

MOST Expected
45 POINTS

Goods & Services TAX

By
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(VG Sir)

Top 45 Points - Most Important for EXAMS

① Time limit for issue of Invoice in case of SOG

Supply involves movement = Date of Removal

Supply not involves movement = Date of Delivery

② If Depreciation claimed on TAX Component then ITC can't claimed under GST.

③ Books of A/c maintain time limit = 72 months from the due date of Annual GST Return

④ Validity of Registration = period specified @ 90 days for CTP/NRTP
less 1

IF Extension need = max Ext 90 days

⑤ Validity of E-way bill

* validity of EWB

<u>Cargo Type</u>	<u>Distance</u>	<u>validity</u>
1) <u>Overdimensional cargo</u> (or) <u>multi-modal cargo</u> (with Ship/vessel/T/P)	<ul style="list-style-type: none"> • 1st 20 km • Additional 20 km on Part. 	1 Day 1 Day.
2) <u>Normal Cargo</u> (other than above).	<ul style="list-style-type: none"> • 1st 200 km • Add. 200 km on Part. 	1 Day. 1 Day.

6) Input Received in lots, 100% ITC
availed on last lot Received.

No Time limit for ITC Re-availment

7) IF Inclusive Value is Given 1st Compute

$$\text{Exclusive Value} = \frac{\text{Value (Inclusive GST)}}{100 + \text{GST Rate}} \times 100$$

8) Treatment of Subsidy under Valuation question

- IF Price Given Net of Subsidy | After the effect
of Subsidy | After Consider Subsidy | After Adjustment;

→ Govt Subsidy - No Treatment

→ Non Govt Subsidy - Included in value
(NGO, Company, Individual etc)

- IF Price Given without the effect of Subsidy, before Consider Subsidy;

→ Govt Subsidy - minus out

→ Non Govt → No Treatment.

⑨

Treatment of Interest, late fees, Penalty for delayed payment in Valuation chapter;

- Lump Sum Payment, Full & Final Payment, Deemed
No Additional Payment Received, Gross = Inclusive of GST
Value
↓
Compute Exclusive Value then included.
- Normal Interest, Late fees Given = Based on Assumption
(both are correct)

⑫ Trading of PATI + 4 Bricks Can opt Composition Scheme.

⑬ Two Books of A/c Not maintained by Composition dealer - ① Stock of Goods
② Details of TAX

⑭ Rectification in GSTR-1 = 3rd Nov of N.Y

Revision in GSTR-1 = Through GSTR 1A
(After GSTR-1 before
GSTR-3B)

15) Credit note, debit Note issued by Supplier

- Multiple Invoice - one DN/CN ✓
- one Invoice - Multiple DN/CN ✓

⑬

Aggregate Turnover Computation

#

For Composition Levy

For Eligibility (P.F.Y)

All Types of outward supply (Intra, Inter, Exempt,

Nil Rated, Non Taxable, Export, SEZ, Firm, RCM)

EXCEPT

- GST, Cess
- Inward supply RCM
- Int 1 Discount

For Concessional GST (in C.F.Y)

→ Manufacturer, Rest Service, Service u/s 10(2A) = Total T.O
1%. 5%. 6%. (All Intra state o/w supply)

→ Trader, Marginal Service = Taxable T.O (Intra st)
1% 1%

#

For Registration - C.F.Y

All Types of outward supply EXCEPT GST, Cess,

Inward supply under RCM.

①7

Renting of Residential dwelling (by AP)

USE AS Residence = TO URP = Exempt
TO RP = Exempt

(Subject to
condition)

USE AS Commercial = TO URP = Tax - FCM
TO RP = Tax - RCM

①8

Renting of Commercial dwelling

BY URP TO RP = TAX - RCM ✓

BY RP TO URP = TAX - FCM ✓

BY URP TO URP = NO TAX

BY RP TO RP = TAX - FCM

(19)

E-way Bill Block - For Supplier
with Movement of I.E. & 3rd Defaulter
then Block, Not for Buyer.
(means Buyer Generate of 2nd & 3rd
of/w Subby 42)

(20)

Place of Supply of Goods purchased
over the Counter in one State and
Transport to another State =
↓
Treated B2C = Location of Receiver
Address - if not
Available then Supplier
Address.

