

GST Update

Weekly Update
16.12.2017

- This Presentation covers the GST changes / observations/ press releases/ Tweet FAQs/ Sectoral FAQs released by CBEC since the last update on 09.12.2017. It supplements the earlier GST Updates.
- This presentation is based on CGST Act/Rules/ Notifications. Similar parallel provisions in State Laws may be referred to as required

- No Circulars/ Notn on GST issued during last week
- Two press releases issued by CBEC
- GST Council Meeting on 16.12.2017 and its decisions on introduction of E-Way Bill Mechanism

E-Way Bill Mechanism

- [http://www.cbec.gov.in/resources//htdocs-cbec/press-release/CBEC Press Release dt 16.12.2017 on Interstate E-Way Bill.pdf](http://www.cbec.gov.in/resources//htdocs-cbec/press-release/CBEC%20Press%20Release%20dt%2016.12.2017%20on%20Interstate%20E-Way%20Bill.pdf)
- The nationwide e-way Bill system will be ready to be rolled out on a trial basis latest by 16th January, 2018. Trade and transporters can start using this system on a voluntary basis from 16th January, 2018.
- The rules for implementation of nationwide e-way Bill system for inter-State movement of goods on a compulsory basis will be notified with effect from 1st February, 2018. This will bring uniformity across the States for seamless inter-State movement of goods.

E-Way Bill Mechanism

- While the system for both inter-State and intra-State e-way Bill generation will be ready by 16th January, 2018, the States may choose their own timings for implementation of e-way Bill for intra-State movement of goods on any date before 1st June, 2018.
- In any case, uniform system of e-way Bill for inter-State as well as intra-State movement will be implemented across the country by 1st June, 2018.

Advisory to taxpayers to avail correct credit in TRAN-1

- <http://www.cbec.gov.in/resources//htdocs-cbec/press-release/CBEC-Press-Release-121217-filing-Form-input-tax.pdf>
- Some taxpayers have availed extraordinarily high transitional credit of CGST which is neither commensurate with the trend of input tax credit of the industry nor as maintained by the taxpayer himself in the past
- Analysis to identify such units is underway. Such behaviour leads to breach of trust between the taxpayer and the tax-administration, which is the bed-rock of self-assessment regime in GST.

Advisory to taxpayers to avail correct credit in TRAN-1

- Taxpayers advised to avail of the opportunity to revise Form TRAN-1 by 27th December, 2017 and ensure that only correct and bonafide credit is availed in transition,
- failing which the tax administration would be constrained to initiate audit and enforcement action against the identified units



GST Portal Updates

Advisory to taxpayers liable to file GSTR-1

- The taxpayers whose aggregate turnover during preceding financial year exceeded Rs. 1.5 Cr or the new registrants who estimate their turnover to exceed Rs. 1.5 Cr during current financial year, have to file return on monthly basis. Filing of GSTR-1 for the tax period of August, 2017 and onwards is likely to commence soon. In the meantime, such taxpayers can upload the invoices for August, September, October 2017 to avoid last minute rush.
- The taxpayers whose aggregate turnover during the preceding financial year remained upto Rs. 1.5 Cr or the new registrants who estimate their turnover to remain upto Rs. 1.5 Cr during current financial year, but who intends to file return on monthly basis, can also upload the invoices for the month of August, 2017.

Advisory to taxpayers liable to file GSTR-1 (Contd)

- All other taxpayers liable to file GSTR-1 shall upload the invoices and file GSTR-1 for the quarter ending September, 2017 after the option to file the same is available on the portal. The taxpayers eligible to file return on quarterly basis but have already filed the return for the month of July, 2017, shall have to upload the invoices of August and September jointly and have not to include the invoices of July month again.
- The taxpayers who have not filed GSTR-1 for the month of July, are advised to file the same quickly as they will not be able to file GSTR-1 for remainder of quarter (August-September) till they have filed GSTR-1 of July.

New Functionalities

- NIL return Filing and Questionnaire based display in **Form GSTR-3B** for the taxpayers
- **GSTR3B Nil Return Filing:** So far there was no provision to file NIL Form GSTR 3B Return. All taxpayers were shown all tiles along with Payment tile. But in new implementation, in case a taxpayer selects option to file Nil GSTR 3B return, they can straightaway file NIL Return.
- **GSTR3B Return filing based on Questionnaire:** On logging in and selecting Form GSTR-3B tile in Return dashboard, system will display a questionnaire to the taxpayer, for selecting the tiles which will be displayed later to taxpayer, for filing of their Form GSTR-3B return.

New Functionalities (Contd)

- **Returns Form GSTR 5A** (OIDAR Services Return form)
- Creation and submission of Form GSTR 5A by OIDAR (Online Data Access or Retrieval Services) is now available on GST Portal, for giving details of supplies made by them to non-taxable person in India

- **Transition Forms Form GST TRAN 2 (For Deemed Credit)**
- Statement for unregistered person under existing law, now registered in GST, to avail credit on goods held in stock on the appointed day, in respect of which they are not in possession of any document evidencing payment of duty. (refer Rule 117(4) of CGST rules)

New Functionalities (Contd)

- **Return Form GSTR-6 (Input Service Distributor)**
- Creation and submission of Form GSTR 6, by Input Service Distributor (ISD) is now available on GST Portal for the taxpayers

Any ISSUES/ queries?



- <https://cbec-gst.gov.in/>
- [CBEC MITRA HELPDESK](#)
 - 1800 1200 232
 - cbecmitra.helpdesk@icegate.gov.in
- GSTN Help Desk
 - helpdesk@gst.gov.in
 - Help Desk Number: 0120-4888999

Any ISSUES/ queries?

- Twitter Handles
- For General Questions
- https://twitter.com/askGST_GoI
- For technology related issues
- <https://twitter.com/askGSTech>
- NACIN twitter
- <https://twitter.com/GSTNACIN>

THANK YOU