

A woman in a grey blazer and blue jeans stands on the left, gesturing towards a large whiteboard. She is addressing a group of people seated at tables in a meeting room. The room has a white brick wall and a large window on the right. The text 'GOODS AND SERVICE TAX - COMPLIANCE MANAGEMENT' is overlaid in red on the whiteboard area.

## GOODS AND SERVICE TAX - COMPLIANCE MANAGEMENT

# DISCUSSION POINTS



# COMPLIANCES

## TAX RETURNS

Return Form	Description of Return
GSTR-1*	Details of outward supplies of goods or services
GSTR-2**	Details of inward supplies of goods or services
GSTR-2A	The details of outward supplies added by the supplier in his GSTR-01 will be converted into GSTR-2A of the recipient
GSTR-3**	Monthly return
GSTR-3B***	Summary return
FORM GSTR-4	(Earlier Quarterly) Return for composition taxpayers upto FY 2018-19.
FORM GSTR-5	Return for Non-resident taxable person
ITC-04	Quarterly return of goods sent to Job worker

### OPEN ISSUES:

- ✓ ITC restriction - Rule 36(4)
- ✓ No edit permissible post September of FY
- ✓ System glitches
- ✓ Reconciliation with E-way bill

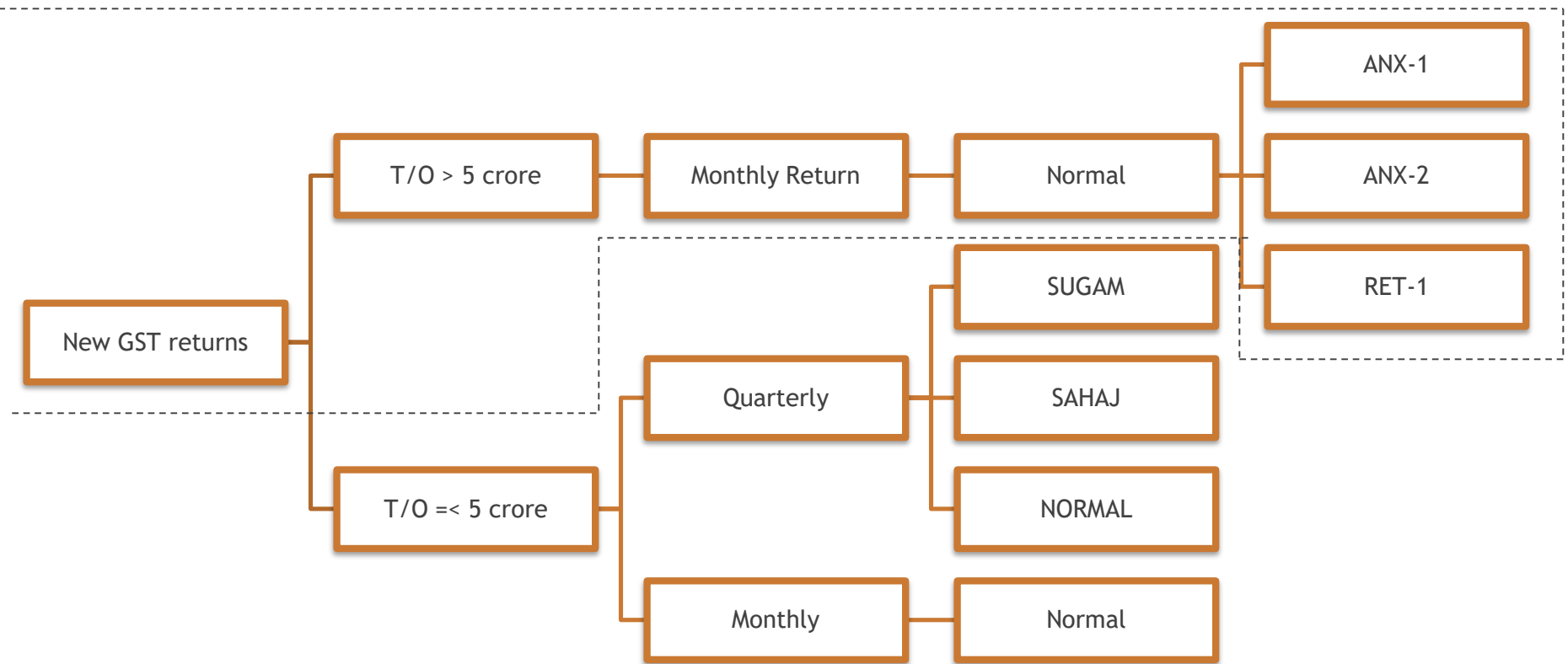
# COMPLIANCES

## TAX RETURNS

Return Form	Name of the form-Subject
GSTR-6	Return for input service distributor (ISD)
GSTR-9/9C	Annual Return / Annual return audit certification
FORM GSTR-7	Return for Tax Deducted at Source (For Tax Deductors)
FORM GSTR - 9	Annual Return
FORM GSTR - 9A	Annual Return (For Composition Taxpayer)
FORM GSTR-9C	PART - A - Reconciliation Statement Part B - Certificate
FORM GSTR-10	Final Return
GST TRAN - 1	Transitional ITC / Stock Statement (filing and revision)
GST TRAN - 2	Avail ITC on goods held in stock on 1st July 2017 in respect of which he is not in possession of any document evidencing payment of central excise duty

# NEW RETURN FILING PROCESS

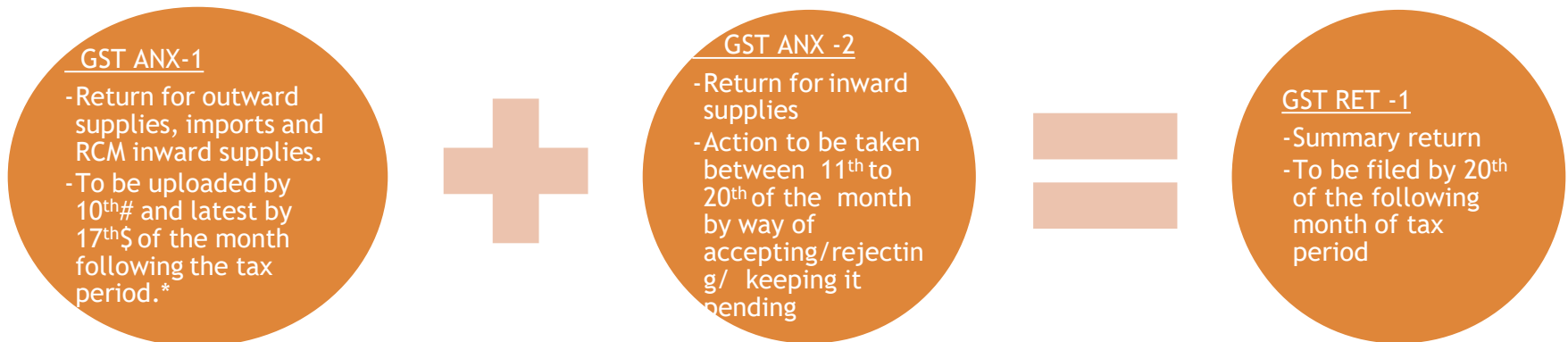
# NEW GST RETURNS- CATEGORIES



*Note: Aggregate turnover for the preceding financial year shall be considered for calculating threshold limit of 5cr.*

# KEY CHANGES IN NEW RETURN FRAMEWORK

- ✓ Single return RET -1 with annexures ANX 1 and 2 to replace to the existing system of GSTR 1/2/3/ 3B
- ✓ New facility to make amendment to an existing return being introduced with this new framework
- ✓ Option for daily uploading of invoices on a near real time basis by the supplier.
- ✓ Details of documents uploaded by supplier available to recipient on a near real time basis.
- ✓ Acceptance is on real time basis, however the option for rejection and pending shall be available post 10<sup>th</sup> of succeeding month.