(21)

Amount Available in **Electronic credit**
ledger - used only for the Payment of
Output TAX (only fcm) - Not used

For RCM, Int, Penalty etc...

(22)

Rate of TAX

Composite Supply = Principle supply

Mixed Supply = Highest GST Rate.

(23)

RCM - TOS

Goods	Services
1) Date of Goods Received	1) Date of Payment
2) Date of Payment	2) 61st day from DoI
3) 31st day from DoI	
<hr/> <u>Earlier</u>	<hr/> <u>Earlier</u>

(24)

Composition dealer

Annual Return - 1 GSTR 4 30th June of NY

Annual Return - 2 GSTR 9A 31st Dec of NY

Payment of C-TAX GST CMP-08 18th of next quarter

(25)

GSTR-3B not filed for preceding month, he can't file for next month.

(26)

GIFT upto 50,000 by Employer to an Employee is not a supply

(27)

Place of supply of

Goods supplied on a board conveyance = ^{Goods taken} on board

Services supplied on a board conveyance = 1st schedule Point of Conveyance

②8 Service Relating to Rearing of All Animal Except horse = Exempt from GST

②9 Service by way of artificial insemination are Exempt from GST Except horses.

③0 Processing of Sugar Cane into Jaggery - GST ✓
Processing of Paddy into Rice - GST ✓

③1 Services by way of Warehousing of Ag. Produce = Exempt

③2 Invoice uploaded in GSTR-1 & Communicate GSTR-2B - ITC ✓

Invoice Not uploaded in GSTR-1 = ITC X

33 Service provided by way of Vehicle parking to general public in a shopping complex is Taxable Service

34 Food supplied by the canteen run by a hospital to in-patients as advised by doctor is Exempt from GST.

35 RWA Collect the maintenance charges upto ₹500 Per month Per member is Exempt.

36 Inter State Outward Supply of Goods @ Services is not eligible for Composition Scheme.

37 POS Insurance Service / Banking Service
↓ ↓
B2B = Lo Reg Person # Location of Receiver, is not then LOS.
B2C = Location of Receiver

(38)

warehousing of Tomato chips is Taxable under GST

(39)

Import of Service

with Consideration - Always Supply - (Taxable under RCM)

without Consideration - From RP / other Estb ois India in the course of supply ✓

(40)

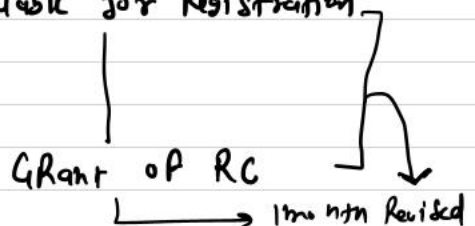
Related Party include family

a) Spouse and children (All Category)

b) Parents, Grand Parents, brother, sister
(if wholly dependent)

(41)

Revised Invoice = Mule for Registration



(42)

Marginal Service under Composition key =

10% of T10 in P.F.Y

or

5,00,000

HIGHER

(43)

Invoice cum BOS

Supply B2B = Taxable Supply = T1

Exempted Supply = BOS

B2C = Taxable & Exempted = Invoice cum BOS

(44)

- Remuneration Received as a Selector, Commissioner is Taxable under GST
- Pure labour Contract for construction of Independent residential unit - Exempt from GST

45

- **Transportation of Goods to URP** - Pos will be location at which Goods handover for their Transportation.
- **TCS by E-co** if Not Covered under 9(5) @ 0.5%.
- **TDS deducted @ 2%** on Taxable Supply > ₹, 50,000.
- **E-Invoice = Limit > 5cr P.Y 17-18 onwards.**
- **QRMP = T.O upto 5cr**
- Exempt from E-Invoice
 - SEZ units
 - Insurer
 - Banking Co
 - GTA
 - Passenger TP Service
 - Cinema ticket
 - Govt deptt / local Auth

