

RECENT GST NOTIFICATIONS: AN UPDATE

16th Nov 2017

Notifications

Notification No. 55/2017 – Central Tax

- Any supplies of services to Nepal and Bhutan and payment is received in Indian currency is not an exempted supply.
- Rule 54(2) is a case where supplier is providing banking and financial services or is an insurer the supplier may issue a tax invoice or any other document.
- Appeals against order passed by Additional or Joint Commissioner shall be filed before the commissioner and appeals against orders passed by Deputy or Assistant Commissioner shall be filed before Additional Commissioner (Appeals) within three months from date of receipt of order.
- Refund application form was earlier called Form GST RFD-01 which is now renamed as Form GST RFD-01 A.

Notification No. 56 /2017 – Central Tax

Sl. No.	Month	Last date for filing returns in GSTR-3B
1	January, 2018	20 th February, 2018
2	February, 2018	20 th March, 2018
3	March, 2018	20 th April, 2018

Notification No. 57 /2017 – Central Tax

Sl. No.	Quarter for which details in GSTR 1 are furnished	Time period for furnishing details in GSTR-1
1	July-September 2017	31 st December, 2017
2	October- December 2017	15 th February, 2018
3	January-March 2018	30 th April, 2018

Note: The notification applies only to registered persons who's turnover is up to Rs.1.5 crores

Notification No. 58/2017 – Central Tax

Sl. No.	Months for which details in GSTR 1 are furnished	Time period for furnishing details in GSTR-1
1	July-October 2017	31 st December, 2017
2	November, 2017	10 th January, 2018
3	December, 2017	10 th February, 2018
4	January, 2018	10 th March, 2018
5	February, 2018	10 th April, 2018
6	March , 2018	10 th May, 2018

Note: The notification applies only to registered persons whose turnover is more than Rs. 1.5 crores

Notification No. 59/2017 – Central Tax

The time limit for furnishing returns by a composite supplier in Form GSTR-4 for the quarter July to September, 2017 is extended to 24th December, 2017 from the earlier due date of 15th November, 2017.

Notification No. 62 /2017 – Central Tax

The time limit for furnishing returns in Form GSTR-6 by an ISD for the month of July, 2017 is extended till 31st December, 2017. However time limits for the month of August, September and October 2017 is yet to be notified.

Notification No. 63 /2017 – Central Tax

In Form ITC-04 declaration made in respect of goods despatched to job worker or received from job worker or sent from one job worker to another during the quarter July to September, 2017 due date for the period July to September, 2017 is extended to 30th November, 2017.

Notification No. 64/2017 – Central Tax

Late fees is waived for delays in furnishing Form GSTR-3B for the month of October. Late fee waiver also applies for a case where the assesses have filed nil returns.

Notification No. 65/2017 – Central Tax

Assesses making supply of services who is making supplies through an E-Commerce operator collecting tax at source having a turnover of Rs.20,00,000/- are exempted from registration.

In case of special category states value of supplies should not exceed Rs. 10,00,000/- for claiming exemption from registration.

Notification No. 66/2017 – Central Tax

Registered Assessee who does not pay tax under composition scheme shall pay CGST and SGST on outward supplies of goods, furnish details and file returns as mentioned under Chapter IX of the act.

F.No.354/173/2017-TRU

- Any supplies of goods or services between related persons or distinct persons made in the course of furtherance of goods or services without even a consideration still attracts GST.
- Credit availed on GST paid on aircraft engines, parts & accessories can be utilized for discharging GST on interstate supplies of such engines, parts and accessories by way of interstate stock transfers.
- If supply involves a supply of service of transport of passenger by air in economy class with a GST rate of 5%, Input Tax Credit cannot be availed.
- Services provided to Central Government, State Government and Union Territory under an insurance scheme for which premium is payable by the respective governments are exempt from GST under Notification 12/2017. The said notification also exempts payment of GST on insurance services provided to state government employees.

Procedure for filing refund claims in case of Zero Rated Supplies

- The refund procedure is not available in GST Portal hence refund applications are filed and processed manually.
- Assessee makes a zero rated supply of goods or services by paying IGST or make a zero rated supply under a Bond or LUT without payment of IGST and claims refund of unutilized ITC pertaining to such zero rated supplies as per provisions of Section 16(3) of IGST Act, 2017.
- For refund of IGST claimed on export of goods outside India shipping bill is the application for refund
- An application for refund is deemed to have been filed only after export report or manifest is filed and returns are furnished in GSTR-3 or GSTR-3B based upon which the customs designated system processes the refund claims. Even orders passed withholding refund or further sanctioning in Part B in Form GST RFD-06 or Form GST RFD-07 is done manually.
- Application for refund of IGST paid on zero rated supplies of goods or services is filed in GST RFD -01A on the common portal and submit the print out form with the Jurisdictional officer.
- Application for refund of unutilized Input Tax Credit on Inputs or Input Services used for making such zero rated supplies shall be filed in GST RFD -01A and the refund amount claimed is debited from the amount in electronic credit ledger. Proof of debit mentioned in GST RFD-01A along with the print out of the said form shall be submitted to the jurisdictional tax officer after which entries are made in a refund register.

Refund Forms

- GST RFD-02 Acknowledgment
- GST RFD-03 Deficiency memo
- GST RFD-04 Provisional refund order
- GST RFD-05 Payment advise
- GST RFD-06 Refund Sanction/Rejection Order
- GST RFD-07 Order for complete adjustment /withholding of sanctioned refund
- GST RFD-08 Notice for rejection of application for refund
- GST RFD-09 Reply to Show Cause Notice

Note: Any refund amount claimed which is rejected partly/fully amount debited to the extent of rejection is re credited to the electronic cash ledger by an order in GST PMT-03 as per Rule 93 of CGST Rules, 2017.

About us

D Arvind & Associates LLP (DAA) is a Chartered Accountant Firm founded in 2009 by D Arvind, an Ex-partner of KPMG with a vision to provide to create innovative and insightful solutions to resolve Complex Business & Tax Challenges.

D Arvind, apart from being a Chartered Accountant is also a Company Secretary & Arbitrator, having 30 Years of Experience in Large Industries as Tax & Legal Head and Partner in Big 4 Consulting Firms. This puts him in a unique position to see Complex tax Issues from Business & Solutions perspective.

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DAA operates out of Mumbai, Chennai & Bangalore with a wide range of clientele across Industries assisting them in their Tax positions, Tax Litigations up to High Court, Tax Optimization and End to End Tax Compliance Management.

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