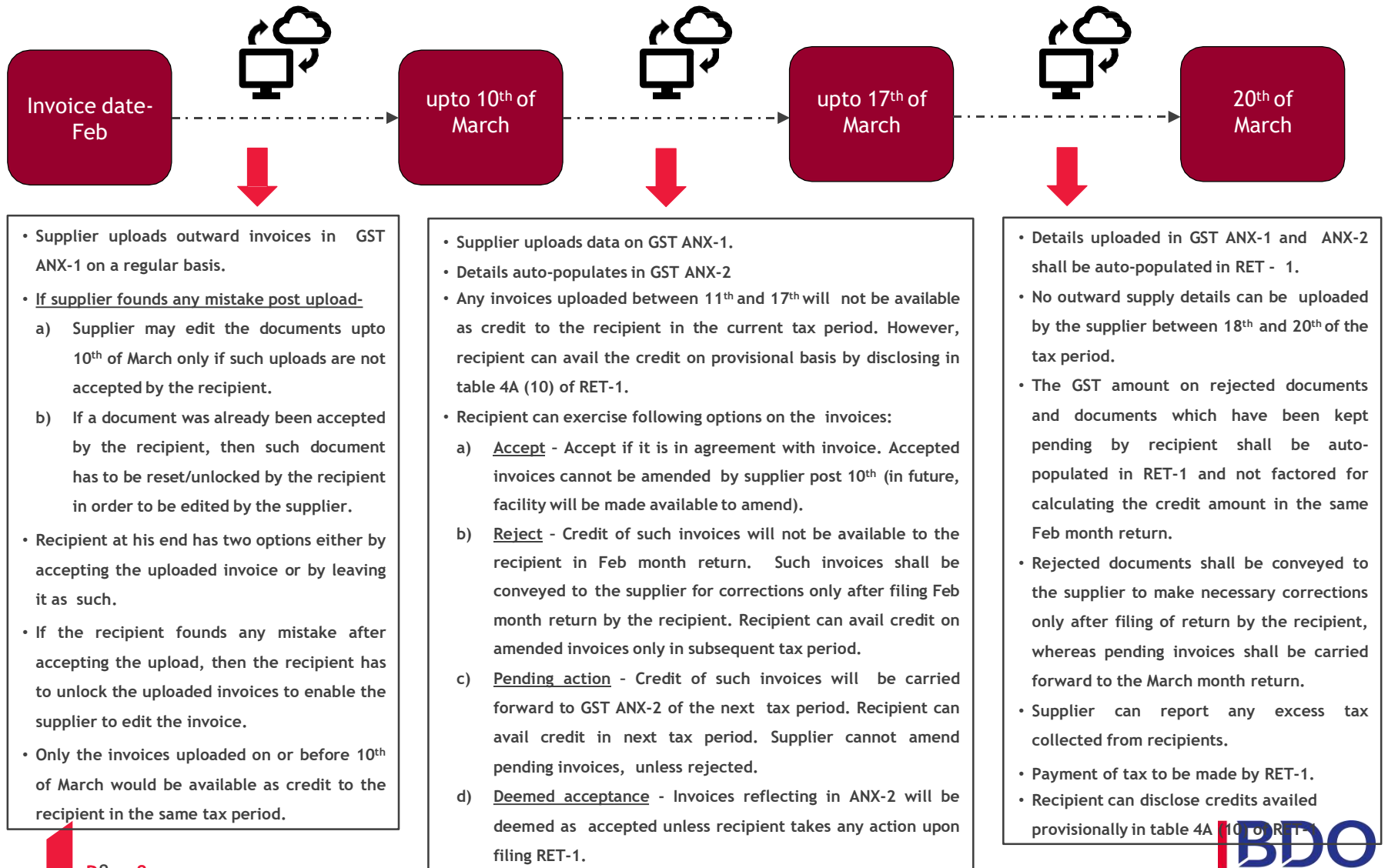


#For recipient to get the credit (i.e. auto-population in ANX-2 of the recipient)

§If uploaded after 10<sup>th</sup> the credit will be auto-populated in ANX-2 of the subsequent month.

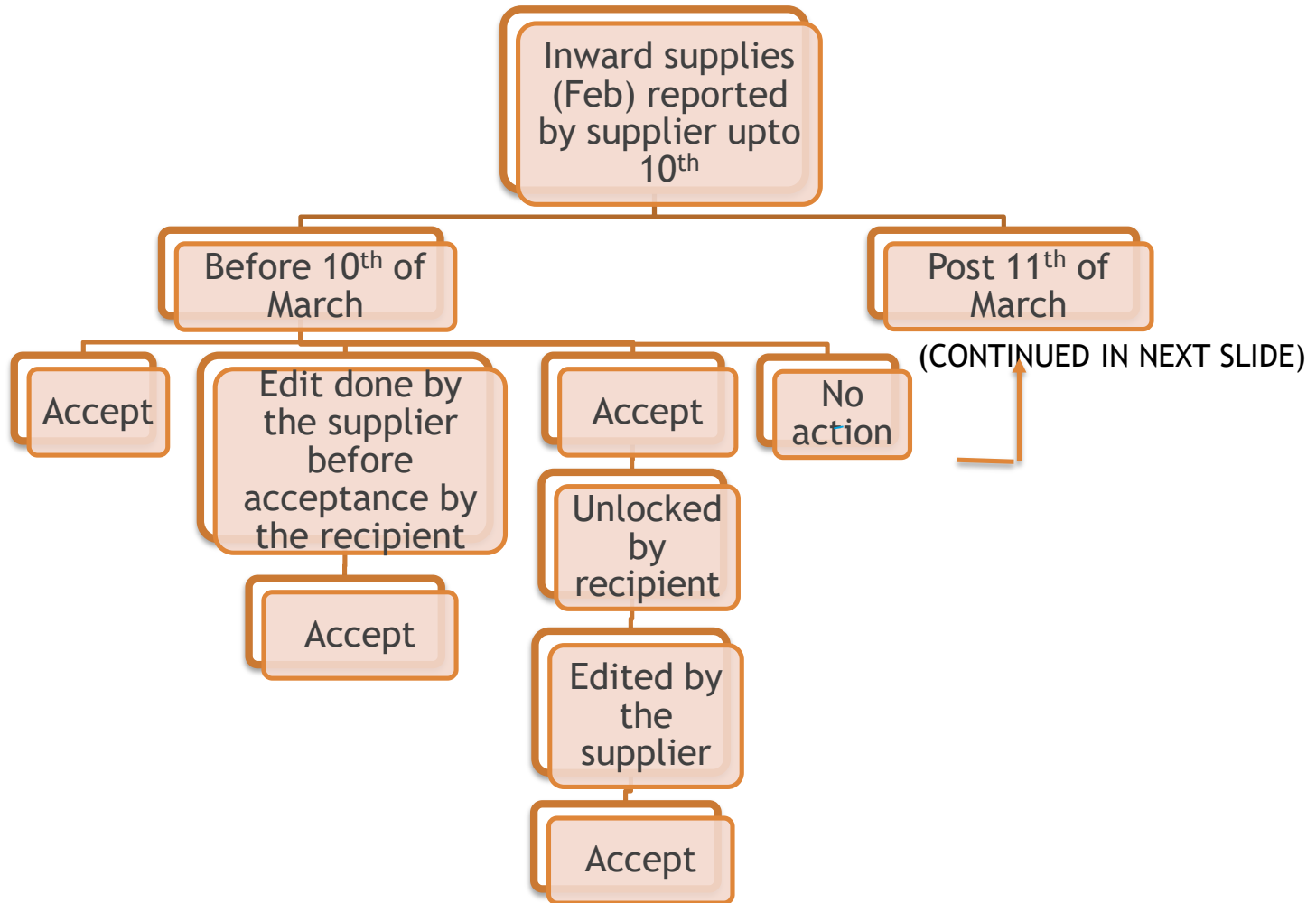
\*This is based on our interpretation [as 17<sup>th</sup> is the last date to upload invoices by the supplier in order to file RET-1 with in due date].