Supply of accommodation services having value of supply upto 20,000 per person per month are exempt provided that the accommodation service is supplied for a minimum continuous period of 90

Adjustments In PRACTICAL Questions of ITC

OUTWARD supply | Sale | Provided | output →

no GST liability at liability

- ① Supply of Goods including 1,00,000
Received in Advance in last month
and Invoice issue in current month

Consider Full value for GST
[since Advance ignored in SoC]

- ② Service provided by way of labour

Contracts for Repairing a single residential unit otherwise than as a part of residential complex = Not Exempt, Charge GST

- ③ Services provided by way of

Training in sports;

→ By Charitable TRUST - Exempt

→ By other Person - GST Chargeable

④ Security Services Provided to

Higher Secondary School;

- Inside the School Campus = Exempt

- outside the School Campus = Taxable

⑤ Carnatic, Kathak dance, Music

Performance provided as a = Taxable
Brand ambassador (irrespective of
consideration)

⑥ Service of Transportation of

Students provided

→ To School upto 12th = Exempt

→ To College = Taxable

⑦ Service Provided to Bank

as a Business Correspondent

In URBAN Area

= Taxable

⑧ Recovery Agent service provided

→ To Bank GST ✓ Rcm ✓

→ To other Person GST ✓ Fcm ✓

⑨ Sponsorship service provided TO

→ To Bc / P. firm - GST ✓ Rcm ✓

→ To other Person - GST ✓ Fcm ✓

⑩ online Monthly Magazine to students of
College = Exempt

⑪ Service of Providing Breakfast, lunch,
dinner to students

→ of College = Taxable

→ of school = Exempt

⑫ Stock Transfer to Branch

→ Same GSTIN = No GST

→ different GSTIN = Supply ✓ GST ✓

⑬ Service of Booking of Flight

tickets is Taxable Under GST

⑭ Selling of unit as Going Concern

is Fully Exempt.

⑮ Service in relation to business exhibition

→ In India = Taxable

— In o/s India = Exempt

Inward Supply | Availed | Purchase | Input → ^{Unit GST 3% का ITC है}

① Purchase Goods from a Composition = No ITC
dealer

② Membership of a club availed for employee = No ITC

③ Goods Transportation Services Received from

GTA;

→ GTA opt 5% Rate = ITC to Receiver ✓
(RCM ✓ → USE CASH)

→ GTA opt 12% Rate = ITC to Receiver ✓
(FCM ✓ → USE ITC)

④ Outdoor Catering Service Availed = ITC Blocked
for customers, employees

⑤ legal Service Availed for = GST ✓ RCM ✓
official purpose from Advocate ITC ✓
(GST Paid in Cash)

⑥ General Insurance taken on a
CAR (seating upto 13) used for
official purpose = ITC
Blocked

⑦ Goods used in Construction an additional
Floor of office building

→ Cost of Construction Capitalized ITC X

→ Cost of Construction debited in P/L ITC ✓

⑧ Truck used for Transportation of Goods ITC ✓

⑨ Input used in Trial Runs ITC ✓

⑩ Confectionary items for Consumption
of employce ITC X

⑪ Cement used for making foundation
and structural support to P/M ITC ✓

⑫ Car taken on rental basis from - GST ✓ RCM ✓

Non BC TO BC

ITC ✓ (GST Paid in Cash)

SOME OTHER Important points

Notification or Circulars related to supply

1. Activity related to panchayat/municipality

Services by way of any Activity in relation to a **function performed** by panchayat or municipality

↓
neither treated as SOG Nor SOS.



