

* Charging Section of CGST Act Section 9

Section 9

Sub section (1)

- GST will be levied
- on intra state supplies
- of goods & services on both
- Except on alcoholic liquors for human consumption

un-denatured extra neutral alcohol or Rectified spirit

- On the Value as per sec 15
- At such rates not exceeding 20%
- Collected & paid by a taxable person.

Sub section (2)

- GST will be levied on
- Petrol, diesel, Crude, Natural gas, Aviation Turbine fuel (ATF)
- From the date notified by the govt.
- On the recommendation of the GST Council.

Charge

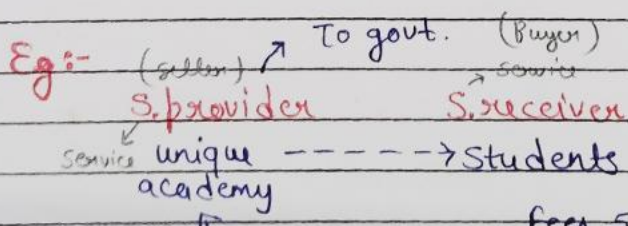
Forward Charge

Sec 9(1)
Sec 9(2)

Reverse Charge

(Sec 9(3))
Sec 9(3)

(Sec 9(4))
Sec 9(4)



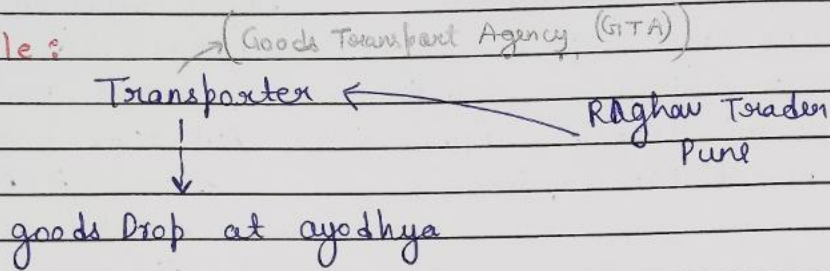
Fees 50000

18% GST 9000
59000

When the supplier is obliged to deposit tax with the govt. = forward charge

Reverse charge = when the obligation to deposit GST with govt. is of the Service Receiver / buyer = Reverse charge

Example:



(Service Provider) SP = Transporter
 (Service Receiver) SR = Raghav traders

Services amt = 3000rs.