# PROCEDURE FOR RETURNS





# INVOICE MATCHING CONCEPT



*\*Note:*

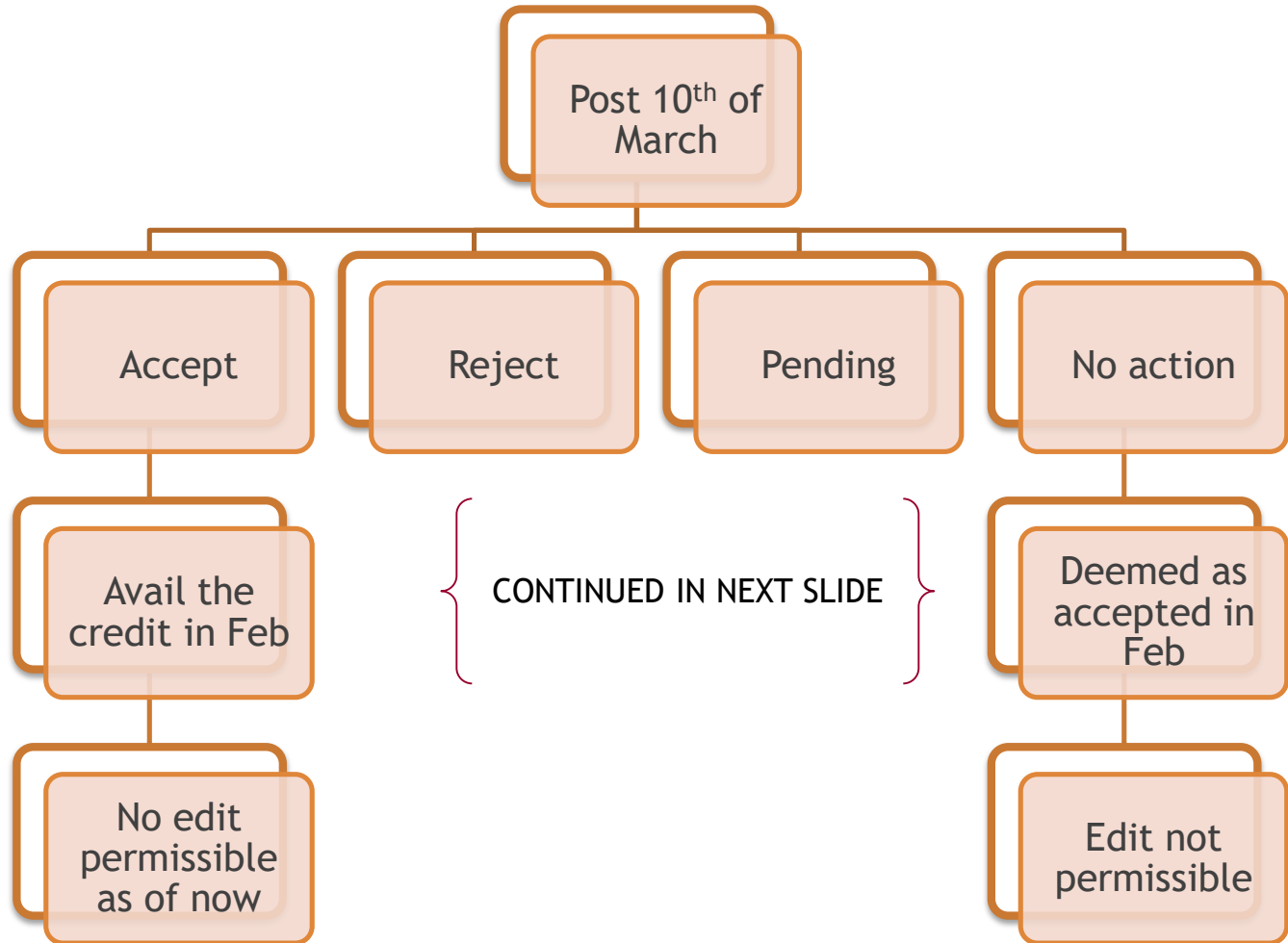
*Scenario before 10<sup>th</sup> of March: Amendment or Edit can be made by the supplier post reset/unlock by recipient in case he has already approved.*

*Scenario post 10<sup>th</sup> of March: As of now, accepted document would not be available for amendment at suppliers' end.*

*However, a separate facility will be provided in future.*

# INVOICE MATCHING CONCEPT

CONTINUED



**\*Note:**

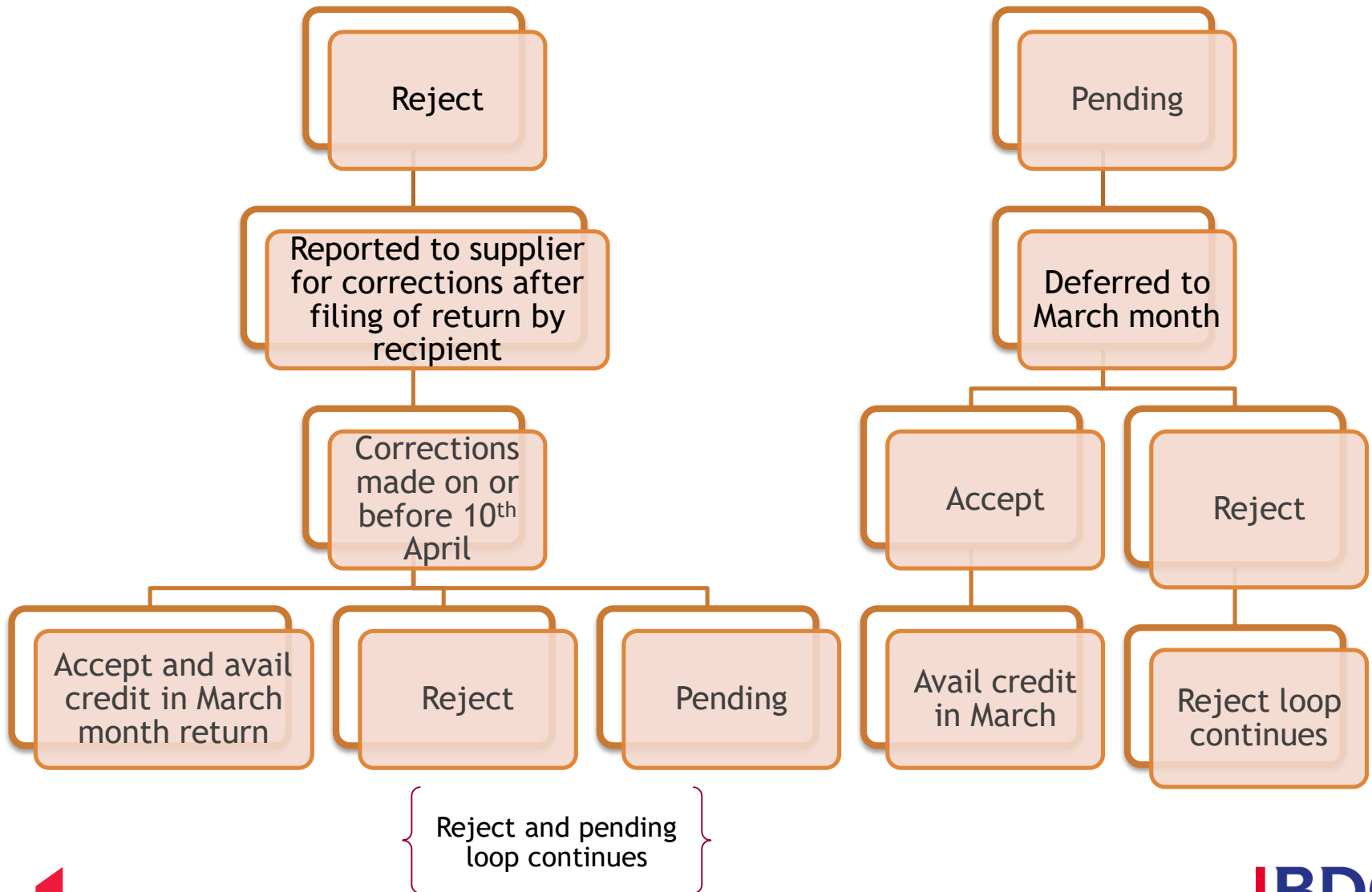
*Scenario before 10<sup>th</sup> of March: Amendment or Edit can be made by the supplier post reset/unlock by recipient in case he has already approved.*

*Scenario post 10<sup>th</sup> of March: As of now, accepted document would not be available for amendment at suppliers end.*

