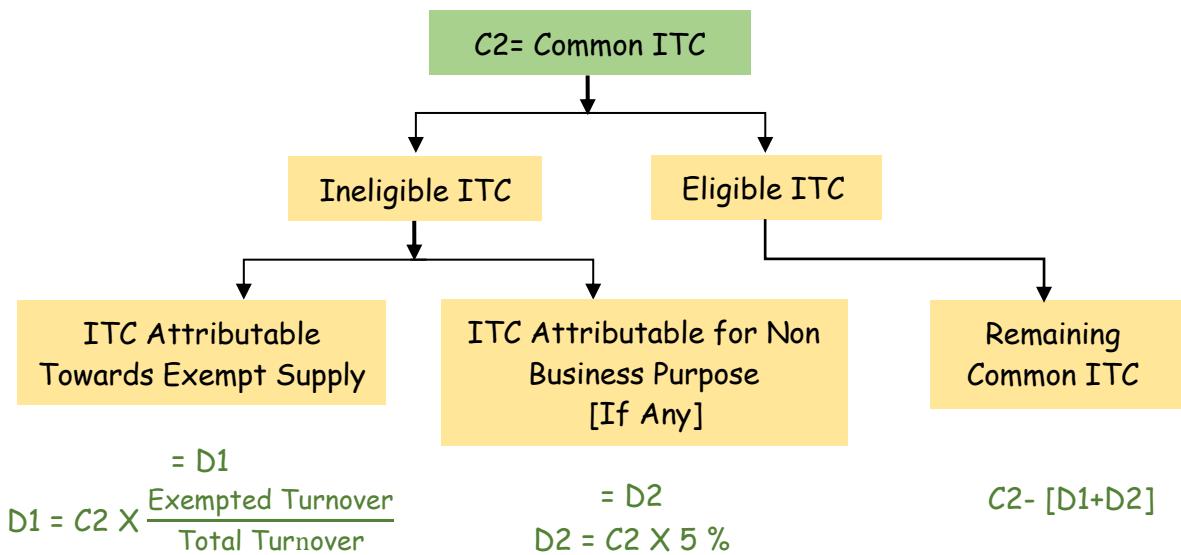
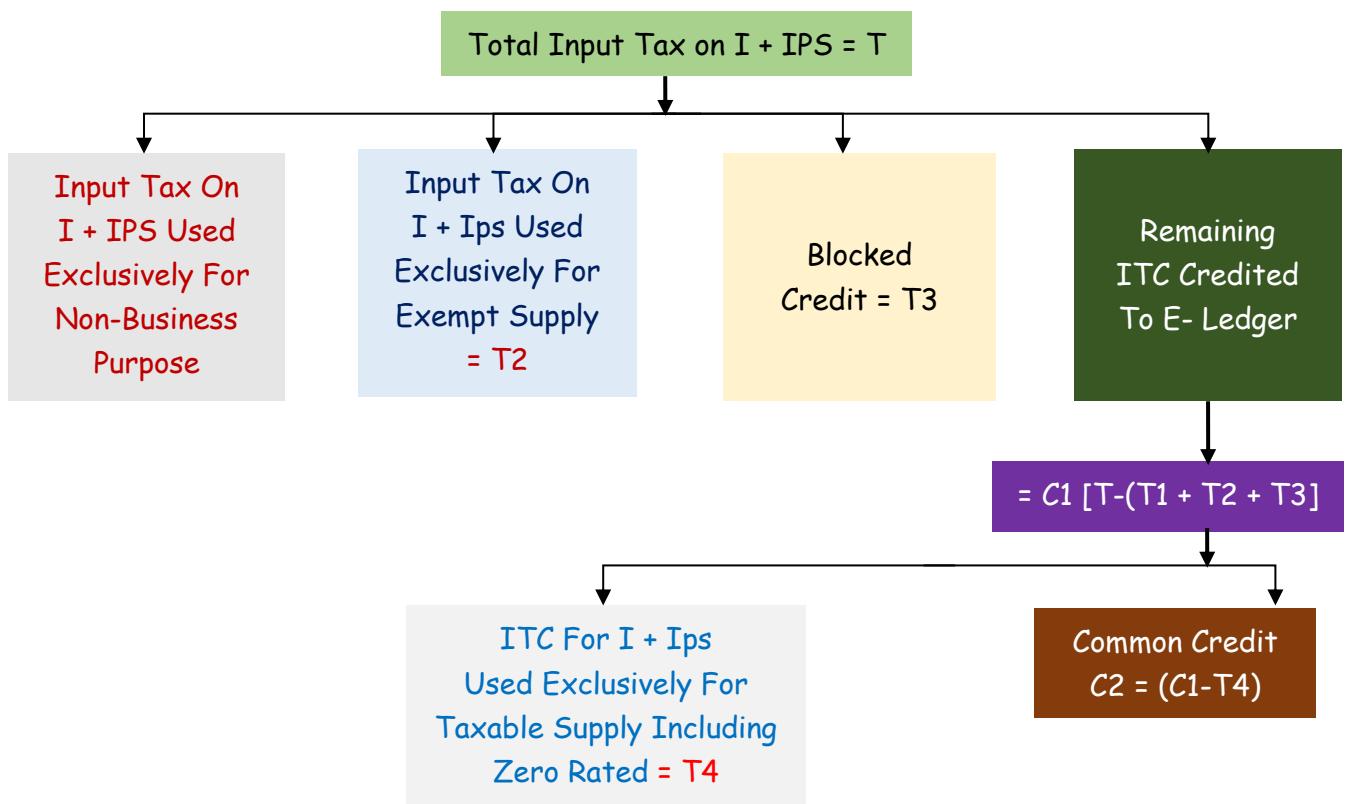
or

Option 2  
↓  
Avail 50 % of ITC

- Remaining 50 % ITC Lapse
- Not Applicable to The Supply Made to Distinct Person
- Option Can Not Be Withdrawn During the Year

## Rule 42

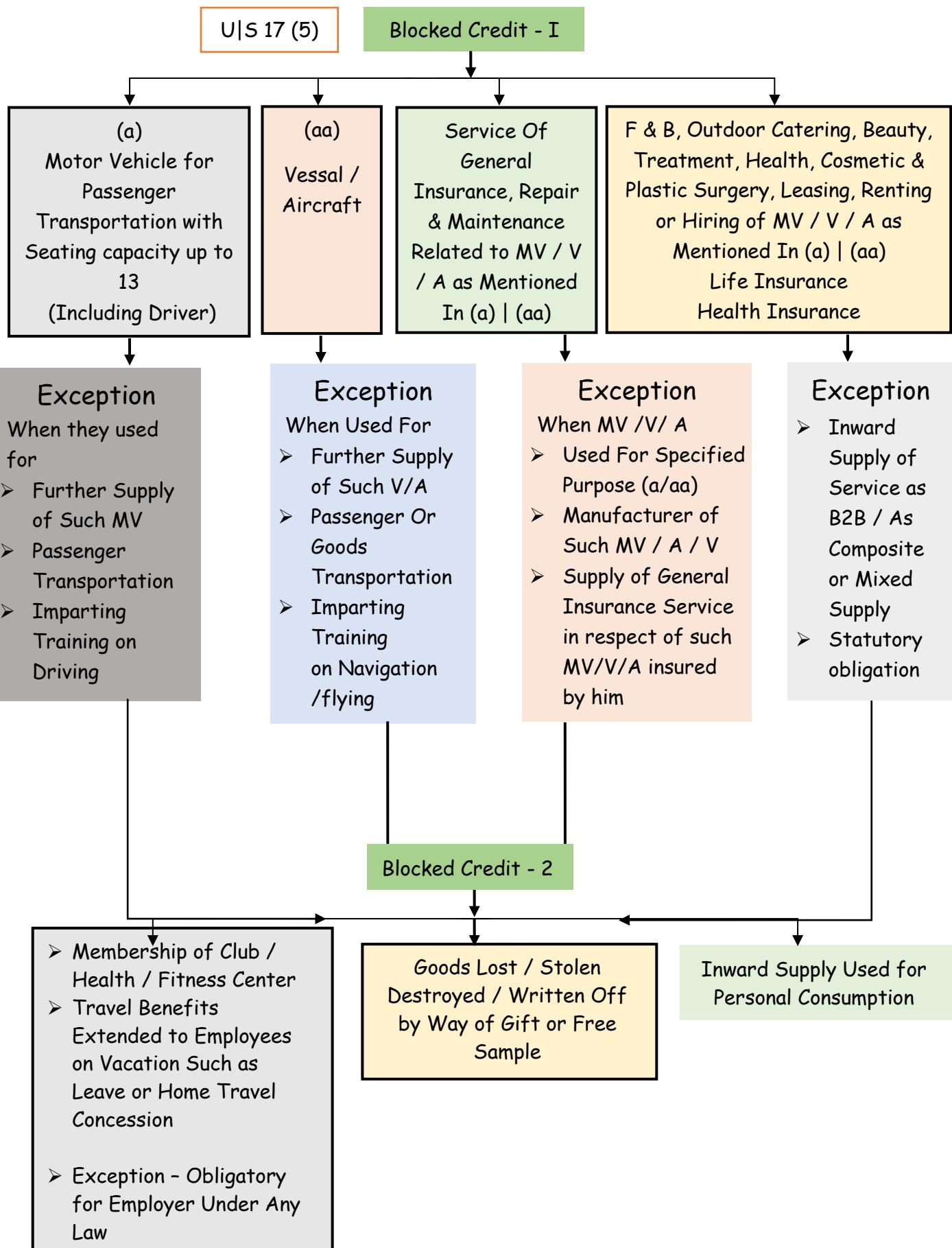
### Apportionment Of Common Credit for Input & Input Service



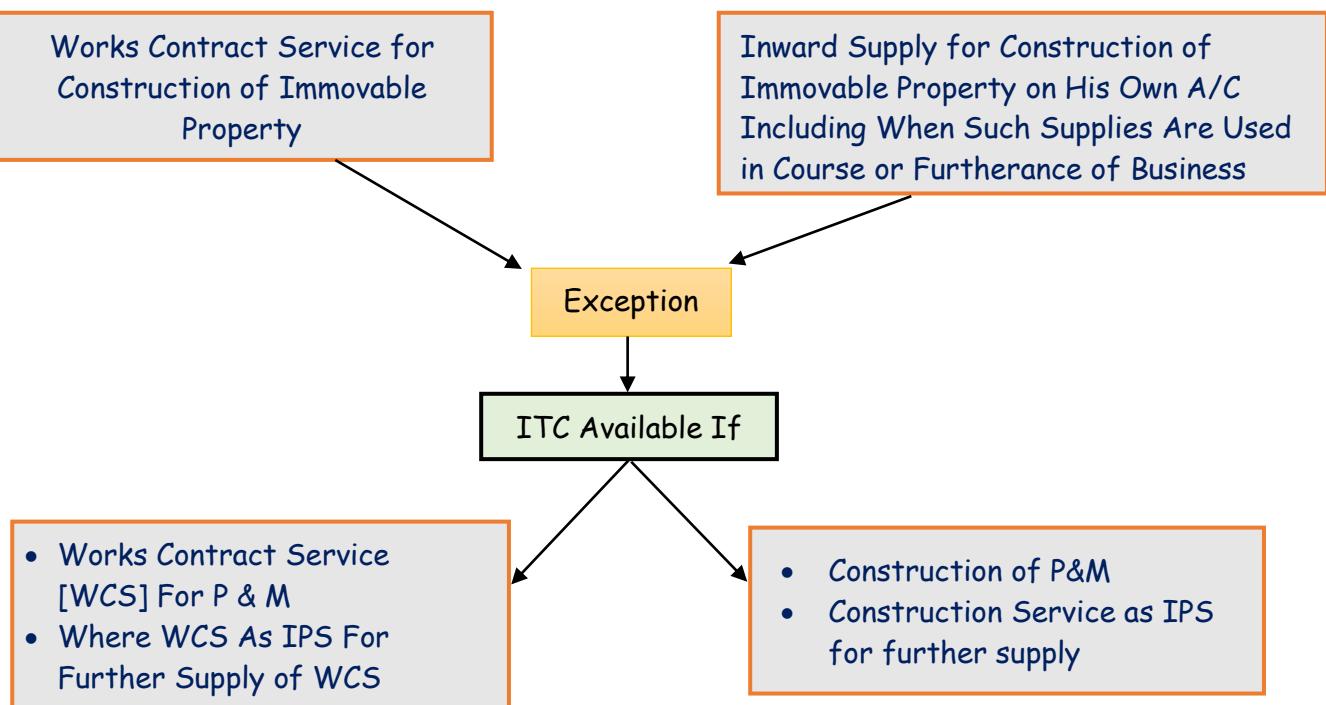
### ITC on capital goods used for both taxable as well as exempt supply

Useful life for capital goods is considered as 5 years (i.e., 60 months or 20 quarter)

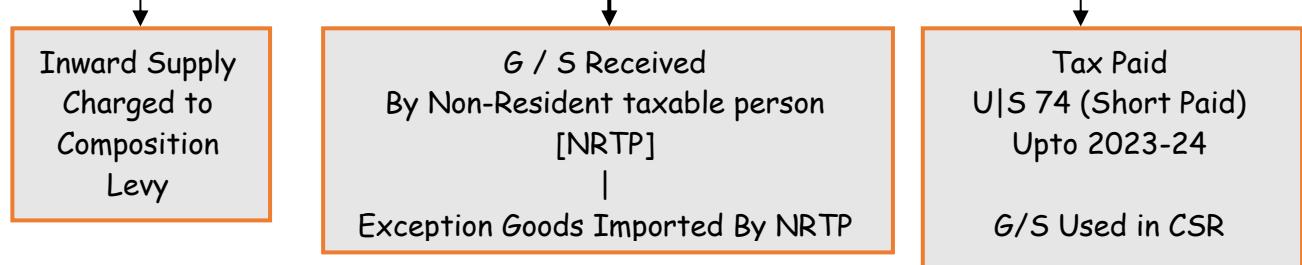
$T_m$ [Monthly Common Credit]	=	$T_c$ [Total Common Credit]	
		60	
$T_e$ [Ineligible Credit]	=	$T_m \times$	Added to output tax liability
		E [Exempt Supply]	
		F [Total Turnover]	