2. Grant of alcoholic liquor license

Services by way of grant of alcoholic liquor license by state are **treated neither AS SOG nor SOS.**

3. Printing contract

It is clarified that printing contract is a **composite supply** Nature determine on the basis of **principal supply.**

Printing of

Books, pamlets, annual report
where **content of printing is more**

↓
SOS



Printed boxes, letter cards
where **physical input is more**

↓
SOG



4. Food supplied to patients

Food supplied to in-patient is part of **composite supply** of health care and **not separately taxable.** Food supplied to attendant or visitors are taxable.

It is clarified vide Circular No. 209/3/2024 GST dated 26.06.2024 that in the cases involving supply of goods to an unregistered person, where the address of delivery of goods recorded on the invoice is different from the billing address of the said unregistered person on the invoice, the place of supply of goods in accordance with the provisions of section 10(1)(ca) of the IGST Act, 2017, shall be the address of delivery of goods recorded on the invoice.

11. Treatment in case of warranty replacement and repair services

1. Manufacturer Providing Warranty Services

- No Gst on free replacement or repair; GST applies if additional charges are collected.
- No ITC reversal required as these are part of original supply.

2. Distributor Providing Warranty Services on Behalf of Manufacturer

- No Gst if no consideration is received ;Gst applies if distributor charges the customer.
- No ITC reversal if GST is charged to the manufacturer or parts are received without charges ; ITC reversal applies if credit note is issued.

3. Supply Between Distributor and Manufacturer

- GST is payable if the distributor invoices the manufacturer for replaced parts ; no Gst if parts are provided without charge.
- The manufacturer can claim ITC on Gst paid on such supplies.

4. Repair services by Distributor to Manufacturer

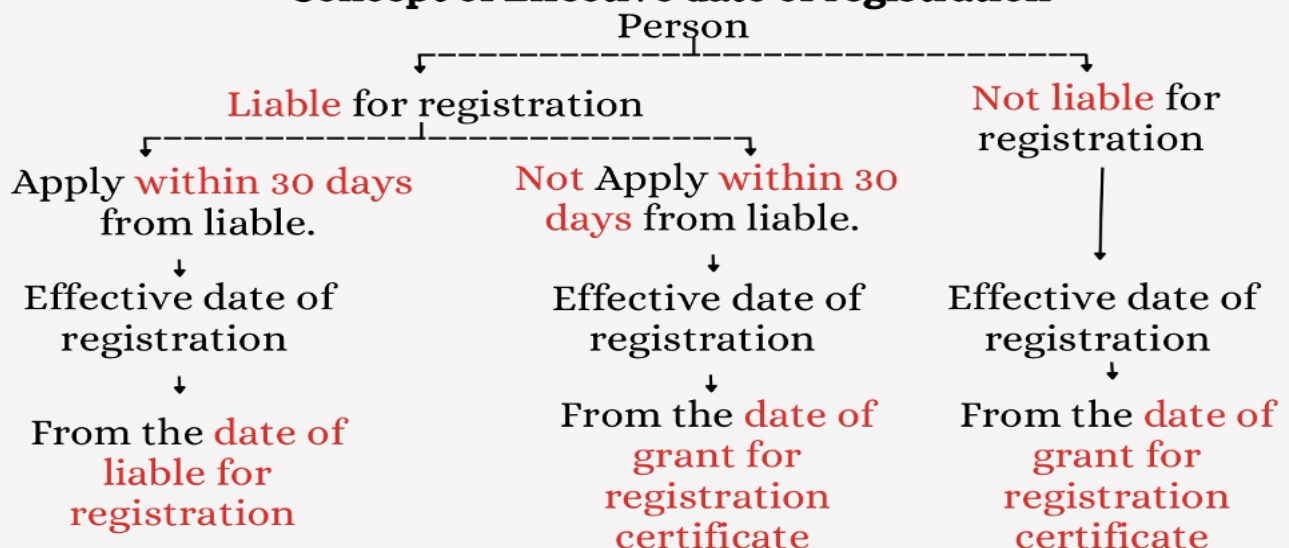
- GST applies when the distributor invoices the manufacturer for repair services.
- The manufacturer can claim ITC on gst paid for these services.