*However, a separate facility will be provided in future.*

# INVOICE MATCHING CONCEPT

CONTINUED



# ILLUSTRATIVE EXAMPLE - GENERIC

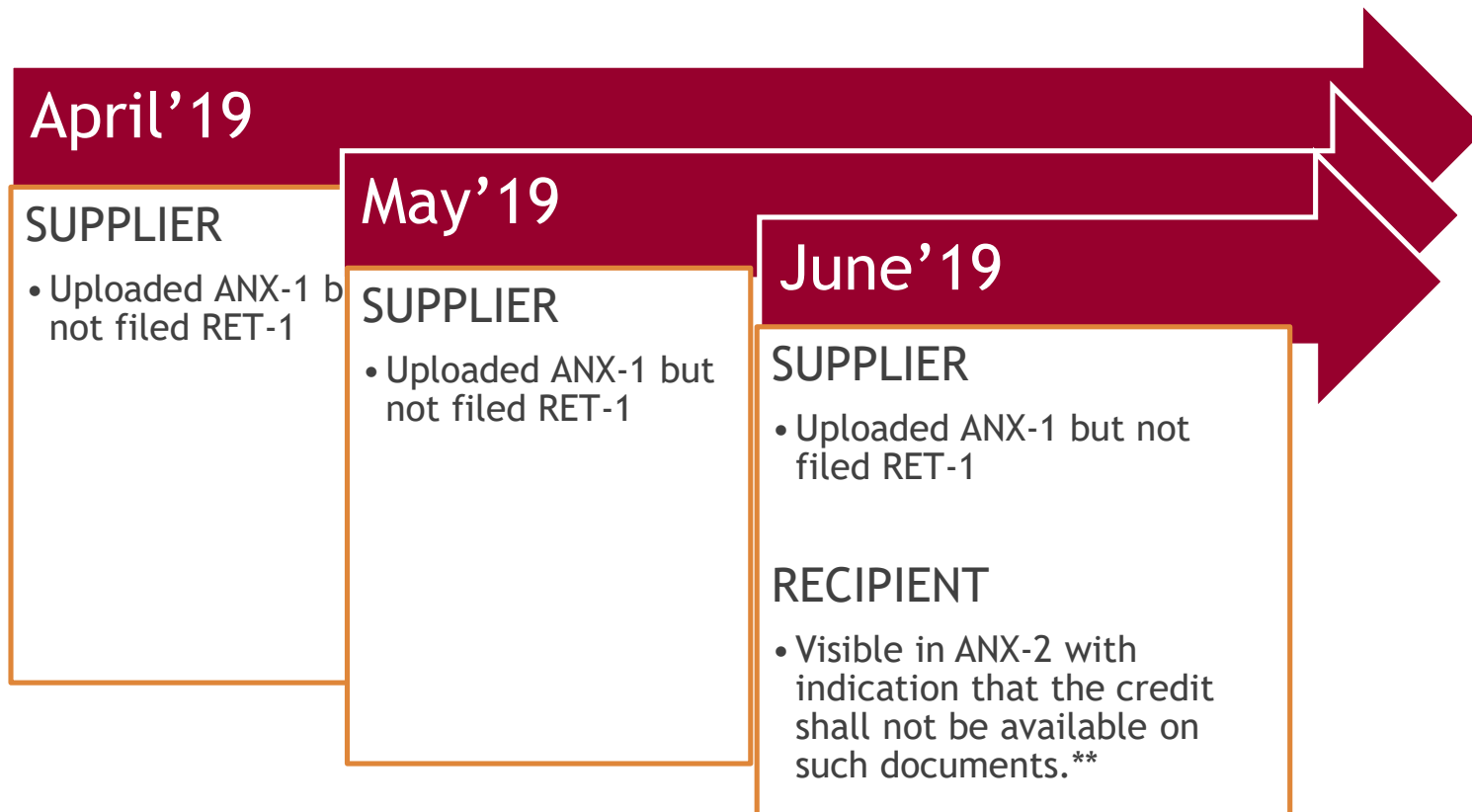
Date of Upload Invoices by supplier	Action by Recipient	Date of Action by recipient	Credit Availability to Recipient	Whether Edit Permissible
Up to 10 <sup>th</sup> March	Accept	Between Feb 1 to March 10	Yes in Feb'19 return	Yes (upto 10 <sup>th</sup> ) only if it is unlocked by recipient
	Accept	Between March 11 to March 20	Yes in Feb'19 return	No as of now (Yes if separate amendment facility is available in future)
	Reject	Between March 11 to March 20	No credit in Feb return	Yes but after filing return by the recipient
	Pending	Between March 11 to March 20	No credit in Feb return	Yes but after filing return by the recipient
	No action	NA	Yes in Feb'19	No
Post 10 <sup>th</sup> up to 17 <sup>th</sup> March	Not Allowed	NA	No credit for Feb and the invoices will be rolled over to March month	NA

\*Note: Assuming "Feb'19" as tax period.

# ILLUSTRATIVE EXAMPLE - PROVISIONAL CREDIT

Particulars	April'19	May'19	June'19		July'19
Transaction	Supply of goods in April'19	No supplies by Supplier	Case1	Case2	Case 1 Continues
Action by Supplier	Non-reporting of this transaction in ANX-1 by 10th May	No reporting of April'19 supply	No reporting of April'19 supply	Reporting in ANX -1 by 10 <sup>th</sup> July	Reporting in ANX -1 by 10 <sup>th</sup> Aug
Action by Recipient	Disclose in table 4A(10) of RET-1	Credit C/F or no requirement for reversal in May'19	Document wise reporting of transaction in table 3L of ANX -1	Acceptance in ANX-2	Acceptance in ANX-2
ITC available	Yes	NA	Yes	Yes	Yes
Condition	On provisional basis	NA	Reporting in table 3L of ANX-1	Reversal of credit in table 4B(3) of RET 1	Reversal of credit in table 4B(3) of RET 1

# ILLUSTRATIVE EXAMPLE - INELIGIBLE CREDIT



1. For April and May months, credit reflecting in ANX-2 can be availed.
2. Recipient can reject or keep such documents of June'19 pending until filing of return by the supplier.

# E-INVOICING & QR CODE UNDER GST LAW

# TIMELINES

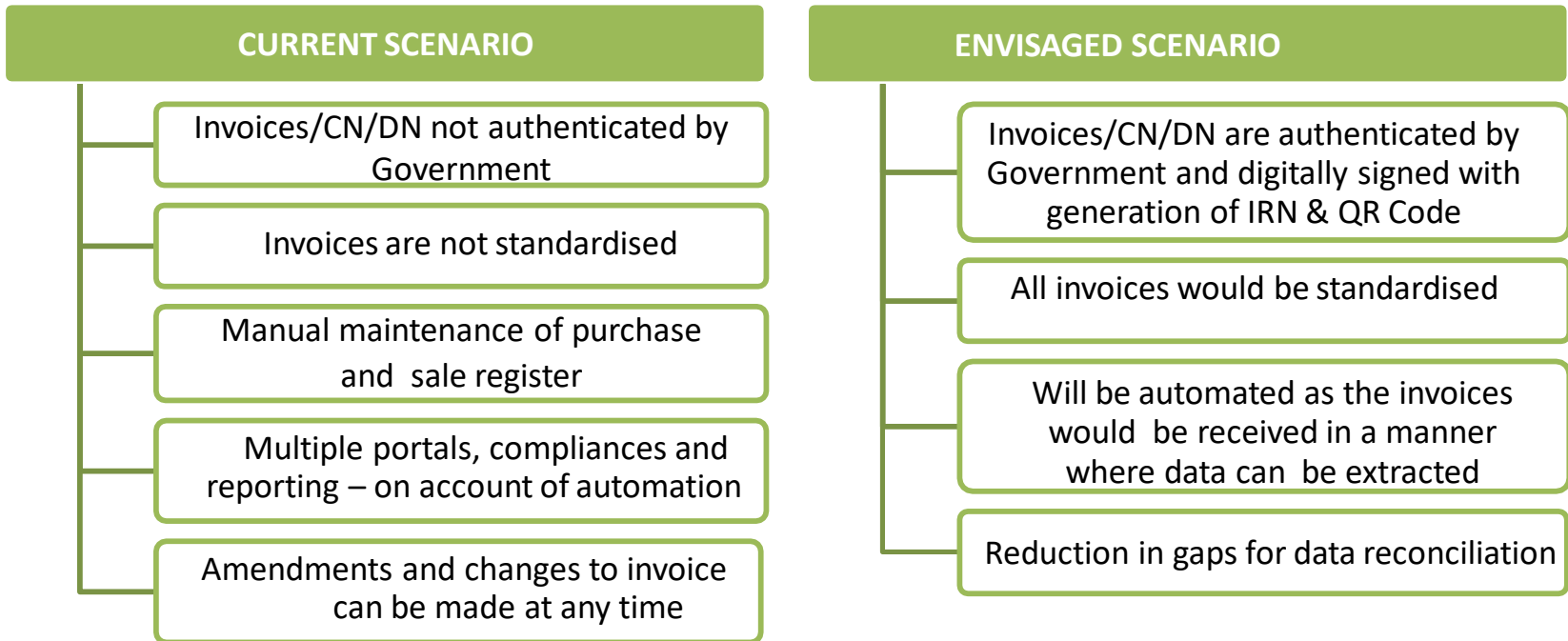


## E-Invoicing and QR Code Timelines

Turnover - PY (PAN level)	Voluntary	Mandatory	
		E-Invoicing + QR Code	QR Code for B2C
More than 500 crores	1 <sup>st</sup> Jan 2020*	1 <sup>st</sup> April 2020	1 <sup>st</sup> April 2020
More than 100 crores (less than 500 crores)	1 <sup>st</sup> Feb 2020	1 <sup>st</sup> April 2020	To be notified
Less than 100 crores	1 <sup>st</sup> April 2020	To be notified	To be notified



# CURRENT SCENARIO VS. ENVISAGED SCENARIO (POST GST AUTOMATION)



# E-INVOICING - APPLICABILITY

## Applicability of E-Invoice

E-invoice shall cover the following B2B documents that are required to be reported to IRP:

- Supplier Invoice
- Credit Note
- Debit Note
- ISD Invoices

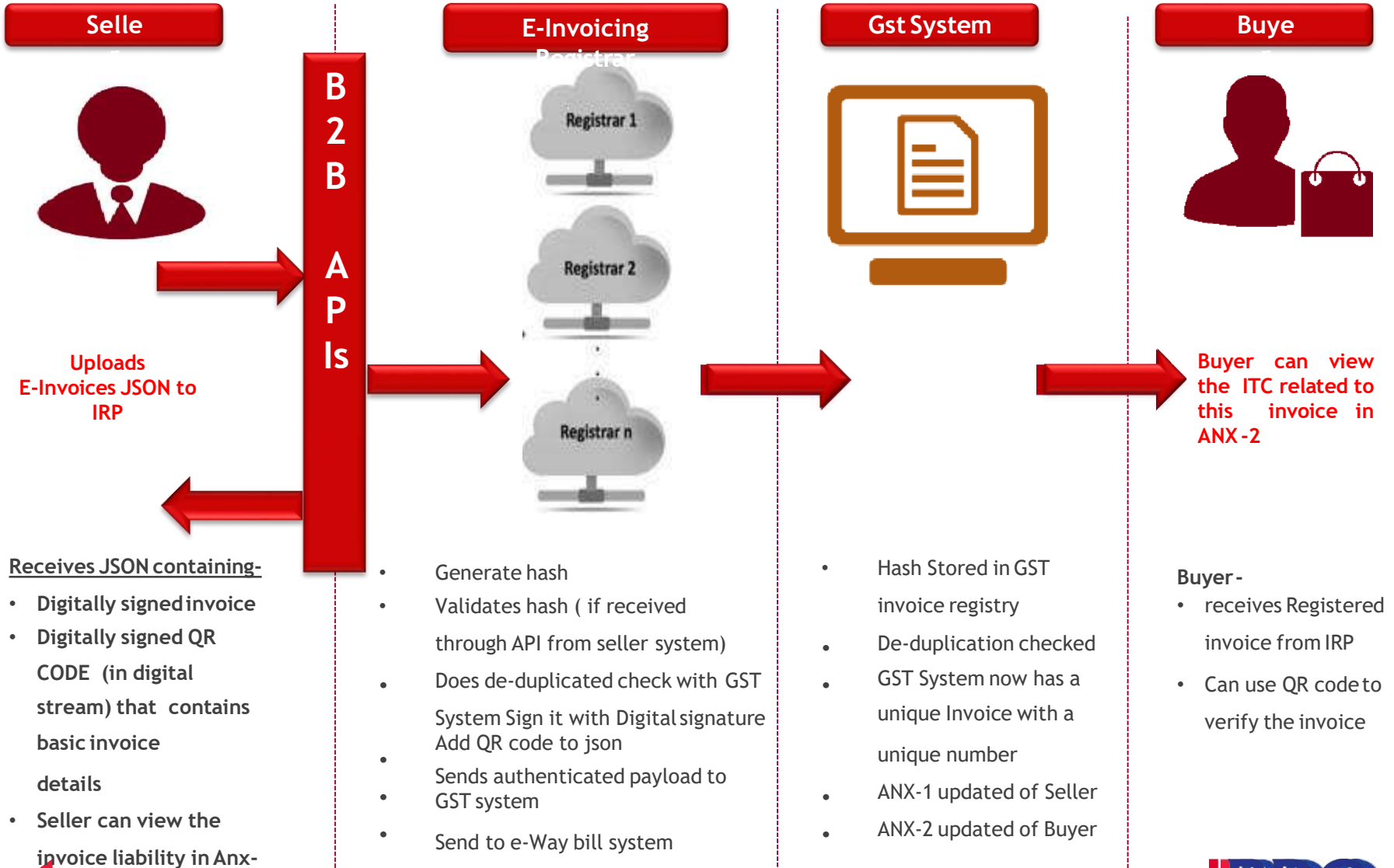
Delivery challan  
and Bill of supply  
- IRN Not  
applicable

➤ E-invoice also covers:

- Reverse charge mechanism
- Export/zero-rated supplies
- Business to Government (B2G) invoices
- Supplies through e-Commerce Operator



# PROPOSED WORKFLOW- SUMMARY



# INPUT TAX CREDIT

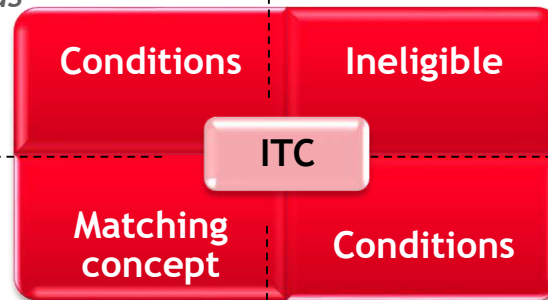
# INPUT TAX CREDIT

## Key points for consideration

### Specified conditions to avail credit:

- Possession of tax invoice in the format prescribed in rules
- Receipt of goods/services
- Vendor to file relevant returns
- *Vendor to pay tax to Government*
- *Maintain State wise records*

- No ITC can be claimed if depreciation claimed on credit portion under Income Tax
- Credit restricted towards following inward supplies
  - Used for non-business purpose
  - Credit attributable to exempted supply
  - Works contract
  - Employee benefit
  - Personal consumption



- Loss of credit in case of vendor non-compliance
  - *Restriction of credit under Rule 36(4) to 10% of amount of eligible credit*
- Addition in output tax of recipient in case of discrepancy
- Commercial safeguards to be built in Purchase order/contract

- Requirement to make payment to supplier within 180 days, otherwise ITC availed earlier shall be added to output tax liability along with interest
- Time limit to avail ITC is till filing of September month return of the subsequent fiscal year or furnishing of the relevant annual return, whichever is earlier

# CREDIT AVAILMENT DOCUMENTS

## DOCUMENTATION COMPLIANCE

- an invoice issued by the supplier of goods or services
- Self-invoices subject to payment of tax
- a debit note issued by a supplier
- a bill of entry or any similar document prescribed under the Customs Act
- an Input Service Distributor invoice

## WHEN TO AVAIL THE CREDIT

Generally, Input tax credit shall be availed by a registered person only if all the applicable particulars as specified in invoicing rule has been contained in the invoice/document on the basis of which credit availed.

Provided that if the said invoice/document does not contain all the specified particulars but contains below fields can avail the credit;

- the details of the amount of tax charged;
- description of goods or services;
- total value of supply of goods or services or both;
- GSTIN of the supplier and recipient
- place of supply in case of inter-State supply.

# INPUT TAX CREDIT

## Restrictions on availment of ITC

S. No	Description of Credit Restriction
1.	<p>(a) Motor vehicles for transportation of persons having seating capacity of not more than thirteen persons (including driver) except when they are used for making the following taxable supplies, namely:</p> <ul style="list-style-type: none"><li>A. further supply of such vehicles or conveyances ; or</li><li>B. transportation of passengers; or</li><li>C. imparting training on driving such vehicles or conveyances;</li></ul> <p>(aa) vessels and aircraft except when they are used-</p> <ul style="list-style-type: none"><li>i. for making the following taxable supplies, namely:-<ul style="list-style-type: none"><li>A. further supply of such vessels or aircraft; or</li><li>B. transportation of passengers; or</li><li>C. imparting training on navigating such vessels; or</li><li>D. imparting training on flying such aircraft;</li></ul></li><li>ii. for transportation of goods;</li></ul> <p>(ab) services of general insurance, servicing, repair and maintenance in so far as they relate to motor vehicles, vessels or aircraft referred to in clause (a) or clause (aa): Provided that the input tax credit in respect of such services shall be available-</p> <ul style="list-style-type: none"><li>(i) where the motor vehicles, vessels or aircraft referred to in clause (a) or clause (aa) are used for the purposes specified therein;</li></ul>

# INPUT TAX CREDIT

## Restrictions on availment of ITC

Sl. No	Description of Credit Restriction
	<p>(ii) where received by a taxable person engaged-</p> <ul style="list-style-type: none"><li>(I) in the manufacture of such motor vehicles, vessels or aircraft; or</li><li>(II) in the supply of general insurance services in respect of such motor vehicles, vessels or aircraft insured by him;</li></ul>
2.	<p>(b) The following supply of goods or services or both:</p> <ul style="list-style-type: none"><li>(i) food and beverages, outdoor catering, beauty treatment, health services, cosmetic and plastic surgery, leasing, renting or hiring of motor vehicles, vessels or aircraft referred to in clause (a) or clause (aa) except when used for the purposes specified therein, life insurance and health insurance: Provided that the input tax credit in respect of such goods or services or both shall be available where an inward supply of such goods or services or both is used by a registered person for making an outward taxable supply of the same category of goods or services or both or as an element of a taxable composite or mixed supply;;</li><li>ii) membership of a club, health and fitness centre;</li><li>iii) travel benefits extended to employees on vacation such as leave or home travel concession: Provided that the input tax credit in respect of such goods or services or both shall be available, where it is obligatory for an employer to provide the same to its employees under any law for the time being in force.</li></ul>