### Blocked Credit - 3

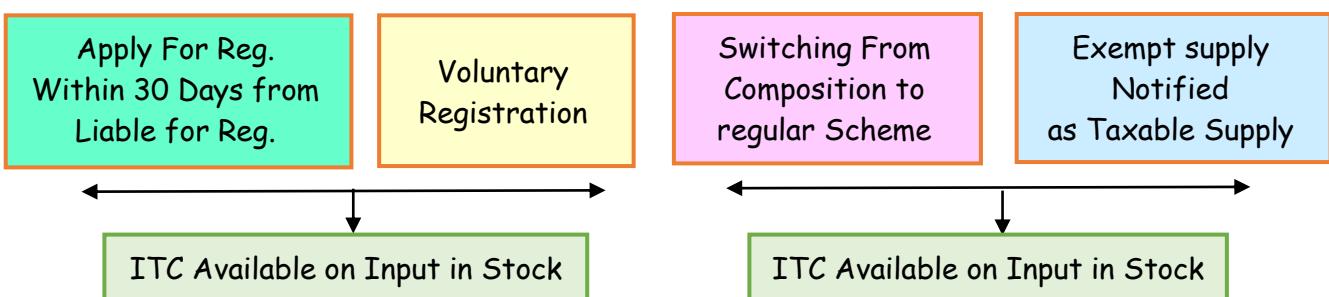


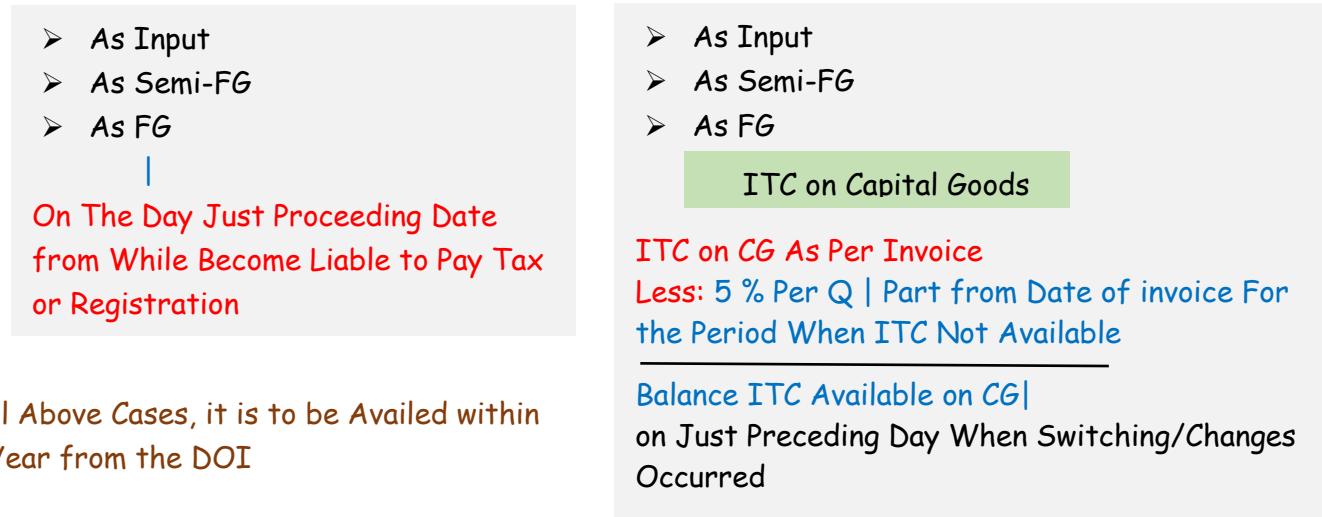
### Blocked Credit - 4



### Section 18

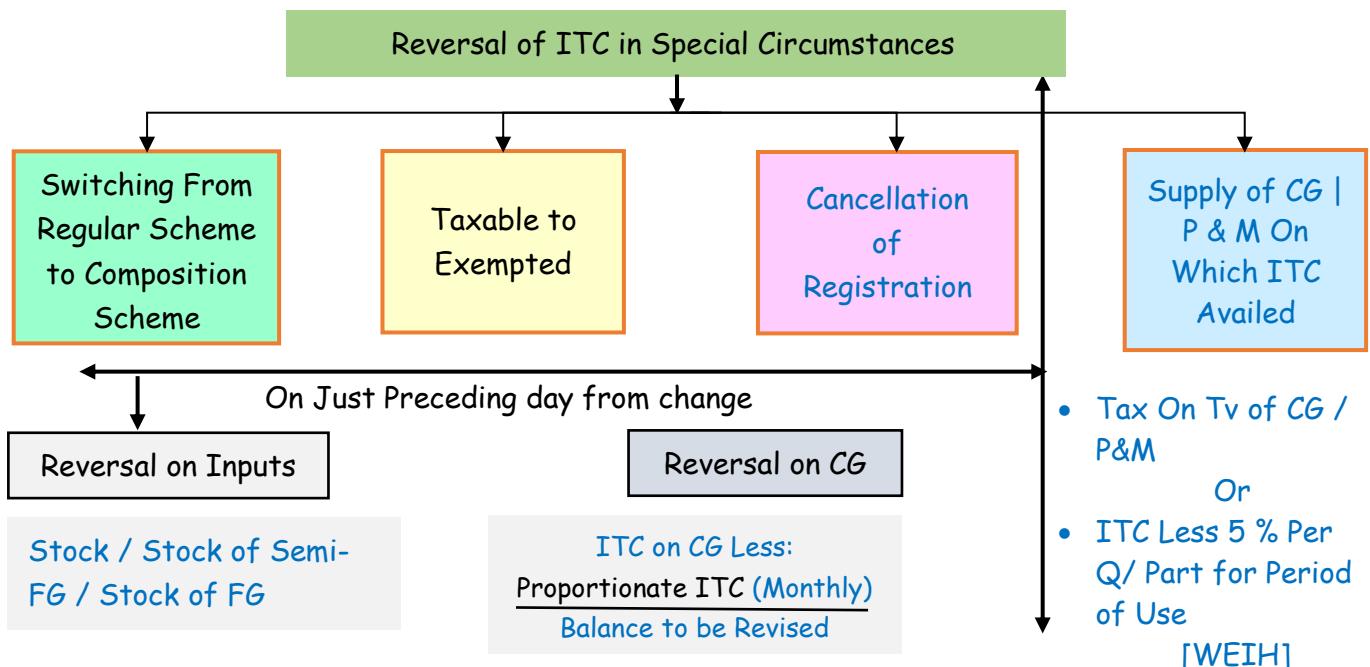
#### ITC in Special Circumstances



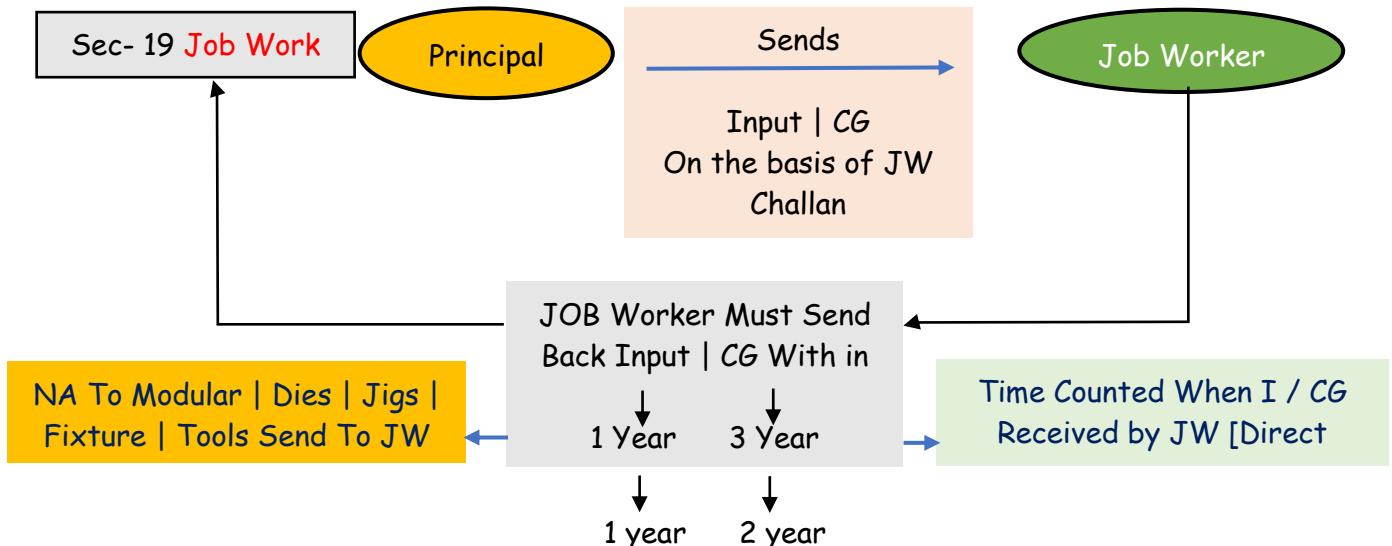


### Conditions

- **Electronic Declaration Containing Details of ITC.**
- **With In 30 Days from Eligible to Credit**
- **Certified By CA / CMA If Aggregate Claim of CGST / SGST / IGST If Credit > 200000 /-**



- ❖ **Proportionate ITC on Capital Goods**
  - **Calculation on The Basis of Useful Life of Capital Goods Taking As 60 M.**
  - **ITC To Be Reversed Shall Be Through E-Credit Ledger, Balance in E-Credit Ledger Shall Lapse**
  - **If Insufficient Balance in E-Credit Ledger Then Payment Is Required Through E-Cash Ledger.**
- ❖ **In Case of Sale/ Merger/ Amalgamation / Lease/ Transfer**  
Unlimited ITC Shall Be Transferred to Transferee



- ❖ Extension by commissioner
- ❖ Otherwise, It Is Treated as Supply from The Date Goods Send To JW. GST Payable + Interest from Such Date
- ❖ GST ITC 04 , half-yearly by 25<sup>th</sup> October (April -Sept ) and by 25<sup>th</sup> of April (Oct-March ) by person with AATO more than 5 Cr. and if AATO is upto 5 Cr. then GST ITC 04 by 25<sup>th</sup> April

## Sec. 20 - Input Service Distributor (ISD)

## For Distributing Credit on Common Service for IPS Only

- **ITC On IPS** Distributed only to Those Registered Person Under Same Pan & Who Have Used Such IPS in Course or Furtherance of Business
- ITC Shall Be Distributed on The Basis of Turnover of **PFY Or Last Quarter Prior to The Month of Distribution**
- Office of supplier receiving invoices of common services has to register as ISD and distribute ITC by following ISD mechanism.

In case of common input services taxable under RCM.

- A person with same PAN and state code as of ISD may accept RCM invoice and issue invoice on ISD to transfer the credit of such input services on ISD.  
ISD may distribute such ITC as usual

### In case of common input services taxable under RCM

A person with same PAN and state code as of ISD may accept RCM invoice and issue invoice on ISD to transfer the credit of such input services on ISD.

ISD may distribute such ITC as usual

Sec. 21 If ISD Distributed Excess ITC To Any Recipient: Such Excess Credit Shall Be Recovered from Recipient with Interest

## Payment of GST

ITC on account of	Output liability on account of IGST	Output liability on account of CGST	Output liability on account of SGST/UTGST
Integrated tax	(I)	(II) - In any order and in any proportion (III) Input tax Credit on account of Integrated tax to be completely exhausted mandatorily	
Central tax	(V)	(IV)	Not permitted
State tax / UTGST	(VII)	Not permitted	(VI)

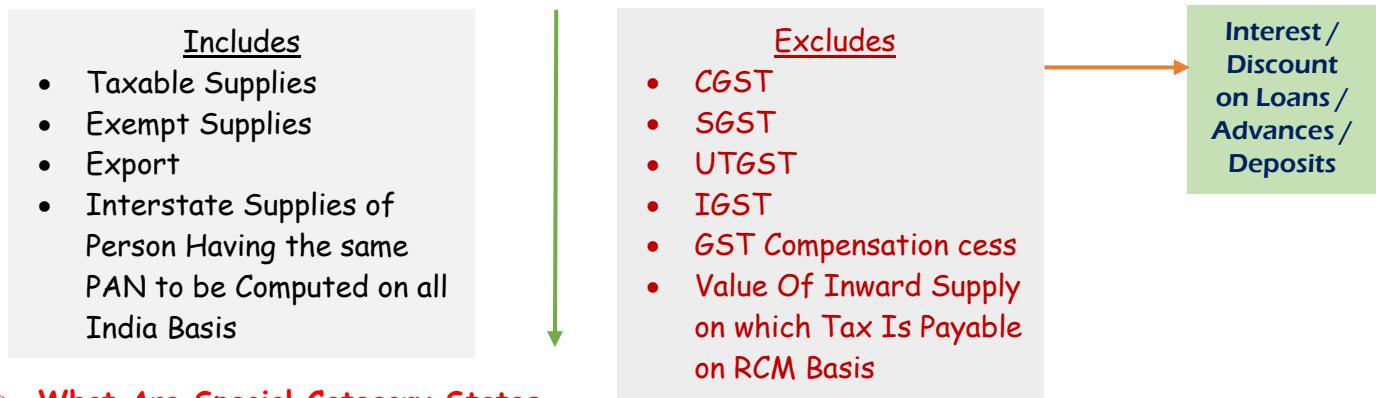
**Utilization of input tax credit of IGST at first is must [Sec. 49A]**

## Composition Scheme

- ✓ A Person Having
- ✓ Pan Based Aggregate Turnover
- ✓ Across All States
- ✓ up to 1.5 Cr in Normal State Or
- ✓ up to 75 L in Special Category States
- ✓ During Preceding Financial Year
- ✓ May opt Composition Scheme

➤ **What is Aggregate Turnover?**

### Aggregate Turnover



➤ **What Are Special Category States**

- Meghalaya
- Mizoram
- Manipur
- Arunachala Pradesh
- Nagaland
- Tripura
- Sikkim
- Uttarakhand

➤ **Who Are Eligible for Composition Scheme**

Sec 10 (1)	Category	Rate of GST (CGST + SGST)
• (a)	Manufacturer	1 % of Turnover in State or UT
• (b)	Restaurant	5 % of Turnover in State or UT
• (c)	Traders	1 % of Turnover of Taxable Supplies in State/ UT

➤ A Person Who opts To Pay Tax Under Clause (a) / (b) / (c) May Supply Service (Other Than Restaurant Service) up to Value

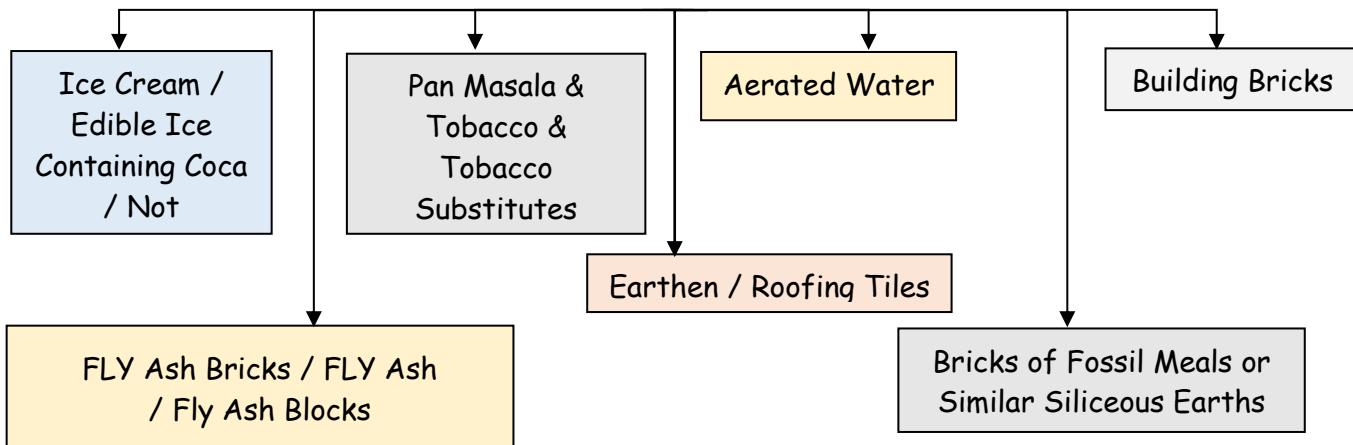
➤ 10 % of Turnover in a State / UT in PFY or