5. Extended Warranty

- If purchased with the original supply, it is part of the composite supply; If purchased later ,it is a separate taxable service.
- ITC is available on inputs used for providing extended warranty services.

Section 18 : Availability of credit in special circumstances

Concept of Effective date of registration



Education services

School

Service provided by EI

- To its student, faculty, staff
- By way of entrance exam
- **Transportation** of students, faculty, staff
- **Catering** include mid meal
- **Admission** to EI
- Conduct of examination

College

Service provided by EI

- To its student, faculty, staff
- By way of **entrance exam**
- supply of online **journal** or **periodicals**

Private coaching

Taxable

New entry

Affiliation services provided by

Central or State education board or any other similar body

to school establish, owned or controlled by CG,SG,UT,LA,GA,GE

[Only govt school cover, non govt school and college universities not cover]

Health care services

Health care services

Transportation of patients in ambulance

Health care of **bird / animal**

By a clinical estb/authorised medical practitioners/para-medics

not exempt if
Room charges > ₹5000 per day other than ICU/CCU/ICCU/NICU

Services of transport of passengers

Air plane

Economy class

Embarking or terminating in state

- AP, Assam, Manipur, Meghalaya, Mizoram, Nagaland, Sikkim, Tripura, Jharkhand.

Contract carriage

other than Air conditioner

Stage carriage

other than Air conditioner

Not exempt if book from ECO

Other services provided by

- **Inland waterways**
- **Public transport** other than tourism purpose.
- **metered cab** or auto rickshaw including E-rickshaw [not exempt if book from ECO].

Section 16 (3)

The registered perisin has **claimed depreciation** on the **Tax component** of the cost of **capital goods** and plant and machinery, the **input tax credit** on said tax component shall **not be allowed**.

Example

Cost of plant and machinery = 400000
GST @28% = 112000

512000

400000

Always claim depreciation
u/s 32 of IT ACT 1961.

112000

Either claim depreciation
or claim ITC.(at the option
taxable person.

Section 16 (4)

ITC on invoices pertaining to a FY or debit note issued In a FY can be availed anytime :-

Till **30th November** of the succeeding year

Or

Actual Date of filling of relevant **annual return**

Whichever is **earlier**

Clarification RCM case

supplier
(URP)

----->

Receiver
(RP)

-- receiver issue
self invoice
within 30 days

The time limit of ITC availment will start
from time the receiver raise the invoice.

Section 16 (6) [newly inserted]

RC
cancellation

30th
November'

Revocation of
RC

Eligible for ITC
But not claim due to
cancellation of RC

(Claim within 30 days
from revocation of
order.)

Section 22

person liable for registration

Threshold limit -
applicable for intra state

Aggregate T/O in CFY

Manipur Mizoram Nagaland Tripura MMNT	Pondicherry Sikkim UK AP Telangana Meghalaya PSU ATM	Other state
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7 specified goods [PATI BRICKS]	10L	20L	20L
Other goods	10L	20L	40L
Services	10L	20L	20L
Goods and services	10L	20L	20L

when E-way bill is not required

1. Non -motorized vehicle (eg. hand rickshaw)
2. **exempted good** supply
3. **non taxable** goods (alcoholic liquor + 5 pp)
4. Jewellery, gems, coral etc (**except artificial jewellery**)
5. LPG, Gas
6. Kerosene oil
7. Post ,parcel, mail etc-**speed post/courier**
8. **Currency** not cover in goods
9. Custom controlled goods
10. movement-o/s the definition of supply (schedule III)**except** job worker case.
11. Govt specified areas.
12. govt department goods -eg.**defence goods** .
13. **Empty container transportation.** Factory $\xrightarrow{\text{EWB} \checkmark}$ Indane $\xrightarrow{\text{EWB} \times}$ Customer
14. Goods transport upto **Dharamkata upto 20km**

Is E-way bill is mandatory?