# INPUT TAX CREDIT

## Restrictions on availment of ITC

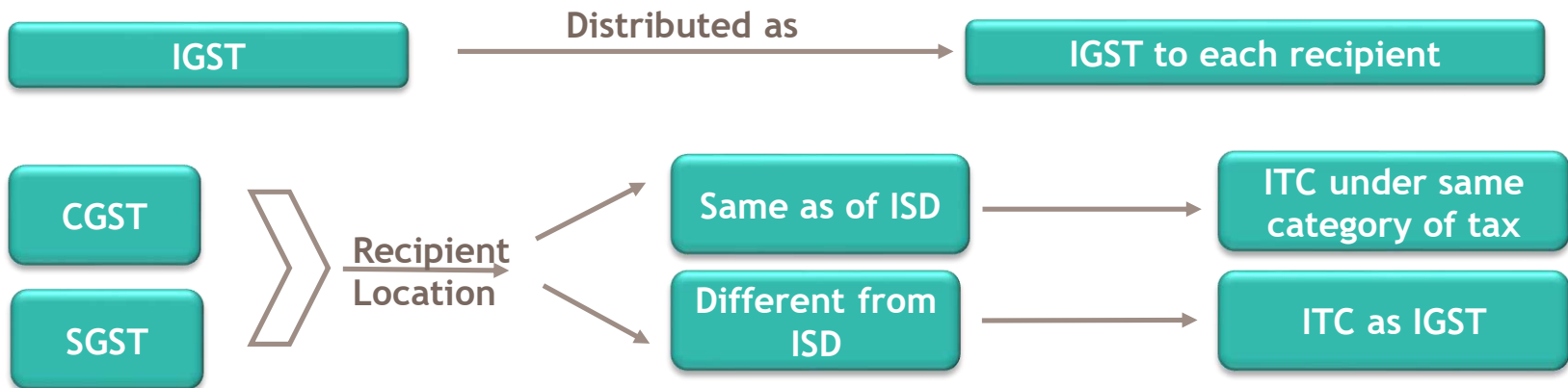
Sl. No	Description of Credit Restriction
3.	Works contract services when supplied for construction of an immovable property (other than plant and machinery) except where it is an input service for further supply of works contract service
4.	Goods or services or both received by a taxable person for construction of an immovable property (other than plant or machinery) on his own account including when such goods or services or both are used in the course or furtherance of business. Explanation - For the purposes of clauses (c) and (d), the expression “construction” includes re-construction, renovation, additions or alterations or repairs, to the extent of capitalisation, to the said immovable property
5.	Goods or services or both on which tax has been paid under section 10
6.	Goods or services or both received by a non-resident taxable person except on goods imported by him
7.	Goods or services or both used for personal consumption
8.	Goods lost, stolen, destroyed, written off or disposed of by way of gift or free sample
9.	Any tax paid in accordance with the provisions of sections 74, 129 and 130

# INPUT TAX CREDIT

## Input Service Distributor

- Input Service Distributor (ISD) is an office with a separate registration for distribution of input tax credit of input services to distinct GST registration of the entity having the same PAN.
- Supplier shall communicate the ISD Registration number to the vendor for specific or common procurements for branches.
- Each ISD unit is however required to file monthly return in the FORM GSTR-6 and raise invoices on other units for distributing credit pertaining to that month as prescribed.

### Manner of Distribution of Credit of Input tax by ISD



# INPUT TAX CREDIT

## Input Service Distributor

The Head Office(HO) incurs various common expenses on behalf of branches

- The Allocation of expenses are required in GST, as it is a consumption-based tax. The HO will not be eligible to avail the credits of input services attributable to other registrations.

Register as an Input Service Distributor

- HO shall be required to obtain registration as an Input Service Distributor where he receives credits relating to other registrations.

The credit attributable to a specific registration shall be distributed only to that recipient

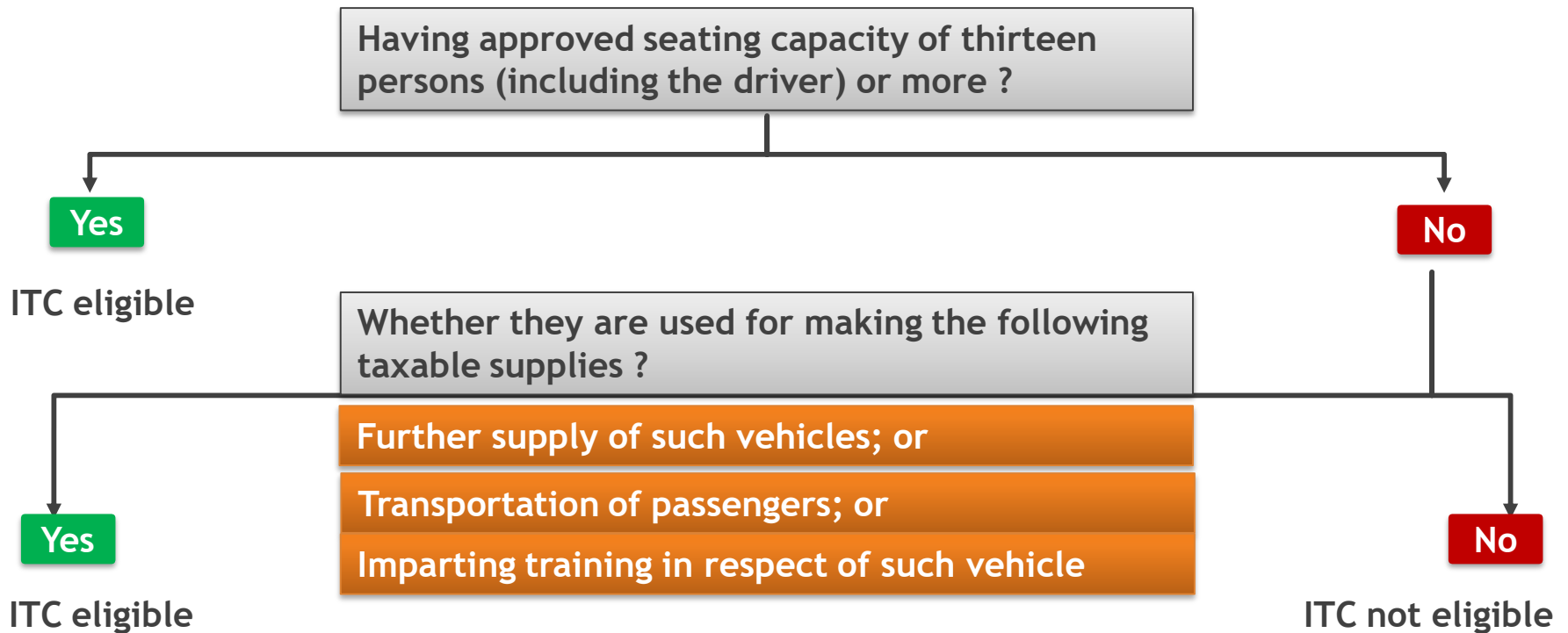
- The credit attributable to more than one registration shall be distributed on *pro rata* on the basis of Turnover in the State during the relevant period, to whom the input tax is attributable

The credit attributable to all registrations shall be distributed on *pro rata* on the basis of Turnover in the State for the relevant period

# KEY ITC PROVISIONS

## Expansion of ITC eligibility scope (1/4)

### a) Motor Vehicle for transportation of persons



### IMPACT

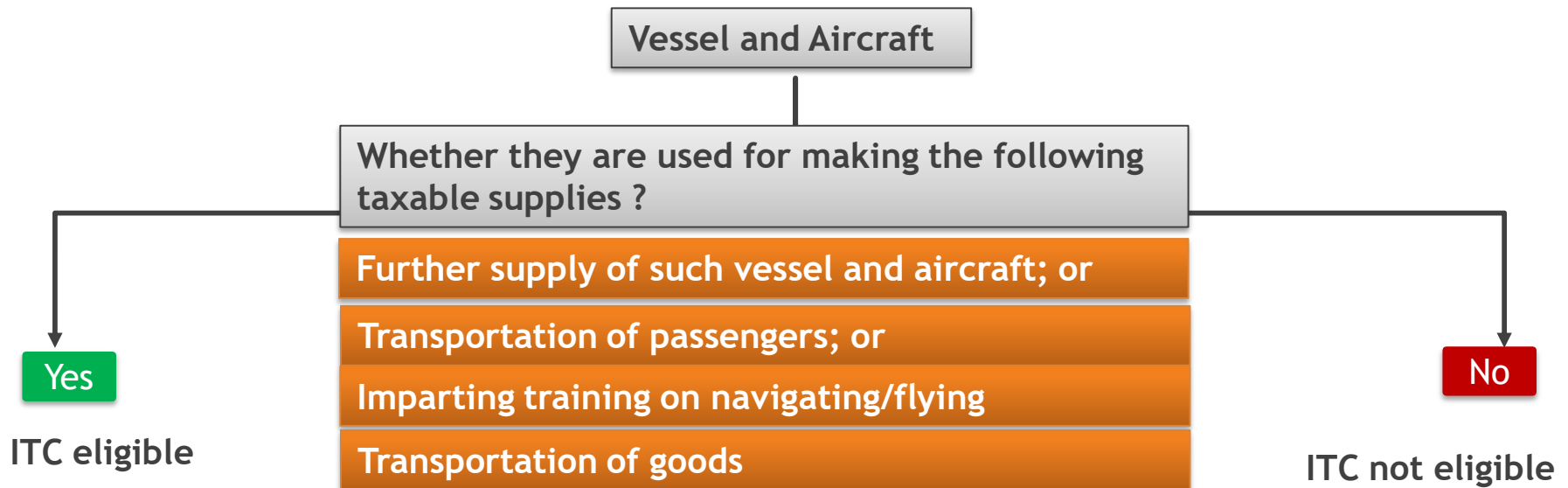
ITC would be available in respect of dumpers, work-trucks, fork-lift trucks and other special purpose motor vehicles.