➤ 5 Lakh

} Whichever Is Higher

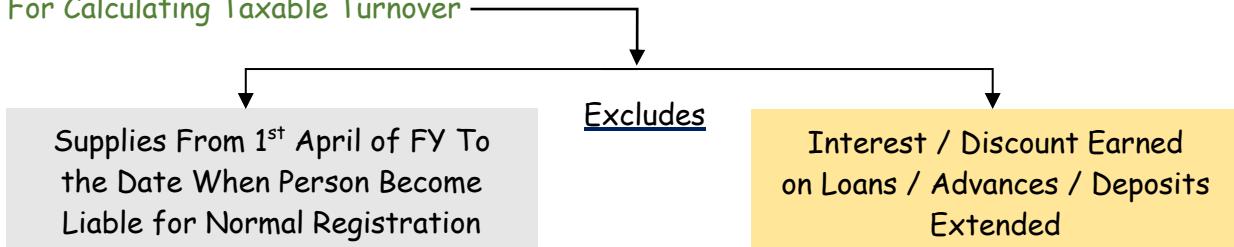
## What Are the Conditions for Composition Scheme

1. He Is Not Supplies of Service Other Than Restaurant Service If He Is Providing Service Other Than Restaurant Then Value of Service Shall Be Maximum 10 % of PFY T/O or 5 Lakhs (WEIH)
2. Person Cannot Supply Non-Taxable Goods.
3. He Is Not Making Interstate Outward Supply
4. He Is Not Making Supply of Services through ECO
5. He Is Not Manufacturer of Following Notified Goods



## Composition Scheme U/S 10 (2A) - Conditions (Other Supplier of services & Mixed Supplier)

- ❖ Same as Applicable to Composition Scheme (Other Than Sec 10 (2A))
- Aggregate Turnover During PFY up to 50 L - Rate of GST - 6 % [CGST + SGST]
- For Calculating Taxable Turnover

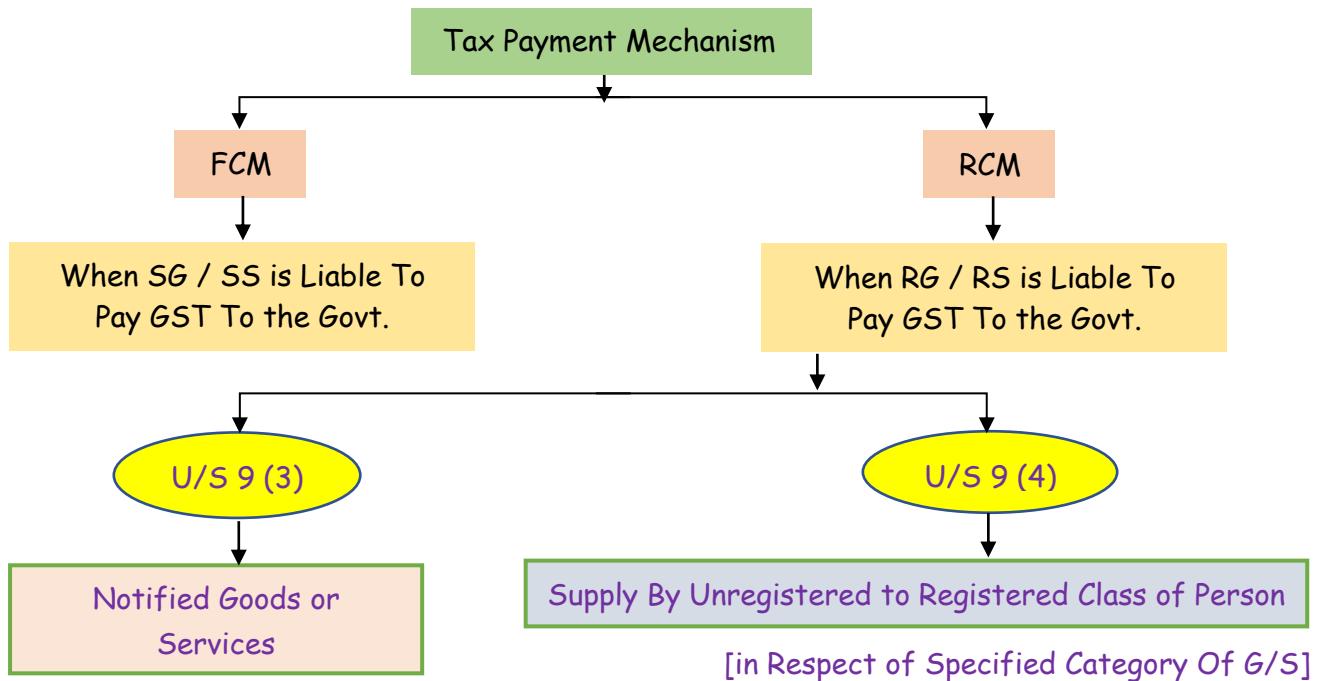


## ❖ Other Important Points

- Composition Scheme Shall Laps Once Aggregate Turnover During FY Exceeds the Limit.
- Composition Dealer Shall Not Collect GST From Recipient.
- Composition Dealer Can't Take ITC
- Normal Scheme & Composition Is Not Possible at the Same Time.
- Composition scheme is opted Uniformly across all state.
- GSTR-4 By 30<sup>th</sup> June from End Of FY
- Quarterly Tax PMT By 18<sup>th</sup> From end of quarter along with CMP-08
- CTP / NRTP Can not opt composition scheme

# 08

# Reverse Charge Mechanism



Notified Goods Supplied

Notified Service Supplied

- Cashew Nuts Not Shelled Or Peeled
- Bidi Wrapper Leaves
- Tobacco Leaves
- Raw Cotton

Agriculturist      SG      RG

Any Registered Person

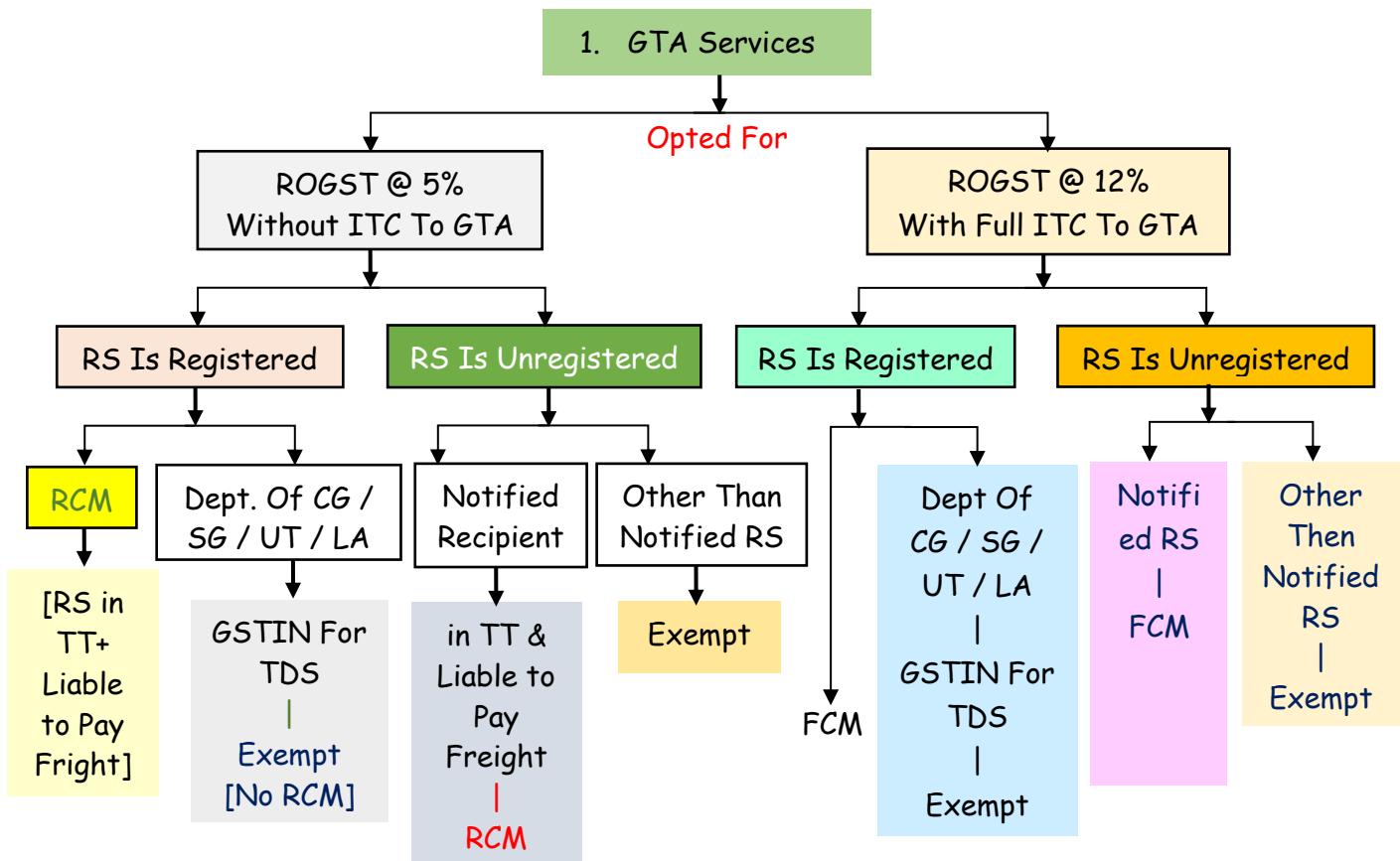
Silk Yarn - By Manufacture - To Any Reg. Person

Specified Mint Oil - By UnReg. Person - To Reg. Person

Used Vehicle  
Seized & Confiscated Goods  
Used Goods  
Waste & Scarp

SG  
By CG / SG / LA (other than Minst. Of Railways)  
RG - To Any Reg. Person

Priority Sector Landing Certificate - By Reg. Person - To Reg. Person  
Metal Scrap - By UnReg. Person - To Reg. Person



### 3. Services by Individual Advocate [Including Senior Advocate]

- By Firm of Advocate
- By Arbitral Tribunal

To

SS = RCM

RS - Any Business Entity (Non-Chiller Business Entity)

Chiilar Business Entity - Business Entity Who is Not Liable for GSTIN as Per PFY Aggregate Turnover

### 4. Services by CG / SG / UT/ LA

to Business Entity [Non-Chiller]