yes, mandatory but **subject to condition:-**

- If value of consignment **exceed ₹ 50000**
- **For less than -optional**

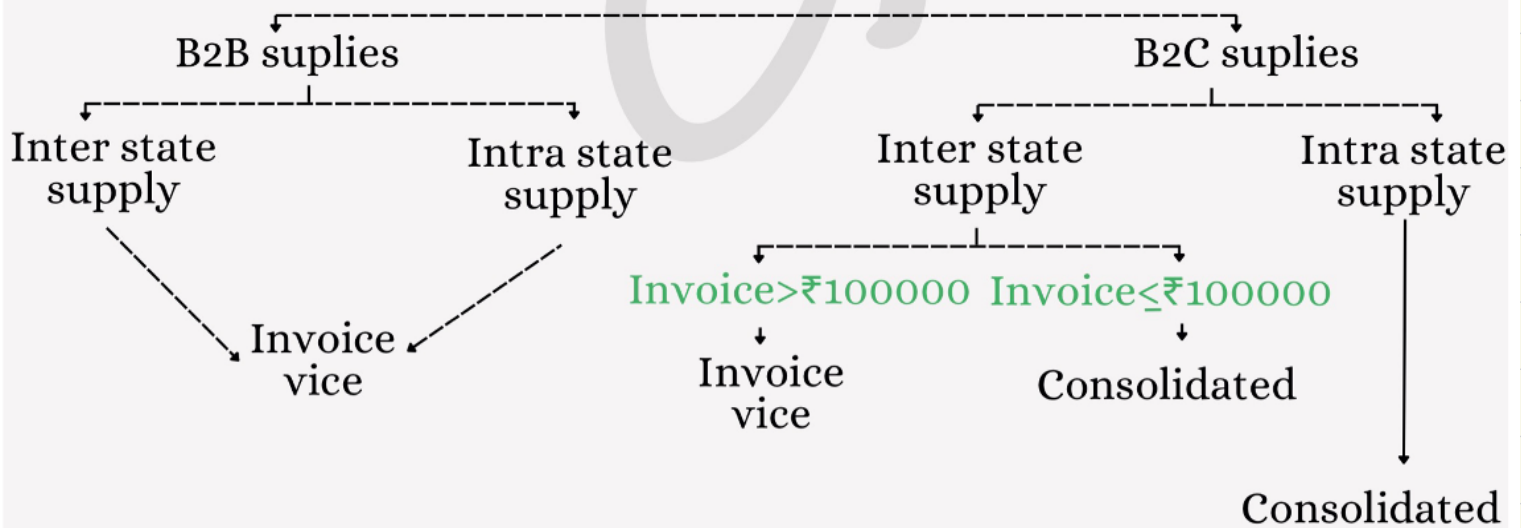
Exception of above point

Means in the following cases , E-way bill is **mandatory irrespective of value** of consignment :-



2. Inter state movement of hand crafted goods.

Outward taxable supplies



1) Function of gst practitioner

- Furnish statement u/s 37 (GSTR -1)
- Furnish return u/s 39(GSTR -3B/4/5/6/7)
- Furnish return u/s 44(GSTR -9/9A)
- Furnish return u/s 45(GSTR -10)
- Other functions
 - Deposit E-cash ledger
 - Furnish info for generation of EWB
 - Cancellation/ammendment of registration
 - Filling refund application
 - Filling intimation to pay tax u/s 10 or withdrawal u/s 10

2. Eligibility for GST Practitioner

A person can enroll in GSTP if he :-

1. **Indian citizen**
2. **sound mind**
3. **Not Insolvent**
4. **Not convicted from court**

+

Satisfy **any one** condition of the following

- a) He is **retired judge** of commercial **tax dept** of any **SG** or **retired judge of CBIC**
- b) He has enrolled as **sales tax practitioner** or **TRP** under any old law for **5 year or more**
- c) He has passed -
 - **Graduate/post Graduate** from Indian university
 - Degree of any foreign university which is recognized by Indian university
 - **final exam of CA/CS/CMA**