[Amendment to Section 17(5) of CGST Act, 2017 - to be notified]

# KEY ITC PROVISIONS

## Expansion of ITC eligibility scope (2/4)

### b) Vessel and Aircraft

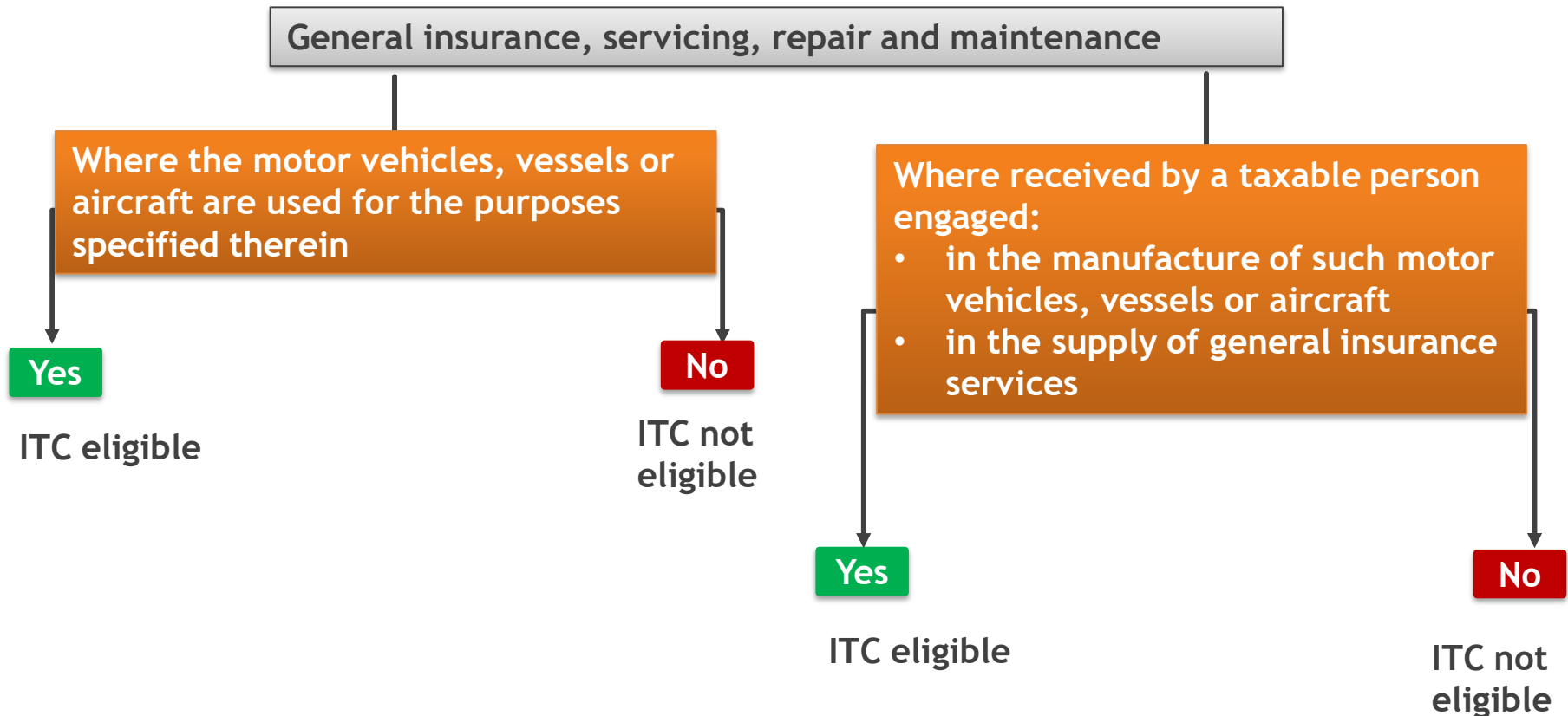


*[Amendment to Section 17(5) of CGST Act, 2017 - to be notified]*

# KEY ITC PROVISIONS

## Expansion of ITC eligibility scope (3/4)

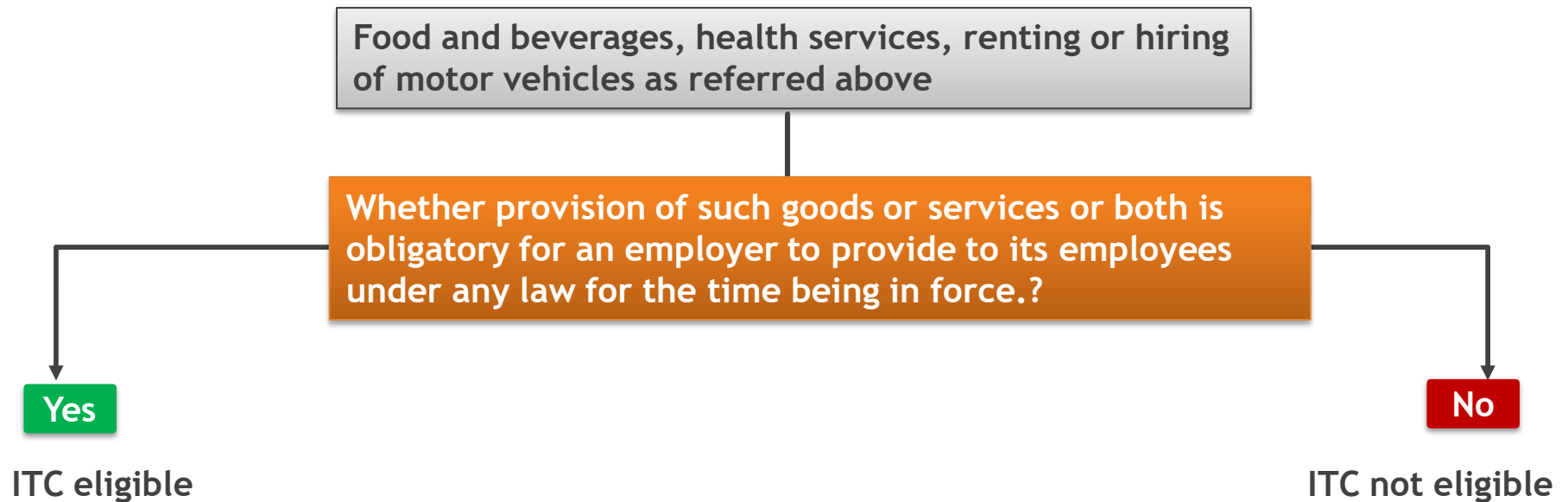
### c) General insurance, servicing, repair and maintenance



[Amendment to Section 17(5) of CGST Act, 2017 - to be notified]

# KEY ITC PROVISIONS

## Expansion of ITC eligibility scope (4/4)



*[Amendment to Section 17(5) of CGST Act, 2017 - to be notified]*

# CREDIT NOTE UNDER GST



# CREDIT NOTE

## When credit note can be issued

- To reduce the taxable value disclosed in the invoice;
- To reduce tax paid in the invoice;
- Where the goods supplied are returned by the recipient;
- Where goods or services or both supplied are found to be deficient.
- Credit note can be issued upto September of next financial year.

## Content of credit note

- Name, address and GSTIN of supplier;
- Invoice no and date;
- Name, address and GSTIN of recipient;
- Original invoice reference no and date;
- Credit note value along with tax amount.