+

Consideration > 5000/-

Excluding

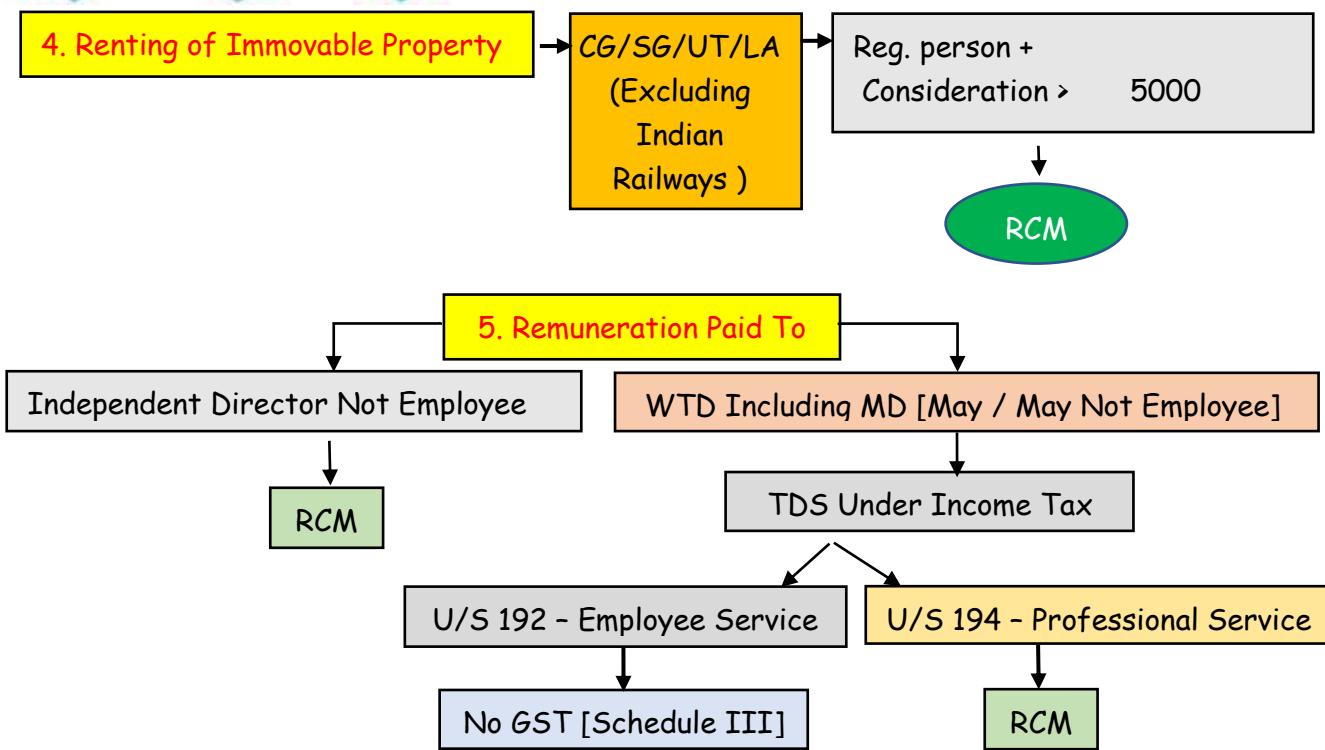
= RCM

By Dept of Post/Ministry of Railways

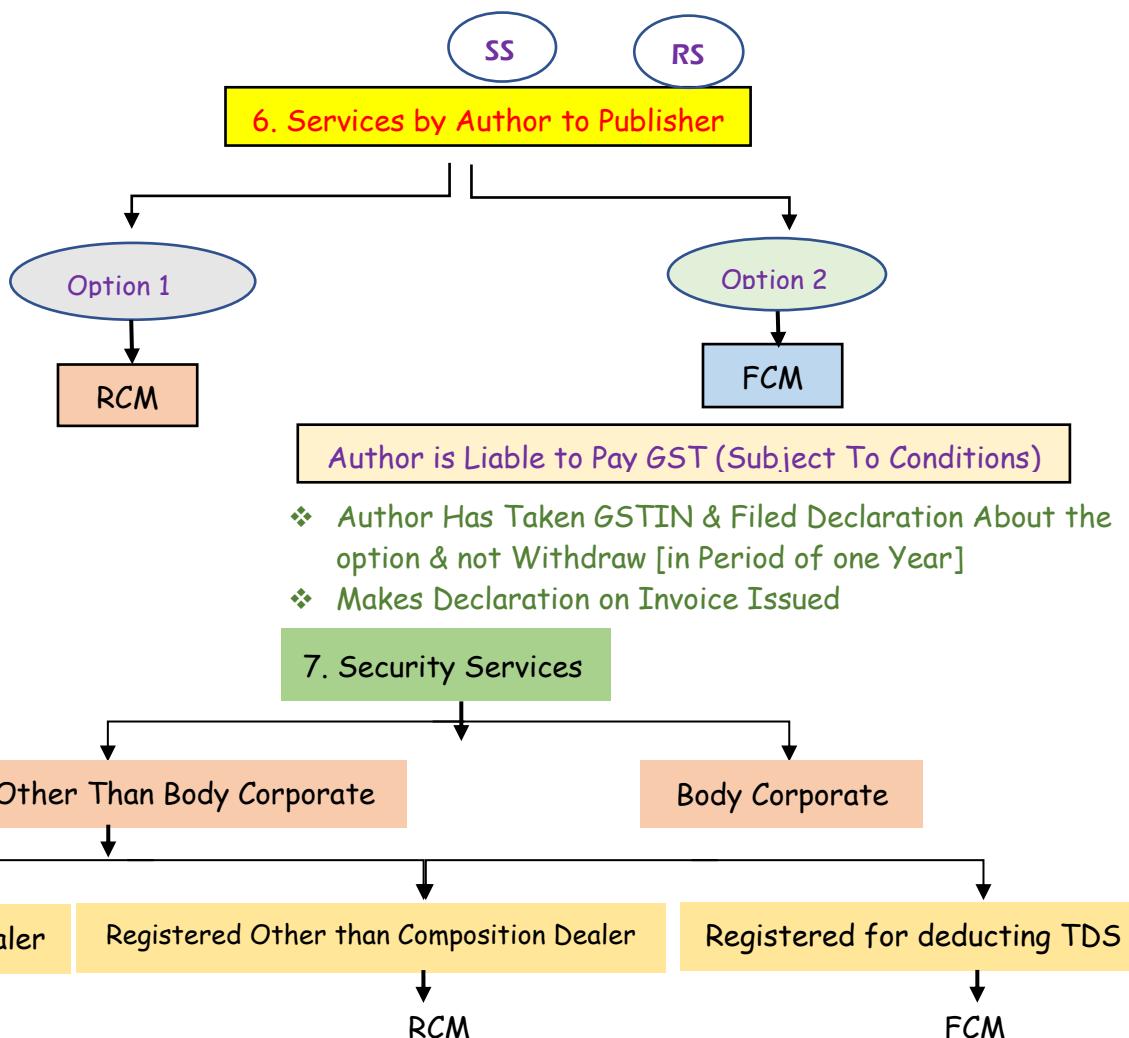
Service In Relation to Aircraft / Vessel in / outside The Precincts of Port or Airport

Transport of Goods / Passengers [Unless Otherwise Exempted]

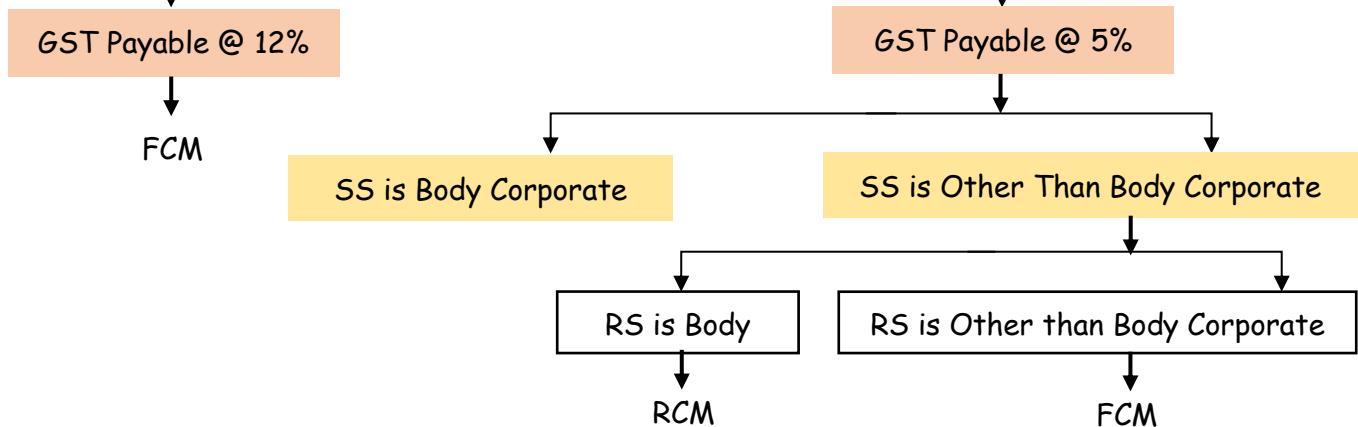
FCM



Services supplied by director of a company in his private or personal capacity such as renting of immovable property to the company or body corporate will not be under RCM



## 8. Services of Renting of Motor Vehicle



SN	Nature of Service	SS	RS
	Renting of Residential dwelling	Any Person	Any Register Person
	Renting of any property other than Residential dwelling	Any Unreg. Person	Any Register Person(other than Composition dealer)
	Sponsorship Service	Any Person (other than BC)	Any BC /Firm
9.	Transfer of Development Rights or FSI For Project Construction	Any Person	Promoter
10.	Long Term Lease of Land (At Least 30y Against Consideration in Form of Upfront Payment or Periodic Rent)	Any Person	Promoter
11.	Services of Insurance Agent	Insurance Agent	Insurance Co.
12.	Service of Recovery Agent	Recovery Agent	Bank / NBFC/ FI
13.	Transfer or Permitting Use or Enjoyment of Copyright	Music Composer, Photographer, Artist or Like	Music Co., Producer or like
14.	Services By Members of Overseeing Committee	Member of overseeing Committee Constituted By RBI	RBI
15.	Service By Individual DSA	Individual DSA	Bank   NBFC
16.	Service of Business Facilitator	Business Facilitator	Banks
17.	Service of Lending of Securities	Lender	Borrower
	Lender --> Approved Intermediary --> Borrower		
18	OIDAR Services Online Money Gaming Services ❖ (Non Taxable Online RS=Any Unreg.person )	Any Person in NTT	Any Person Located In TT [Other Than Non-Taxable Online RS]

19.	Transportation Of Goods By Vessel From Outside India Upto Custom Station in India	Person in NTT	Importer
ECO Shall be liable to pay GST in Following Cases			
20.	Transportation of Passenger By Radio Taxi / Motor Cab / Mini Cab / Online Bus / Motor Cycle or Any Other MV	Driver	Any Person
21.	Accommodation in Hotels / Inns / Clubs / Compsits / Other Commercial Places	Un Registered Person	Any Person
22.	House Keeping Service	Unregistered Person	Any Person
23.	Restaurants Services Other Than Located At Specified Premises (Hotel Providing Accommodation Services ₹7500 / Day / Unit)	Restaurants	Any Person

**Specified premise means:**

- Premise from where hotel accommodation service is provided in preceding FY and value of supply for any room is above ₹ 7,500 per day. [if tariff is not given for full day, convert it to full day].
- Premise for which registered person providing hotel accommodation service filed a declaration declaring such premise as specified premise.

## Every Supplier liable for registration [Sec. 22]

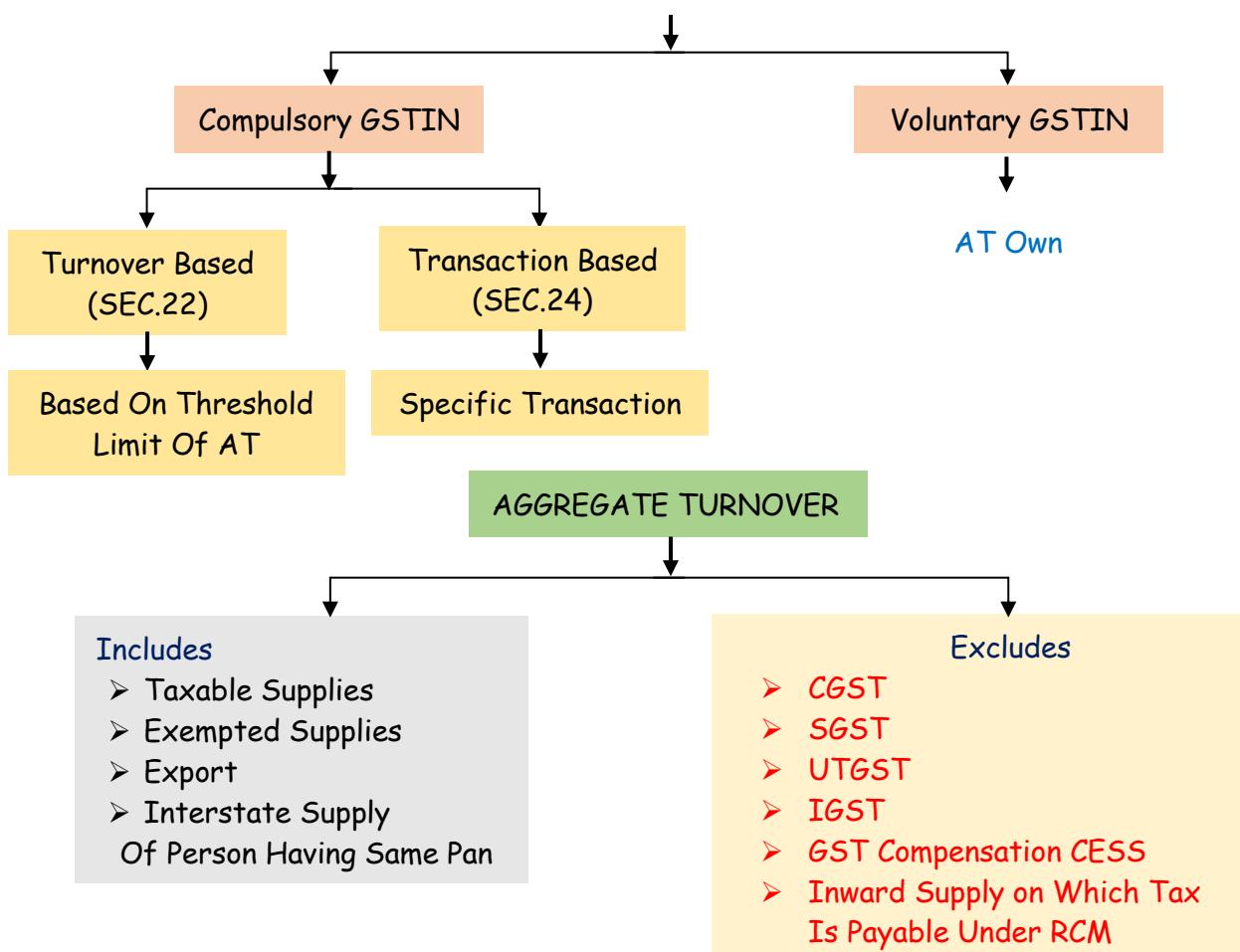
Every supplier shall be liable to obtain registration:

<b>When</b>	If aggregate turnover exceeds specified limit in a financial year.
<b>Where</b>	Only in the state or union territory from where taxable supplies are made.

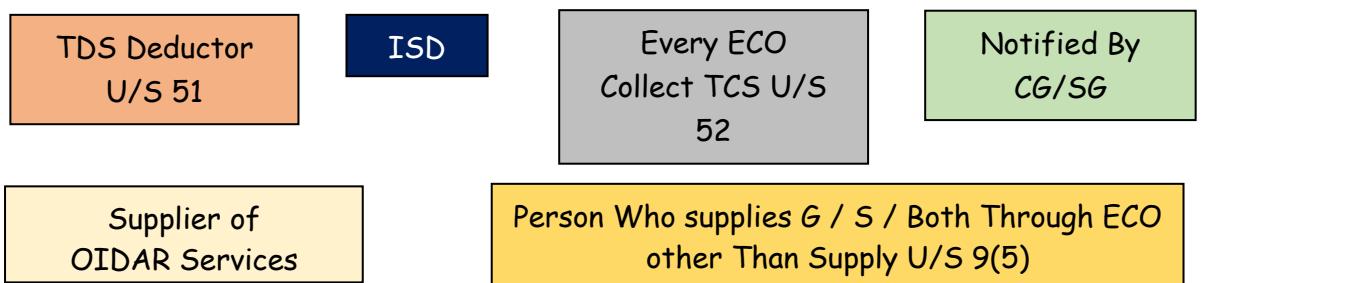
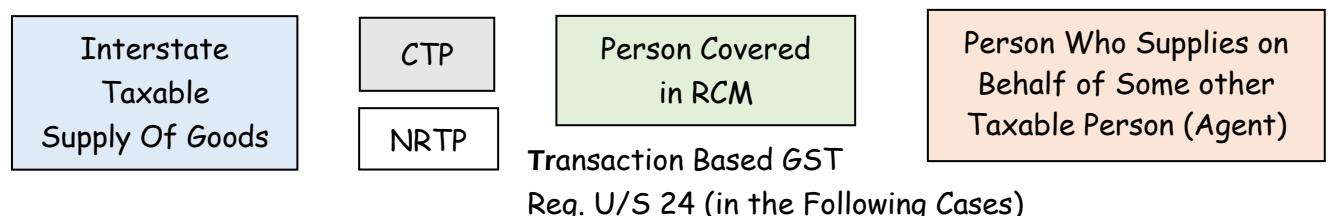
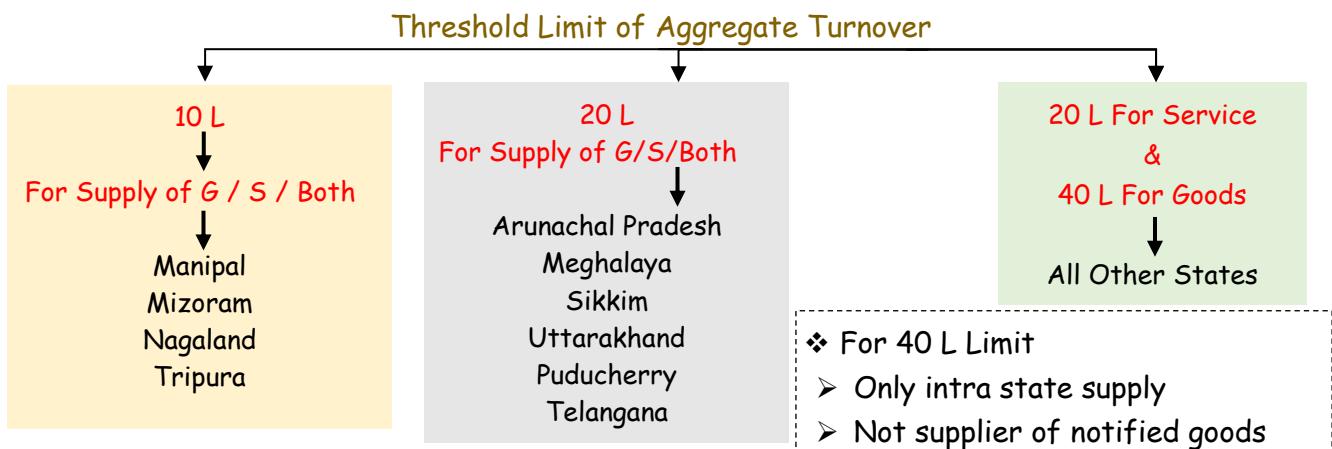
### Nature of GSTIN (Goods & Service Tax Identification Number)

