

GOODS AND SERVICES TAX

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SYNOPSIS OF NOTIFICATIONS, CIRCULARS & LETTERS

CBIC vide notification 03/2021 – CT dated 23rd February, 2021 has superseded notification 17/2020- CT dated 23rd March, 2020 & exempted from undergoing Aadhar Authentication as provided in section 25(6B) & 25 (6C) to person who is:

- Not a citizen of India
- a Department or establishment of the Central Government or State Government
- a local authority
- a statutory body
- a Public Sector Undertaking
- a person applying for registration under the provisions of section 25(9) [UNO etc.]

CBIC vide notification 04/2021 – CT dated 28rd February, 2021 extended the due-date for furnishing of Annual return under section 44 for financial year 2019-20 till 31st March, 2021.

CBIC vide notification 05/2021 – CT dated 8th March, 2021 provided that w.e.f. 1st April, 2021, every registered person whose aggregate turnover during any preceding year from F.Y 2017-18 and onwards crosses Rs. 50 crore is required to issue E-invoice in prescribed manner

CBIC vide circular no. 147/03/2021-GST dated 12th March, 2021 clarified various refund related issues as under:

- It is clarified that there is no restriction under 3rd proviso to Rule 89(1) of CGST Rules, 2017 on availment of ITC by recipient of deemed export supply, claiming refund of tax paid on such deemed export supply. Accordingly, the para 41 of Circular No. 125/44/2019-GST dated 18.11.2019 stands modified to remove the restriction of non-availment of ITC by the recipient of deemed export supplies on the invoices, for which refund has been claimed by such recipient.
- Relaxation provided for filing refund claims where the taxpayer inadvertently entered the details of export of services or zero-rated supplies to a Special Economic Zone Unit/Developer in table 3.1(a) instead of table 3.1(b) of FORM GSTR-3B. Such person for the period from 1st July,2017 to 31st march,2021 is allowed to file refund in form GST RFD 01 till 31st March, 2021 and clarification given by para 26 of Circular No. 125/44/2019-GST dated 18.11.2019 stands modified to that extent.
- It is clarified that for purpose of Rule 89(4), the value of export/ zero-rated supply of goods to be included while calculating “adjusted total turnover” will be same as being determined as per the amended definition of “Turnover of zero-rated supply of goods”. In other words, restriction of 150% of the value of like goods domestically supplied, as applied in “turnover of zero-rated supply of goods”, would also apply to the value of “Adjusted Total Turnover” in Rule 89 (4) of the CGST Rules, 2017.