## Multiple invoice-single credit note



Invoice1



Invoice2



Invoice3



Invoice4



Single Consolidated  
CN/DN

*[Amendment to Section 34(1) & 34(3) of CGST Act, 2017 - to be notified]*

# DOCUMENTATION

## Invoice and other documents

### DOCUMENTATION COMPLIANCE

- Invoices shall be issued within 30 days from the date of supply/On removal of goods as applicable
- Invoice may not be issued for value less than INR 200 subject to conditions
- Bill of supply to be issued for exempt supplies
- Supplies from Unregistered person - Registered Recipient shall be liable to issue invoice towards receipt of goods or services or both
- Supplies attracting GST under reverse charge - Registered Recipient shall be liable to issue invoice for receipt of goods or services or both
- ISD location to raise ISD invoice for transferring credit to other registered locations

### WHEN TO ISSUE A TAX INVOICE?

Supply of Goods	Before or at the time of removal of goods, where the supply involves movement of goods or delivery of goods, in any other case
Supply of Services	Before or after the provision of service, but within a period of thirty days from the date of supply of service.

# DOCUMENTATION

## Invoice and other documents

### DOCUMENTATION COMPLIANCE

Invoice	To be issued when a taxable supply is made
Receipt Voucher	To be issued on receipt of advance payment towards any supply
Refund Voucher	To be issued when no supply is made against advance receipt and the consideration is refunded
Debit Note	To be issued in case of Excess supply than covered in the Tax Invoice
Credit Note	To be issued when excess charged to customers or short supplies.
Delivery Challan	To be issued when goods are moved other than for the purpose of supply
Bill of Supply	To be issued when registered person is providing exempted goods or services or paying tax u/s 10



# ABOUT BDO

# ABOUT BDO

Our Global Network

GLOBAL REVENUE

**US\$9**  
**BILLION**



**10.7%**  
Increase over 2017

**162**

countries & territories



**1,591** offices



up by  
**6%**



GLOBAL HEADCOUNT

**80,087**

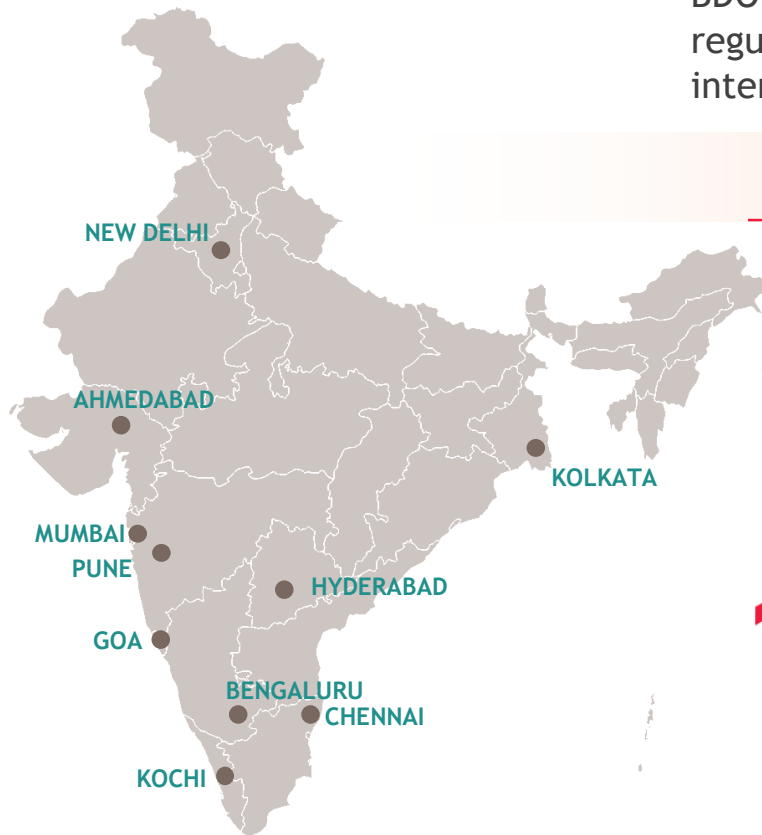
**8.4%** increase  
year on year

GLOBAL AVERAGE  
PROFESSIONAL  
PARTNER  
TO STAFF  
RATIO  
**1 TO 10**

# BDO IN INDIA

## About Us

BDO India offers strategic, operational, accounting and tax & regulatory advisory & assistance for both domestic and international organisations across a range of industries



# INDIA

**150** PARTNERS  
DIRECTORS

**2800** STAFF



**10** KEY CITIES



Ahmedabad, Bengaluru, Chennai  
Goa, Hyderabad, Kochi, Kolkata  
Mumbai, New Delhi, Pune

- ▶ Quick and efficient response to client's needs
- ▶ Robust technical background & experience
- ▶ Dedicated service levels
- ▶ Ability to tailor business solutions to client requirements aligning to global best practices
- ▶ Business-centric and result-oriented approach



TEAM

# ABHINAV SRIVASTAVA



Partner  
Indirect Tax

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## AREAS OF EXPERTISE

- Customs & International Trade
- Consumption Taxes, including GST
- India domestic indirect taxes

## INDUSTRY EXPERTISE

- Financial services, including FinTech
- IT/ ITES
- Pharma
- HealthCare
- Media

## EDUCATION & PROFESSIONAL QUALIFICATIONS

- Chartered Accountant (ICAI)
- Bachelor of Commerce (Accounts & Audit)

## EXPERTISE SUMMARY

- Abhinav is a Partner with the Indirect Tax practice and operates out of Hyderabad office.
- Prior to joining BDO India, Abhinav worked with larger accounting firms and has over 12 years of experience in the field of indirect taxes
- He has worked on several assignments in the areas of tax structuring, due diligences, diagnostic reviews, litigation across various sectors like IT/ ITES, pharma, healthcare, media, education, etc.
- Abhinav is also actively involved in advocacy with policymakers representing various industry associations and chambers
- He has also authored various articles pertaining to Indirect Tax in tax related publications

## SELECT KEY PROJECTS

- ERP implementation - giving inputs during design and testing phase
- Setting up related assistance - Advising one of the leading multi level Marketing companies with respect to structuring of construction related contracts with respect to their new factory in India
- Assisted number of clients in transitioning to Goods and Service tax regime
- Designed and executed a virtual tax training programme in association with a leading educational service provider in India



# SUMEET SETHIA



**Sumeet Sethia**  
Assistant Manager  
Indirect Tax

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## AREAS OF EXPERTISE

- Consumption Taxes, including GST
- India domestic indirect taxes
- Bahrain VAT
- Guest Speaker at ICAI, ICSI and FICCI

## INDUSTRY EXPERTISE

- IT/ITES
- Manufacturing
- Hospitality Sector
- Life Insurance

## EDUCATION & PROFESSIONAL QUALIFICATIONS

- Chartered Accountant
- Bachelors of Commerce (Accounts & Taxation)

## EXPERTISE SUMMARY

- Sumeet is a member of the Institute of Chartered Accountants of India (ICAI), with 4+ years of experience in assisting array of clients in the field of Indirect Tax, compliance management, Due diligence and GST audit.
- Sumeet has a good experience over auditing and compliances during his article ship period for various big corporate clients.

## SELECT KEY PROJECTS

- Offered end-to-end advisory support to implement seamless and tax efficient structures for Indian Corporates for its GST Implementation.
- End-to-end GST Compliance, Advisory, Refund, Litigation support, assessment and audit services to several major clients such as IT, Hospital chains, Life Insurance, Banking etc.
- Involved in various assignments related to monthly compliances related to GST.
- Instrumental in Indirect tax health check up for an International Hospitality unit in Jaipur.
- In his previous role, Sumeet was engaged in various projects including post-implementation review of ERP software, designing tax models and reports on the software review.
- Supported clients belonging healthcare sector on various assignments from an indirect tax perspective focusing on the potential risks and savings.
- Sumeet has worked on various accounting software like Tally, SAP, Oracle etc.

# Umesh Kumar Agrawal



**Umesh Agrawal**  
Senior Associate  
Indirect Tax

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## AREAS OF EXPERTISE

- Advisory in Goods and Service Tax (GST)
- Indirect Tax Advisory
- Compliance management

## INDUSTRY EXPERTISE

- Manufacturing sector
- Telecom Sector
- IT Industry

## EDUCATION & PROFESSIONAL QUALIFICATIONS

- Chartered Accountant
- B Com

## EXPERTISE SUMMARY

- Umesh specializes in compliance management in the field of Indirect Tax for manufacturing and telecom industry.
- His 2-year stint in Indirect Taxation includes a large manufacturing multinational and the third largest telecom company in India.
- Umesh has managed compliance related and advisory work in his previous engagements.
- Umesh is currently advising various clients in gearing up for the proposed Goods and Services Tax (GST) and making compliance there of in India.

## SELECT KEY PROJECTS

- Actively involved in GST impact analysis for various sectors, including IT, Insurance service.
- Assists in transition and implementation of GST for a leading IT and Insurance with operations across the India.
- Previously, Working as a part of team for compliance check-up of manufacturing companies and telecom companies.
- Handled end-to-end procedural aspects of various indirect tax work.

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