- 1) GSTIN Pan Based - State Wise
- 2) One GSTIN Per State/UT
- 3) Business Entity Having POB in a State may Obtain Separate GSTIN For Every POB (Optional)
- 4) GSTIN - 15 Digit
- 5) GSTIN Is Not Tax Specific - Single GSTIN For All Taxes (CGST/SGST)
- 6) GSTIN Is Person Specific

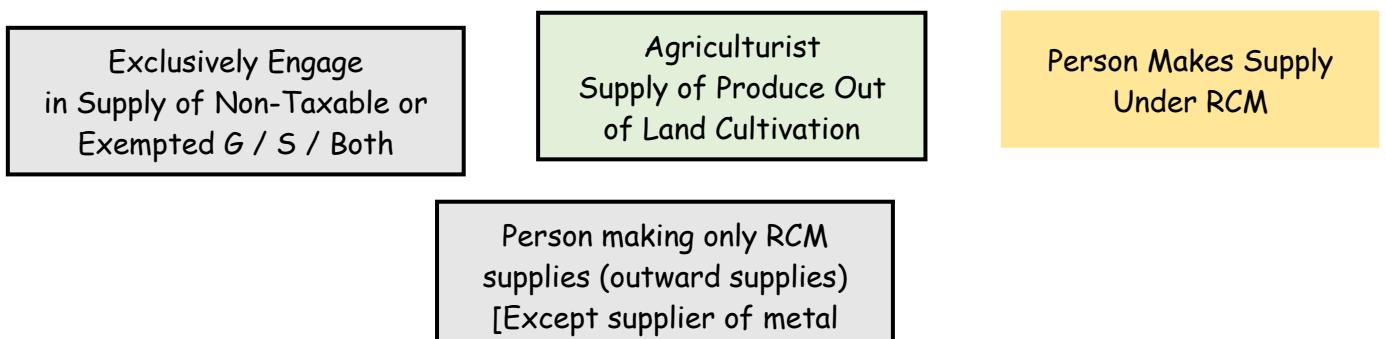
### GST Registration (Basic)



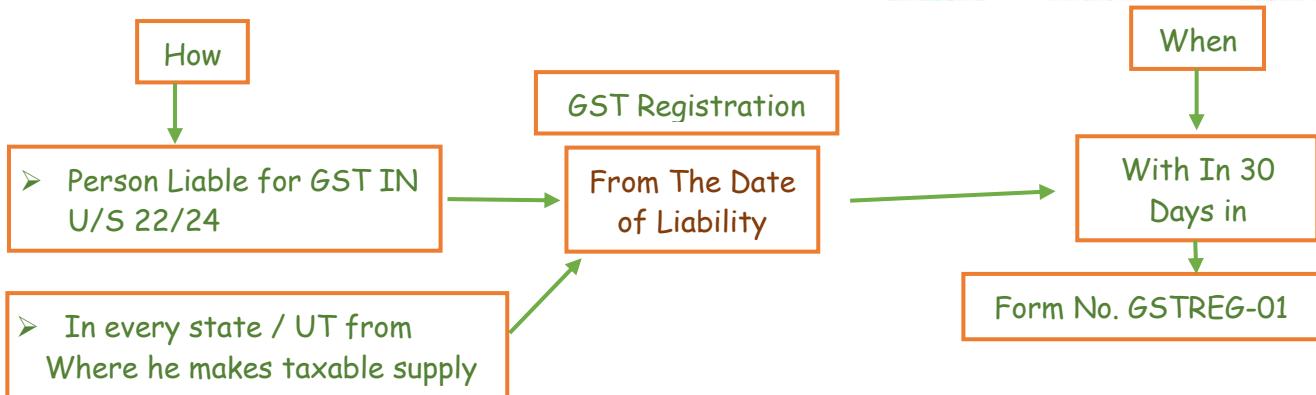
## Turnover Based GST Reg. Sec. 22



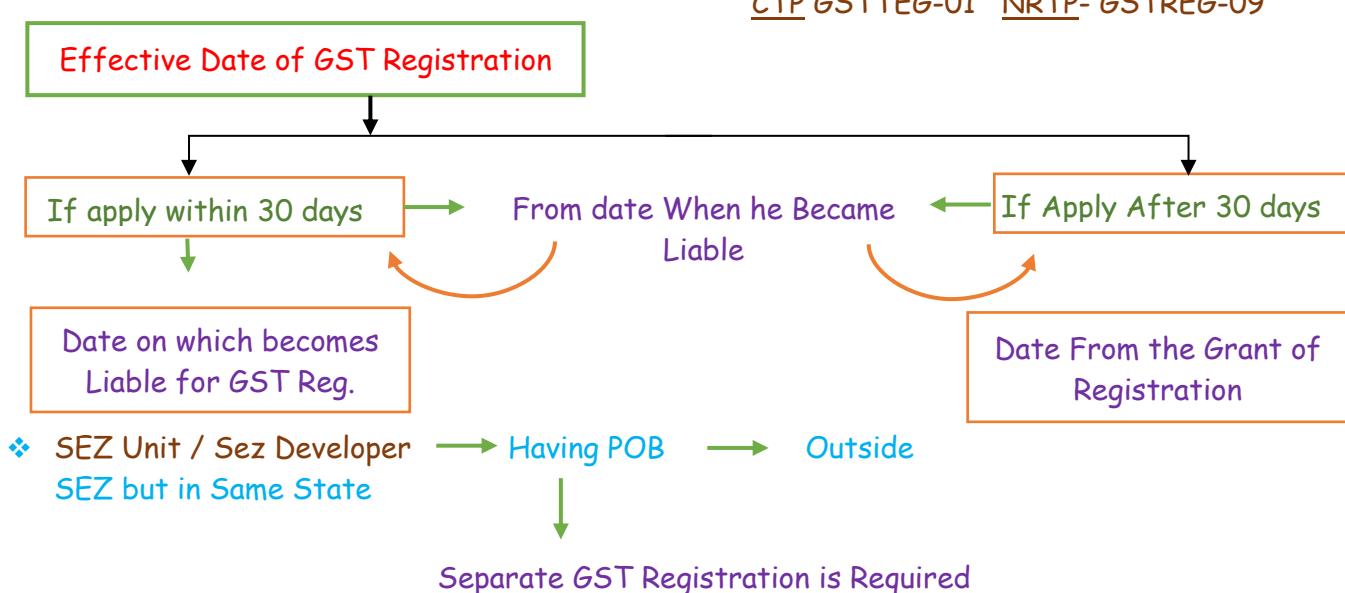
### Sec. 23 - Person Not Liable for GST Registration



Nature of Supply made through ECO	SG is not liable to register under GST Law
Goods - TCS collected by ECO	<p>Benefit of turnover limit available subject to</p> <ul style="list-style-type: none"> <li>No interstate supply</li> <li>Shall have PAN</li> <li>Declare PAN and Add before supply through ECO</li> <li>Obtain Enrolment no based on PAN</li> </ul>

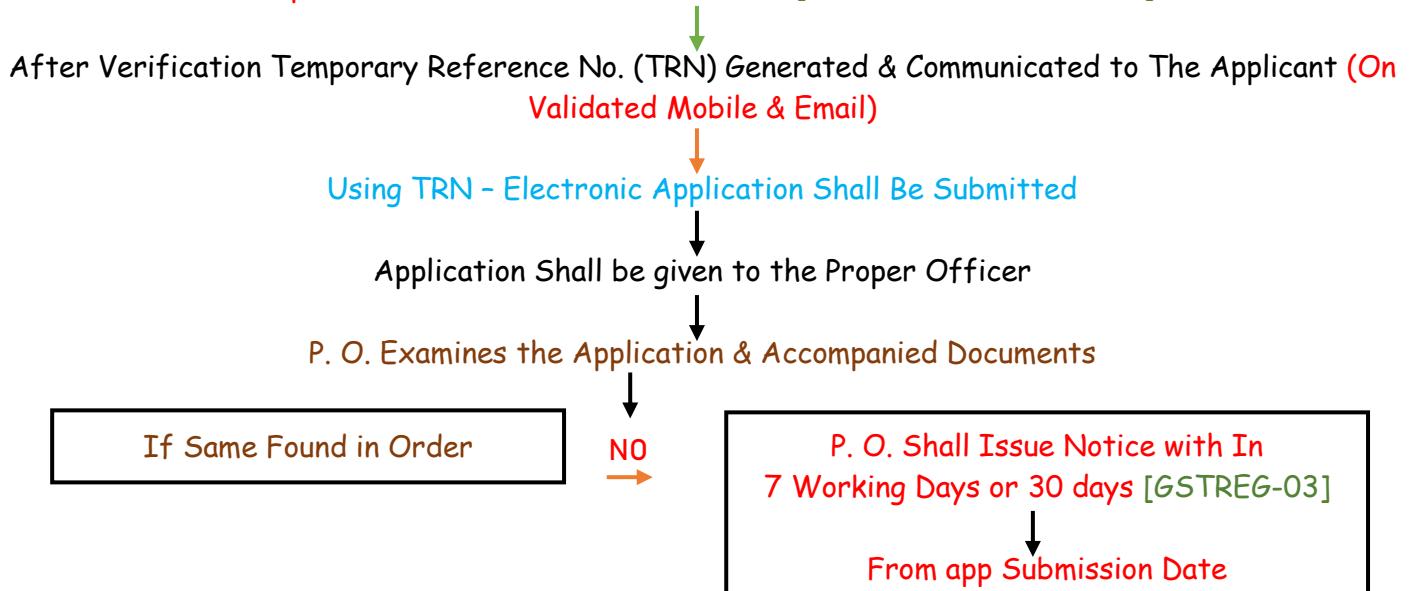


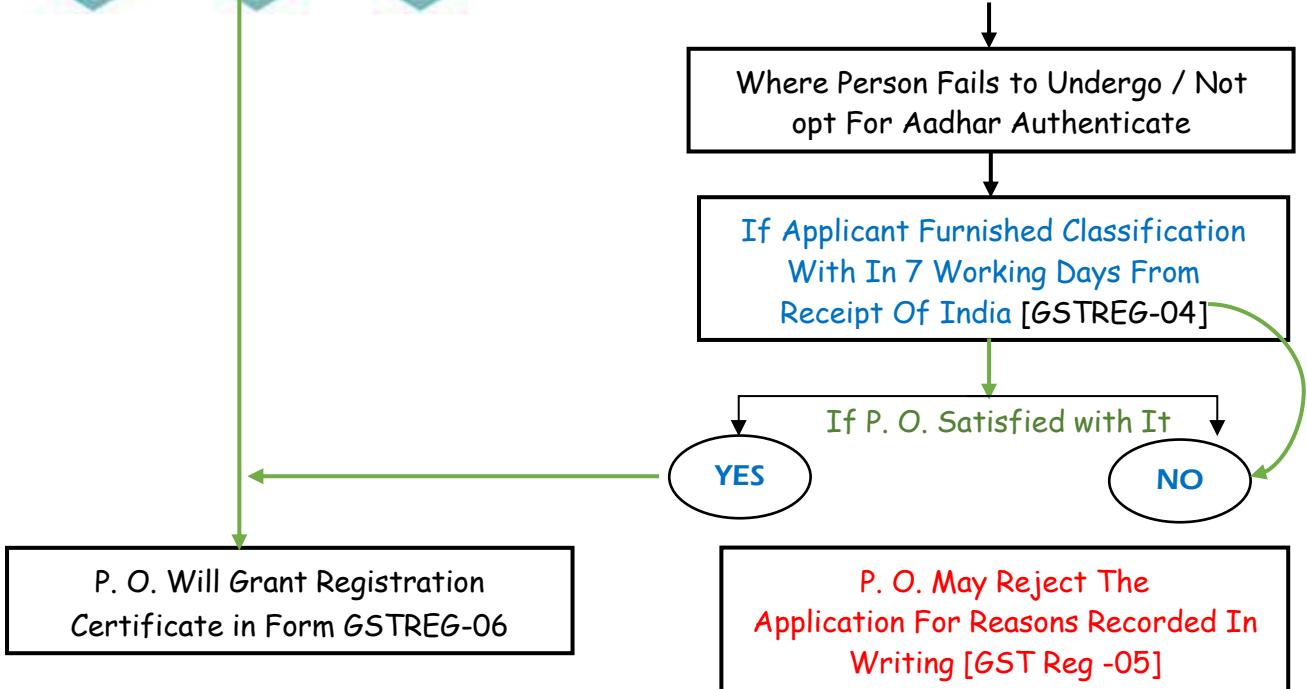
CTP GSTTEG-01 NRTP- GSTREG-09



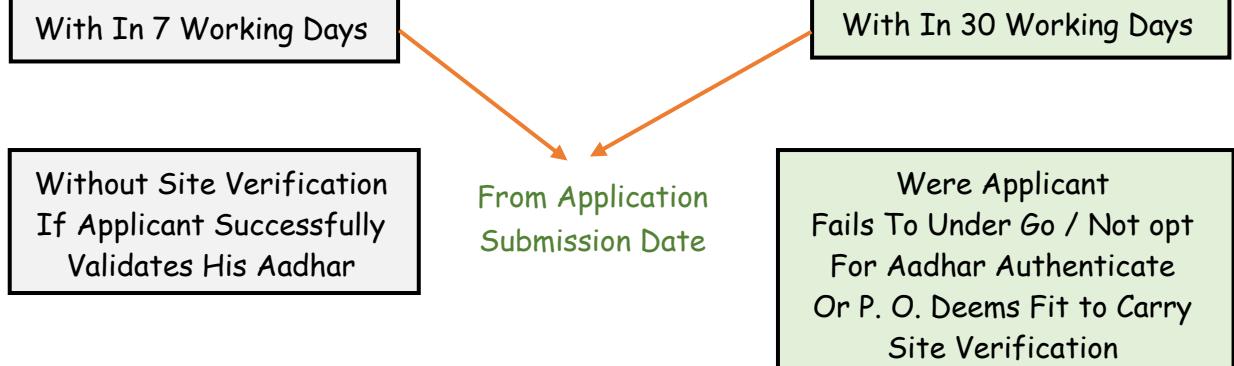
### GST Registration Procedure

Every Person Seeking GST Reg. Shall Declare His Pan / Mobile / Email / State In part A of GSTREG-01 on GST Portal [ These shall be Verified ]





### GSTREG 03

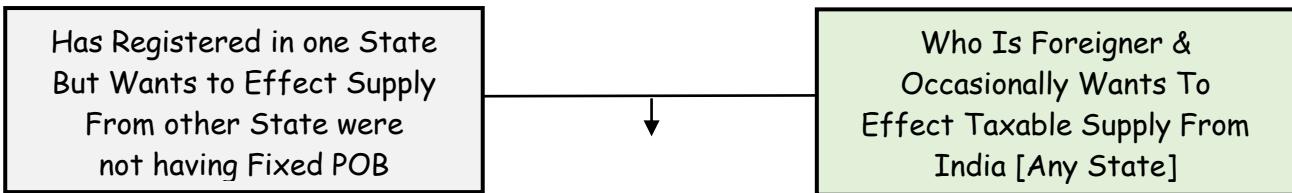


### Deemed Approval of Application

- If P. O. Fails to Take Any Action - From Application Submission date
- Within 30 days - After Physical Verification Where Person Fails / Not opted For Aadhar Authentication / P. O. Deems Fit for Physical Verification
- Within 7 Days - In Case Other Than Above
- Within 7 Days - From Date of Receipt of Clarification

### Special Procedure for Reg. Of CTP / NRTP





- Apply For Registration At Least 5 Days in Advance
- Registration Validity - Period in App or 90 today [WEIE]
- Registration Extension for Maximum 90 Days
- Reg. / Extension After Advance Payment of estimated Tax Liability

### Cancellation / Suspension of GST Registration

#### **Voluntary Cancellation of GST Registration**

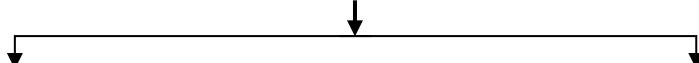
- Business Discontinued / Transferred / Amalgamated/ Demerged / Disposed/death
- Change in Business Constitution
- No More Liable for Reg.
- Voluntary Registration opt Out

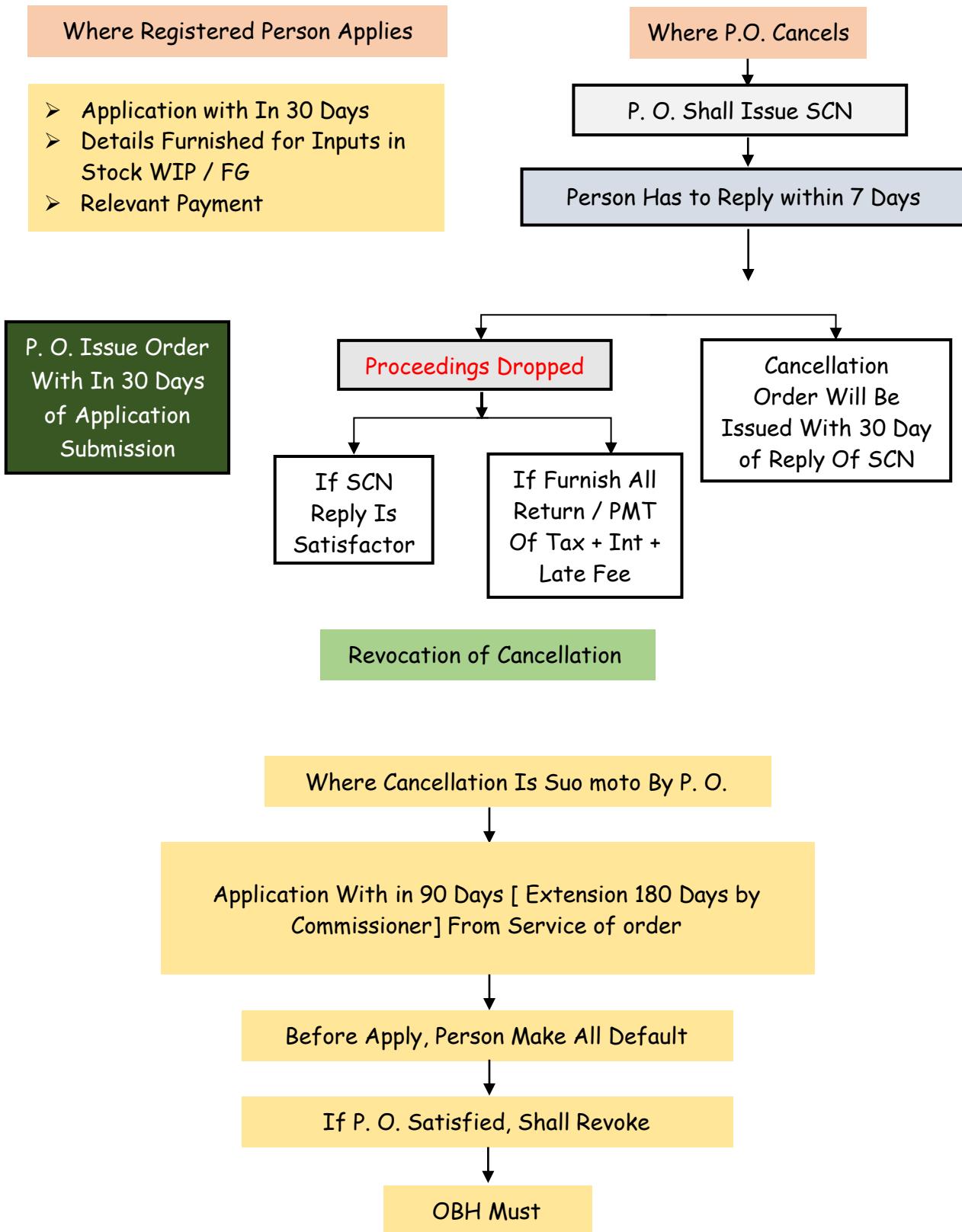
#### **Cancellation of GST Registration by PO**

- (i) Registration obtained by means of fraud, willful misstatement, suppression of facts.
- (ii) Voluntary registration, has not commenced business within 6 months from date of registration.
- (iii) GSTR 4 not filed by composition supplier beyond 3 months from due date.
- (iv) If person contravened any of the following provisions:
  - ✓ Not conduct business from declared place of business.
  - ✓ Contravention of anti-profiteering measure.
  - ✓ Not provide bank a/c details within specified time .
  - ✓ Issuance of invoices or bills without supply of G/S .
  - ✓ ITC in violation of GST Law .
  - ✓ Fails to file monthly return for continuous period of 6 M.
  - ✓ Fails to file quarterly return for continuous 2 tax periods.
  - ✓ Violation of Rule 86B (maximum 99% of liability to be paid through ITC).
  - ✓ Outward supply under GSTR-1 as amended in GSTR-1A in excess of outward supplies in GSTR-3B for one or more tax periods.
  - ✓ Returns are not filed within 30 days after cancellation is revoked

❖ P. O. May Suspend His Reg. During Pendency of Proceedings

### Cancellation Procedure





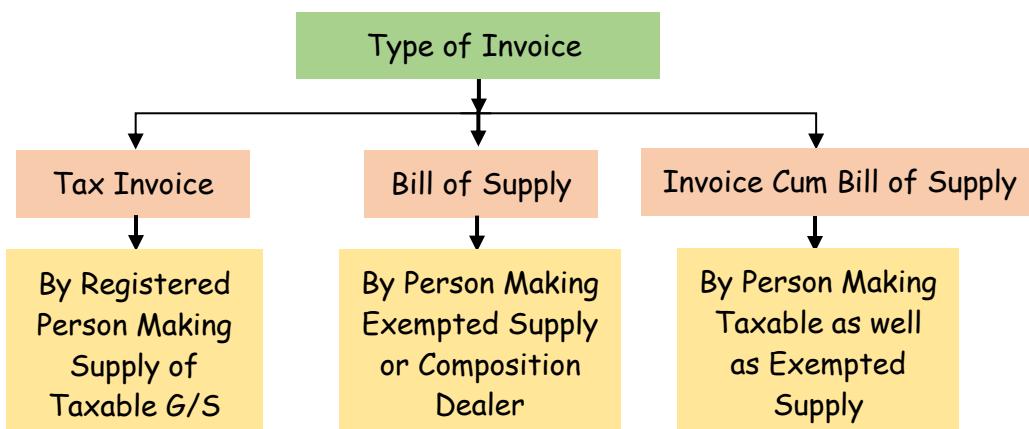
# 10

# Miscellaneous Topics

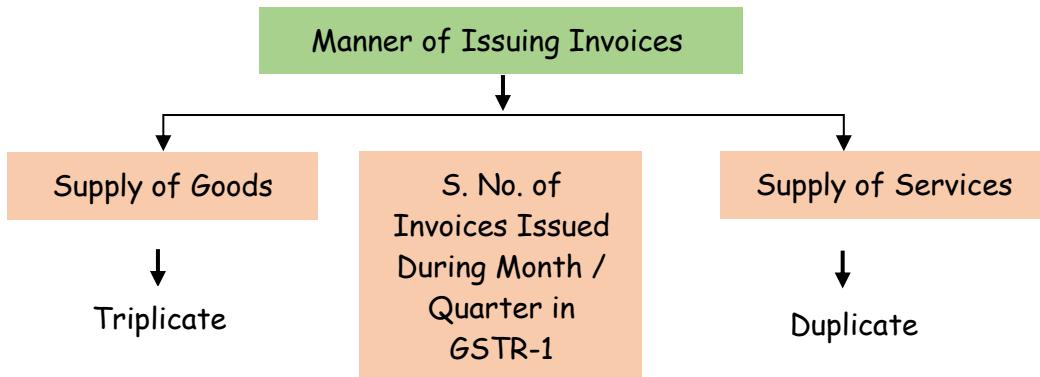
Tax Invoice / Debit Note / Credit Note / E-Invoicing / E-Way Bill / Returns / Interest

## 1. Tax Invoice

Who Can Issue a Tax Invoice ---- Registered person

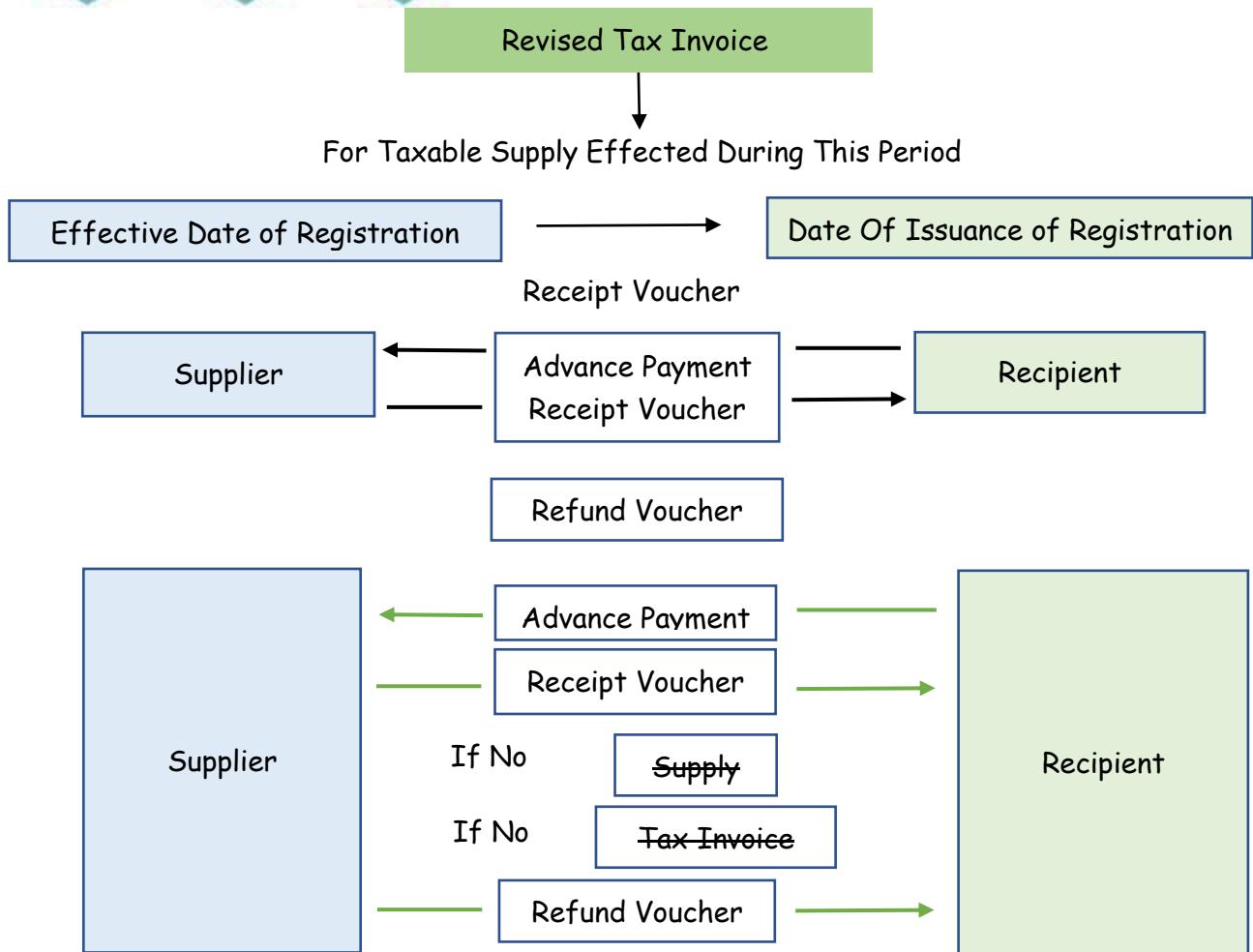


Tax Invoice not Required if value of Supply is less than Rs. 200



## Content of Tax Invoice

- GSTIN of Supplier
- Consecutive S.N. & Date of Issue
- GSTIN Of RG/RS If Registered
- Name & ADDRESS of RS/RG If Unregistered
- HSN, Description, QTY, Total Value / Taxable / ROGST
- Tax Amount, Place of Supply
- Delivery Address If Different from Place of Supply
- Tax Payable on RCM Basis
- Signature of Authorized Signatory / Taxable Person

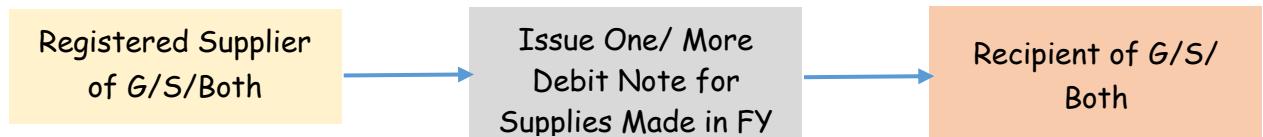


## 2. Debit Note

Where Tax invoice has Been Issued for Supply of G/S/Both

|  
Taxable Value in Invoice < Taxable Value of Such Supply

|  
Tax Charged in Invoice < Tax Payable for Such Supply



## 3. Credit Note

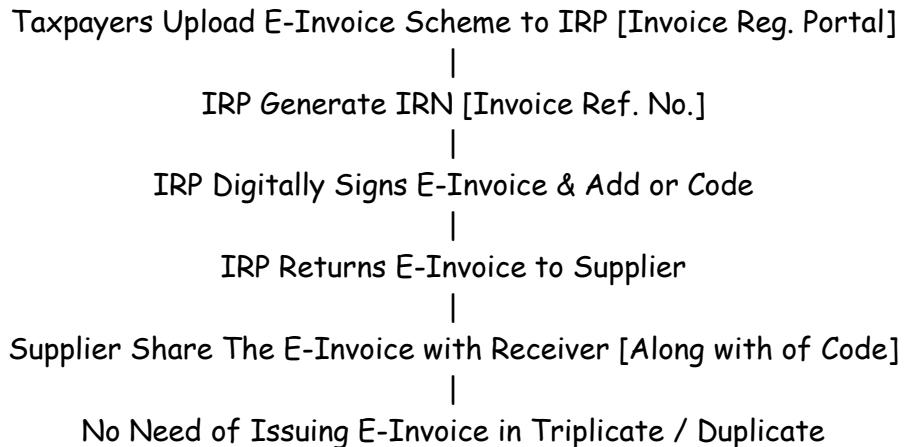
When One or more Tax Invoice Have been Issued for Supply



Credit note can be declared in GST return Upto 30th November from end of FY or actual date of annual return [WEIE]

## 4. E-Invoicing

Suppliers Create GST Invoices on Their Own Accounting System as Per E-Invoice Scheme [Form GST INV -01] Where AT is Atleast Rs. 5 crores in any Financial Year from 2017-18 onward.

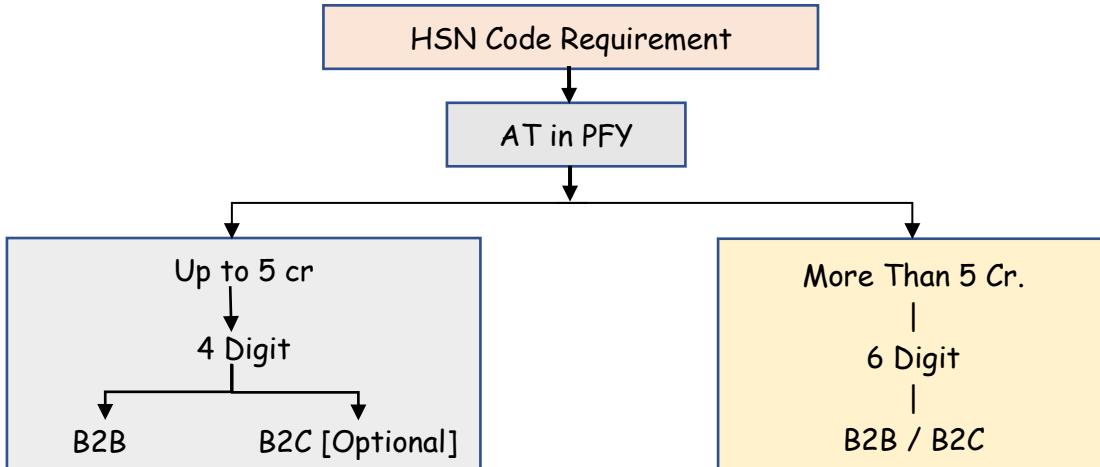


### Exemption From E-Invoicing

- SEZ / Insurance / Banking / FI / NBFC
- GTA Supplying Services of Transportation of Goods by Road
- Supplier of Passenger Transportation Service
- Person Supplying Services of Admission to cinematic Graphic Films in Multiple Screens.

### E-Invoicing is not Applicable If

\* B2C Supply / \* ISD / \* Import of Goods



## 5. E-Way Bill

E-Way Bill Generated If Movement of Goods in Vehicle or Conveyance of Value More Than 50000/- For

- Supply/Other Than Supply (Return) /Inward Supply from An Unregistered Person.  
For The Following Goods, E-Way Bill is Required Even if Value of Consignment is Less Than 50000/-
- Interstate Movement of Goods by Principal to Job Worker or Vice Versa
- Interstate Transport of Handicraft Goods by A Dealer Exempted From GSTIN  
Generation of E-Way Bills By
- Registered Person / Unregistered Person / Transporter

### No E-Way Bill is required in the following cases

- Mode of Transport is non motor vehicle
- Goods Transported from Port / Airport/ LCS To ICD Or CFS
- Transit cargo transported to /from Nepal or Bhutan
- Movement of cargo caused by ministry of defence
- Empty cargo containers
- Consignor Transporting Goods Between POB or Weighbridge for Weighment with in 20 Kms.
- Goods Transported by Rail Where Consignor is CG/SG/LA
- Goods Exempted From E-Way Bill by Particular State.
- Transportation of Goods Covered where no Supply Under Schedule III
- 

### Validity of e-way Bill

Type of conveyance	Distance	Validity of EWB
Other than over dimensional cargo	Less Than 200 Kms	1 Day
	For every additional 200 Kms or part thereof	additional 1 Day
For Over dimensional cargo	Less Than 20 Kms	1 Day
	For every additional 20 Kms or part thereof	additional 1 Day

### Interest Calculation

#### Interest on late payment of tax-by-tax payer U/S 50

Section	Scenario	Interest rate w.e.f. 1-7-2017
50(1)	Delayed payment of tax	18% per annum
50(3)	A taxable person who makes an undue or excess claim of ITC U/S 42(10) or undue or excess reduction in output tax liability U/S 43(10)	18% per annum

- From the date of utilisation of such wrong ITC till the date of reversal or pmt. of tax in respect of such amount
- Date of utilisation of such ITC shall be taken to be
  - (a) Due date of monthly/ quarterly Return U/S 39 or Actual date of filing, WEIE if the balance in the E cr. ledger falls below the f ITC wrongly availed, through the said return; or
  - (b) Date of debit in the E cr. ledger when the balance in E credit ledger falls below the amount of ITC wrongly availed, in all other cases.

If ITC is wrongly availed, but not utilized, then, interest will not be payable

**(Late payment of tax ke case main, interest kewal usi amount par lagega jo cash main pay karni padi hai)**

However, this provision not applicable where such return is furnished after commencement of any proceeding's U/S 74A in respect of the said period (i.e., in such cases, interest will be payable on gross tax liability)

Every taxable person shall discharge his tax and other dues in the following order, namely: -

Step 1	First self-assessed tax, and other dues related to returns of previous tax periods
Step 2	Self-assessed tax, and other dues related to the return of the current tax period;
Step 3	Any other amount payable including the demand determined U/S 73 / 74.

# 11

# Exemption

## SPECIFIC SERVICES EXEMPT FROM CGST/IGST [N/N 12/2017 CT & N/N 9/2017 IT]

### CHARITABLE & RELIGIOUS SERVICE

Entry 1	SERVICES by an entity registered u/s 12AA of the Income tax Act, 1961 by way of Specified CHARTITABLE ACTIVITIES; 12AB as Well [E.g., Public health, religion, spirituality, YOGA, educational programs, environment preservation etc]
Entry 9D	Services by an old age home run by CG, SG or Charitable Trusts ➤ to its residents (at least 60 years) ➤ Against Consideration Upto ₹25,000 Per Month Per Member, Provided consideration charged is inclusive of charges for boarding, lodging and maintenance.
Entry 13	<b>RELIGIOUS SERVICE</b> Services by a person by way of- a) Conduct of any religious ceremony; b) Renting of precincts of a religious place However, nothing contained in entry (b) of this exemption shall apply to i. renting of rooms where charges are 1,000 or more per day; ii. renting of premises, community halls, Kalyan mandapam or open area, and the like where charges are 10,000 or more per day; iii. renting of shops or other spaces for business or commerce where charges are 10,000 or more per month.
Entry 60	Services by Special organisations for religious pilgrimage (Kailash Mansarovar, Haj)

### CLARIFICATIONS:

### RENTING OF IMMOVABLE PROPERTY SERVICE & HOTEL SERVICE

Entry 12	Services by way of renting of residential dwelling for residence except where RS is Registered Person
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### HEALTH SECTOR SERVICE

Entry 74	Services by way of a) Health Care Services by a clinical establishment an authorised medical practitioner or para-medics; (Following shall be taxable Service by clinical establishment by way of room service having room charges > 5000 /day)
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	b) Services provided by way of <b>Transportation of a patient in an Ambulance</b> , other than those specified in (a)above.
Entry 46	Services by a Veterinary Clinic in Relation to health care of animals or birds.

### BANKING & FINANCIAL SERVICES SERVICE

Entry 27	Services by way of- <ul style="list-style-type: none"> <li>I. Extending <b>deposits, loans or advances</b> in so far as the consideration is represented by way of <b>interest or discount</b>; (other than interest involved in credit card services)</li> <li>II. <b>Inter-se sale or purchase of foreign currency amongst banks or authorized dealers or amongst banks and such dealers;</b></li> </ul>
Entry 27A	Services by a banking company to Basic Saving Bank Deposit (A/C holders under Pradhan Mantri Jan Dhan Yojana (PMJDY)
Entry 34	Services by an <b>Acquiring Bank</b> , to any person in relation to <b>settlement of an amount Upto 2000 in a single transaction</b> transacted through credit card, debit card, charge card or other payment card service.
Entry 34A	Services supplied by <b>CG, SG, UT</b> to their undertakings or <b>PSV</b> by way of guaranteeing the loans taken by such undertakings or <b>PSUs</b> from the banking companies and financial institutions.

### BASIC PUBLIC TRANSPORT = EXEMPT

### PASSENGER TRANSPORTATION SERVICE

Entry 15	Transport of passengers, with or without accompanied belongings, by- <ul style="list-style-type: none"> <li>a) air, embarking from or terminating in an airport located in the state of Arunachal Pradesh, Assam, Manipur, Meghalaya, Mizoram, Nagaland, Sikkim, or Tripura or at Bagdogra located in West Bengal;</li> <li>b) <b>Non-Air-conditioned contract carriage</b> other than radio taxi, for transportation of passengers, <b>excluding tourism, conducted tour, charter or hire</b>; or</li> <li>c) <b>Stage Carriage</b> other than air-conditioned stage carriage.</li> <li>d) <b>Nothing Contained in b or c Shall apply to service provided through ECO Section 9(5)</b></li> </ul>
Entry 17	Service of <b>transportation of passengers</b> , with or without accompanied belongings, by- <ul style="list-style-type: none"> <li>a) <b>railways</b> in a class other than-               <ul style="list-style-type: none"> <li>i. <b>first class</b>; or</li> <li>ii. <b>an air-conditioned coach</b>;</li> </ul> </li> <li>b) <b>metro, monorail or tramway</b>;</li> <li>c) <b>inland waterways</b>;</li> <li>d) <b>public transport, other than predominantly for tourism purpose</b>, in a vessel between places located in India; and</li> <li>e) <b>metered cabs, auto rickshaws (including e-rickshaws)</b>;</li> </ul> <p>nothing contained in item (c) shall apply to service provided through ECO.</p>

### GOODS TRANSPORTATION SERVICE

Entry 18	Services by way of <b>Transportation of goods</b> - <ul style="list-style-type: none"> <li>i. by road <b>except</b> the services of-               <ul style="list-style-type: none"> <li>a) a goods transportation agency; (<b>GTA</b>) or</li> </ul> </li> </ul>
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	<p>b) a <b>courier agency</b>;</p> <p>ii. <b>by inland waterways</b>;</p>
Entry 19	Services by way of <b>transportation of goods by an aircraft from a place outside India Upto the customs station of clearance in India.</b>
Entry 19C	Satellite Launch Service Supplied By:- 1) ISRO 2) New Space India LTD. (Antix)
Entry 20/21	<p><b>Transport of following goods by rail, vessel, GTA-</b></p> <p>a) relief materials meant for victims of natural or man-made disasters, calamities, accidents or mishap;</p> <p>b) defence or military equipment's;</p> <p>c) newspaper or magazines registered with the Registrar of Newspapers;</p> <p>d) agricultural produce;</p> <p>e) foodstuff-milk, salt and food grain including flours, pulses and rice or</p> <p>f) <b>ORGANIC MANURE</b></p>
Entry 21A	<b>Services by a GTA to an unregistered person</b> , including an unregistered casual taxable person other than specified person covered under RCM.
Entry 21B	<p>Services by a GTA by way of transport of goods in a <b>goods carriage, to, -</b></p> <p>a) Department or Establishment of the CG/UT; or</p> <p>b) Local authority; or</p> <p>c) Governmental agencies,</p> <p><b>which has taken GST registration only for the purpose of deducting tax u/s 51 only.</b></p>

#### HIRING SERVICE

	<p><b>Services by way of GIVING ON HIRE-</b></p> <p>a) to a <b>state transport undertaking</b>, motor vehicle meant to carry &gt; 12 passengers; or</p> <p><b>aa) to a LA, an Electrically operated vehicle meant to carry more than 12 passengers:</b></p> <p>c) to a <b>goods transport agency</b>, a means of transportation of goods;</p> <p>d) <b>motor vehicle</b> for transport of students, faculty and staff, to person providing services of transportation of students, faculty and staff <b>to an educational institution providing services by way of pre-school education and education Upto higher secondary school or equivalent.</b></p>
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#### ACCESS TO ROAD/BRIDGE SERVICE

Entry 23	Service by way of access to a road or a bridge <b>on payment of toll charges.</b>
Entry 23A	Service by way of access to a road or a bridge <b>on payment of annuity.</b>

#### LEGAL SERVICE

Entry 45	<p>a) Services by an <b>ARBIRAL, TRIBUNAL/INDIVIDUAL</b> or Partnership firms or <b>ADVOCATES</b> or by <b>SENIOR ADVOCATE</b> by way of legal services to:</p> <p>i. any person other than a business entity; or</p> <p>ii. a <b>business entity with an aggregate turnover in PFY as makes it eligible for exemption from registration.</b></p> <p>iii. the <b>CG, SG, UT, local authority, Governmental Authority or Government Entity</b></p>
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	<p>b) Legal Services by an INDIVIDUAL or Partnership firms of <b>ADVOCATES</b> (&amp; not Senior Advocates)</p> <p>➤ to an advocate or partnership firm of advocates providing legal services:</p>
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<b>AGRICULTURE RELATED SERVICE</b>	
Entry 54	<p>Services relating to cultivation of plants and rearing of all life forms of animals, <b>except the rearing of horses</b>, for food, fibre, fuel, raw material or other similar products or agricultural produce by way of-</p> <ul style="list-style-type: none"> <li>a) <b>agricultural operations</b> directly related to production of any agricultural produce including cultivation, harvesting, threshing, plant protection or testing;</li> <li>b) <b>supply of farm labour</b>;</li> <li>c) <b>processes carried out at an agricultural farm</b> including tending, pruning, cutting harvesting, drying, cleaning, trimming, sun drying, fumigating, curing, sorting grading, cooling or bulk packaging and such like operations</li> <li>➤ <b>which do not alter the essential characteristics of agricultural produce</b></li> <li>➤ <b>but make it only marketable for the primary market</b>:</li> <li>d) <b>renting or leasing of agro machinery or vacant land</b> with or without a structure incidental to its use;</li> <li>e) <b>loading, unloading, packing, storage or warehousing</b> of agricultural produce;</li> <li>f) <b>agricultural extension services</b>;</li> <li>g) <b>services by any Agricultural Produce Marketing Committee</b> or Board or services provided by a commission agent <b>for sale or purchase of agricultural produce</b>.</li> <li>h) <b>Services by way of fumigation in a warehouse of agricultural produce.</b></li> </ul>

Entry 55	Carrying out an intermediate production process as <b>job Work in relation to cultivation</b> of plants and rearing of all life forms of animals, except the rearing of horses, for food, fibre, fuel, raw material or other similar products or agricultural produce.
Entry 57	Services by way of <b>pre-conditioning, precooling, ripening, waxing, retail packing, labelling of fruits and vegetables</b> which do not change or alter the <b>essential characteristics</b> of the said fruits or vegetables.
Entry 58	Services provided by the National Centre for Cold Chain Development by way of cold chain knowledge dissemination.
Entry 24	<b>Loading, unloading, packing, storage or warehousing of RICE</b>
Entry 24B	Services by way of <b>storage or warehousing of cereals, pulses, fruits, vegetables, spices</b> .
Entry 24A	Services by way of <b>warehousing of minor forest produce</b> .
Entry 55A	Services by way of <b>Artificial insemination of livestock (other than horses)</b> .

<b>SPORTS SERVICE</b>	
Entry 53	<b>Sponsorship of sporting events organised by Recognised sports body</b>
Entry 68	<p>Services provided TO a RECOGNISED SPORTS BODY by-</p> <ul style="list-style-type: none"> <li>(a) an individual as a player, referee, umpire, coach or team manager for participation in a sporting event organized by a recognized sports body;</li> <li>(b) Another Recognised Sports Body;</li> </ul>

## ARTISTS, EVENTS, RECREATIONAL ACTIVITIES, ADMISSION SERVICE

Entry 78	Services by a <b>PERFORMING ARTIST</b> in <b>FOLK</b> or <b>CLASSICAL ART</b> forms of music or dance or theatre, where amount charged is Upto 1,50 000 for a performance. Excluding services provided by such artist as a brand ambassador;
Entry 79	Services by way of <b>admission to a museum, national sanctuary, tiger reserve or zoo.</b>
Entry 79A	Services by way of <b>admission to a protected monument</b> so declared under the Ancient Monuments and Archaeological Sites & Remains Act 1958 or other acts
Entry 80	Services by way of <b>training or coaching in recreational activities</b> relating to a) arts or culture, by Individual or b) sports by charitable entities registered u/s 12AA or 12AB of the IT Act.
Entry 81	Services by way of <b>right to admission</b> to- a) circus, dance, or theatrical performance including drama or ballet; b) award function, concert, pageant, musical performance or any sporting event (Recognised/unrecognised); c) Planetarium where the consideration for admission is not more than 500 per person
Entry 5A	Tour Operator service to foreign Tourist which is performed partly in India & partly Outside India, to the extent service which is performed outside India Amount in Proportion [No. of days of tour outside India or 50% of consideration WEIE]

## SERVICES BY ASSOCIATIONS

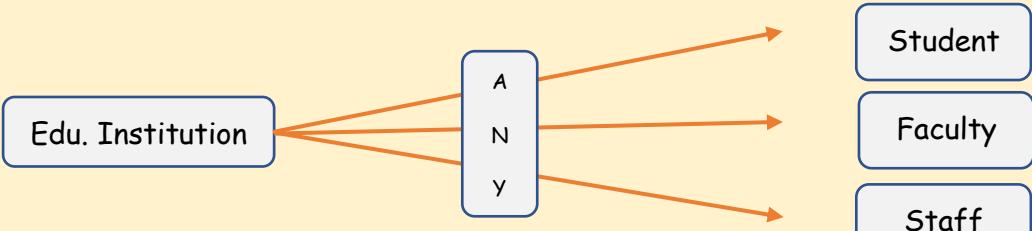
Entry 77	Service by an unincorporated body or a non-profit entity, to its own members by reimbursement of charges/share of contribution a) as a trade union; b) for the provision of carrying out any activity which is exempt from levy of GST; or c) up to 7,500 p.m. per member for sourcing of goods or services from a third person for the common use of its members in a housing society or residential complex:
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## INCUBATOR & INCUBATEE SERVICE

Entry 44	Services provided by an <b>INCUBATEE</b> up to a total turnover of 50 lakh in a FY subject to the following conditions, a) Total turnover had not exceeded 50 Lakh during preceding FY; & b) a period of 3 years not elapsed from the date of entering into an agreement as an incubatee;
Entry 48	Taxable services, provided or to be provided, by a Technology Business Incubator (TBI) or a Science and Technology Entrepreneurship Park (STEP).

## EDUCATIONAL SERVICE

Services BY an educational institution to its students, faculty and staff:



(aa) by an educational institution by way of conduct of entrance examination against consideration in the form of entrance fee.

(b) Services provided TO an educational institution by way of: -

Entry 66

transportation of students, faculty and staff



Catering, including any mid-day meals scheme



Security or cleaning or house-keeping services



services relating to admission to, or conduct of examination



Pre School to 12th



Any Edu. Institute

Supply of online educational journals or periodicals



Educational Institution other than -

- pre-school education & education up to higher secondary school or equivalent or
- education as a part of an approved vocational education course.

**Educational institution:** means an institution providing services by way of

pre-school education and education up to higher secondary school or equivalent;

education as a part of a curriculum for obtaining a **qualification recognised by Indian law**;

education as a part of an approved vocational education course.

**Vocational Educational Courses:**

- The course run by Indian Training Institute (ITI) or an Industrial Training Centre (ITC) affiliated to National or State Council of Vocational Training (NCVT/SCVT).
- Approved Modular Employee Skill Course (MESC) approved by NCVT.

## GOVERNMENT SERVICE

Entry 06	<p>Services by the CG, SG, UT or local authority <b>excluding</b> the following services-</p> <ul style="list-style-type: none"> <li>a) services by the <b>Department of Posts</b> other than by way of POST CARD, inland letters, book post, ordinary post (weighing &lt; 10 Grams)</li> <li>b) services in <b>relation to an aircraft or a vessel</b>, inside or outside the precincts of a port or an airport;</li> <li>c) <b>transport of goods or passengers</b>; or</li> <li>d) <b>any service</b>, other than services covered under entries (a) to (c) above, <b>provided to business entities</b>.</li> </ul>
Entry 04	<p><b><u>MUNICIPAL SERVICES</u></b></p> <p>Services by CG, SG, UT, local authority or governmental authority</p> <ul style="list-style-type: none"> <li>➤ by way of any activity in relation to any function entrusted to a municipality under article 243 W of the Constitution.</li> </ul>
Entry 05	<p><b><u>PANCHAYAT SERVICES</u></b></p> <p>Supply of services by a CG, SG, UT, local authority or governmental authority</p> <ul style="list-style-type: none"> <li>➤ by way of any activity in relation to any function entrusted to a Panchayat under article 243G of the Constitution.</li> </ul>
<p>"Governmental Authority" means an authority or a board or any other body, -</p> <ol style="list-style-type: none"> <li>i. set up by an Act of Parliament or a State Legislature: or</li> <li>ii. established by any Government,</li> </ol> <p>with 90% or more participation by way of equity or control, to carry out any function entrusted to a Municipality or Panchayat under article 243W/G of the Constitution.</p>	
Entry 07	<p><b><u>Services to Small Business Entity</u></b></p> <p>Services provided by the CG, SG, UT or LA to a business entity with an aggregate turnover PFY as makes it eligible for exemption from registration under the CGST, 2017.</p> <p><b>Explanation:</b> However, exemption shall not apply to <b>following services</b>:-</p> <ul style="list-style-type: none"> <li>(i). <b>Services mentioned Entry 6(a), (b), (c) above.</b></li> <li>(ii). <b>services by way of renting of immovable property.</b></li> </ul>
Entry 08	<p><b><u>Services by Govt. to Govt.</u></b></p> <p>Services provided by the CG, SG, UT or local authority</p> <ul style="list-style-type: none"> <li>➤ to another CG, SG, UT or local authority.</li> </ul> <p>However, exemption shall not apply to services referred in Entry 6 (a), (b) &amp; (c) above.</p>
Entry 09	<p>Small Services by Govt.</p> <p>Services provided by CG, SG, UT or a local authority</p> <ul style="list-style-type: none"> <li>➤ where the consideration for such services does not exceed 5,000.</li> </ul> <p>However, exemption shall not apply to services referred in Entry 6 (a), (b) and (c)above.</p> <p>Further, <b>continuous supply of service</b> is provided by the CG, SG, UT or LA, the exemption shall apply only where the consideration charged for such service does not exceed <b>₹5,000 in a FY</b>.</p>

5000

Entry 34A	Services supplied by CG, SG, UT to their undertakings or PSUs by way of <b>guaranteeing the loans taken</b> by such undertakings or PSUs from the banking companies or the financial institutions.
Entry 47	<b><u>OBLIGATORY SERVICES</u></b> Services provided by the CG, SG, UT or local authority by way of a) registration required under any law for the time being in force: b) testing, calibration, safety check or certification relating to protection or safety of workers, consumers or public at large, including fire license, under any law for the time being in force.
Entry 61	<b><u>ISSUANCE SERVICE BY GOVT.</u></b> Services provided by the CG, SG, UT or local authority by way of issuance of <ul style="list-style-type: none"><li>• passport,</li><li>• visa,</li><li>• driving licence,</li><li>• birth certificate or</li><li>• death certificate.</li></ul>
Entry 61A	<b><u>Services by way of granting National Route permit to a goods carriage to operator throughout India / Contagious State</u></b>
Entry 62	<b><u>SERVICES BY GOVT - TOLERATING AN ACT</u></b> Services provided by the CG, SG, UT or local authority <b>by way of tolerating non-performance of a contract for which consideration in the form of fines or liquidated damages</b> is payable to the CG, SG, UT or local authority under such contract.
Entry 63	<b><u>SERVICES BY GOVT - NATURAL RESOURCES (INDIVIDUAL FARMER)</u></b> Services provided by the CG, SG, UT or local authority by way of assignment of right to use natural resources to an individual farmer for cultivation of plants and rearing of all life forms of animals, except the rearing of horses.
Entry 65	<b><u>MOT SERVICE BY GOVT.</u></b> Entry Services provided by Government by way of deputing officers after office hours or on holidays for inspection or container stuffing or such other duties in relation to import export cargo on payment of <b>Merchant Overtime charges (MOT).</b> "
Entry 65A	<b><u>RTI SERVICE</u></b> Services by way of providing information under the <b>RTI Act, 2005</b>

#### **SERVICE TO GOVERNMENT**

Entry 9C	<b><u>Supply of service by a Government Entity</u></b> [Definition same as Government Authority with one difference that it can carries out any functions of govt.) to CG, SG, UT, local authority or any specified person <b>against consideration in the form of grants.</b> ]
Entry 03	<b><u>Pure services provided TO Government:</u></b> Pure services (excluding works contract service or other composite supplies involving supply of any goods) provided to CB/SG/UT/local authority ➤ <b>by way of any activity in relation to any function entrusted to a Municipality/ Panchayat under article 243W/G of the Constitution.</b>
Entry 3A	<b><u>Composite Supply to Government:</u></b>

	<p>Composite supply of goods and services in which the value of supply of goods constitutes not more than 25% of the value of the said composite supply provided to CG, SG, UT, Local authority</p> <p>➤ by way of any activity in relation to any function entrusted to a Municipality/ Panchayat under article 243W/G of the Constitution.</p>
Entry 11A	<p><u>Service by Fair Price Shops to CG, SG, UT</u></p> <p>Service provided by Fair Price Shops to CG, SG, UT by way of sale of food grains, kerosene, sugar, edible oil etc under Public Distribution System (PDS) against consideration in the form of commission or margin.</p>

#### **SERVICES RELATING TO ELECTRICITY**

Entry 25	Transmission or distribution of electricity by an electricity transmission or distribution utility.
Entry 10A	Services supplied by Electricity Distribution Utilities by way of construction, erection, commissioning, or installation of infrastructure for extending electricity distribution network <b>Upto the tube well of the farmer or agriculturalist for agricultural use.</b>

#### **SERVICE BY VARIOUS GOVERNMENT SCHEMES**

Entry 70	Services of assessing bodies empanelled under Ministry of Skill Development and Entrepreneurship by way of assessments under the Skill Development Initiative Scheme.
Entry 71	Services by training providers under Deen Dayal Upadhyaya Grameen Kaushalya Yojana.
Entry 72	Services provided to the CG, SG, UT administration under any training programme for which total expenditure is borne by the CG, SG, UT administration.
Entry 10	<u>Pure Labour Contract under Govt Schemes</u> Services provided by way of pure labour contracts of construction, repair etc under the Housing for All (Urban) Mission or Pradhan Mantri Awas Yojana
Entry 11	<u>Pure Labour Contract under single residential unit</u> Services by way of pure labour contracts of construction of a single residential unit otherwise than as a part of a residential complex.

#### **PENSON SERVICE**

Entry37/38	Services under Atal Pension Yojana or any Pension scheme of SG.
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#### **SERVICE BY VARIOUS BODIES**

Entry 30	Services by the Employees' State Insurance Corporation.
Entry 31	Services provided by the Employees Provident Fund Organisation. (EPFO)
Entry 31A	Services by Coal Mines Provident Fund Organisation.
Entry 3B	Services by National Pension System (NPS) Trust

#### **FACILITATOR SERVICE**

Entry 39	<p>Services by the following persons in respective capacities-</p> <p>a) business facilitator or a business correspondent, to a banking company with respect to accounts in its rural area branch;</p> <p>b) any person as an intermediary, to a business facilitator or a business correspondent with respect to services mentioned in entry (a); or</p> <p>c) business facilitator or a business correspondent to an insurance co. in rural area.</p>
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## MISCELLANEOUS SERVICE

Entry 02	Entry Services by way of <b>transfer of a going concern</b> , as a whole or an independent part 02 thereof;
Entry 98	<b>Supply of services associated with transit cargo to Nepal and Bhutan</b> (landlocked countries).
Entry 49	Services by way of <b>collecting or providing news by an independent PRESS TRUST OF INDIA journalist, Press Trust of India or United News of India.</b>
Entry 50	Services of <b>public libraries</b> by way of lending of books, publications or any other knowledge-enhancing content or material.
Entry 52	Services by an organiser to any person in respect of a <b>business exhibition held outside India.</b>
Entry 59	<b>Services by a foreign diplomatic mission</b> located in India.
Entry 76	Services by way of <b>public conveniences</b> such as provision of facilities of bathroom, washrooms, lavatories, urinal or toilets.

## EXEMPTIONS UNDER IGST ACT [N/N: 9/2017 IT]

	<b><u>SERVICE FROM NON-TAXABLE TERRITORY</u></b> Services received From non-taxable territory by- a) the <b>CG, SG, UT, a local authority, a governmental authority or an individual</b> in relation to any purpose <b>other than business or profession</b> : b) a <b>charitable trust</b> for the purposes of providing charitable activities; or (ba) way of supply of <b>online educational journals</b> or periodicals <b>to an educational institution</b> other than an institution providing services by way of- (i). pre-school and education up to higher secondary school or equivalent; or (ii). education as a part of an approved vocational education course c) <b>a person located in a non-taxable territory</b> . However, the exemption shall not apply to - (i). OIDAR received by persons specified in entry (a) or (b); or (ii). services by way of transportation of goods by a vessel from a place outside to the customs station of clearance in India received by persons specified in the entry.
Entry 01	
Entry 03	Services provided by a <b>tour operator to a foreign tourist</b> in relation to a <b>tour conducted wholly outside India</b> .
Entry 04	Supply of services having place of supply in Nepal or Bhutan, against payment in INR.
Entry 05	<b>Services supplied by an establishment of a person in India to any establishment of that person outside India</b> , which are treated as establishments of distinct persons