+ GST 360
12%

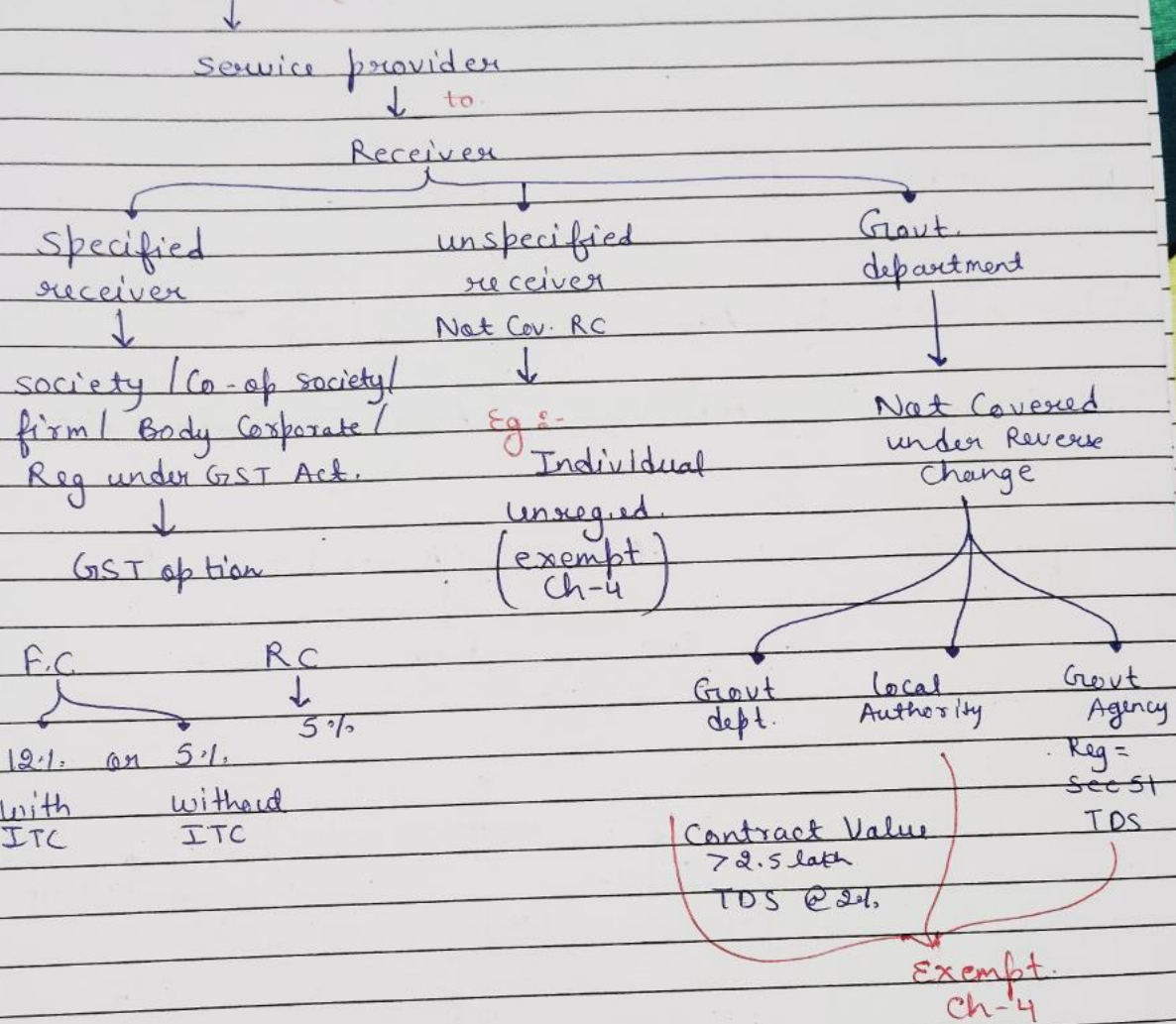
3360

→ Raghav Traders
 [Receiver] will directly deposit with the govt.
 Receive charge

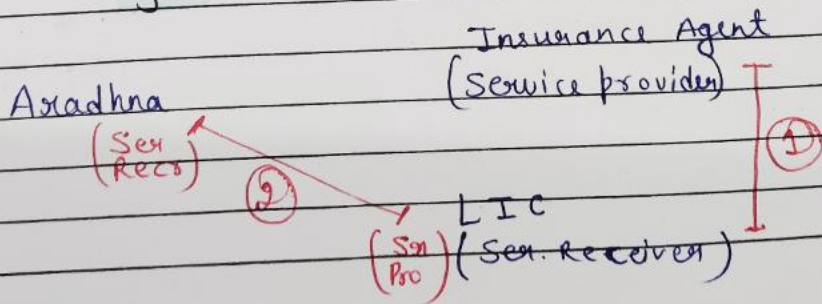
* Section 9(3) specified services under RC

(Reverse charge)

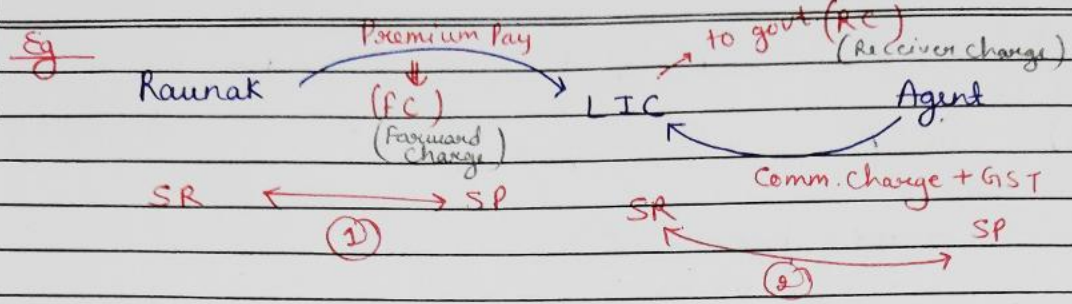
(1) GTA (Goods Transport Agency)



(2) Insurance Agent to Insurance Company



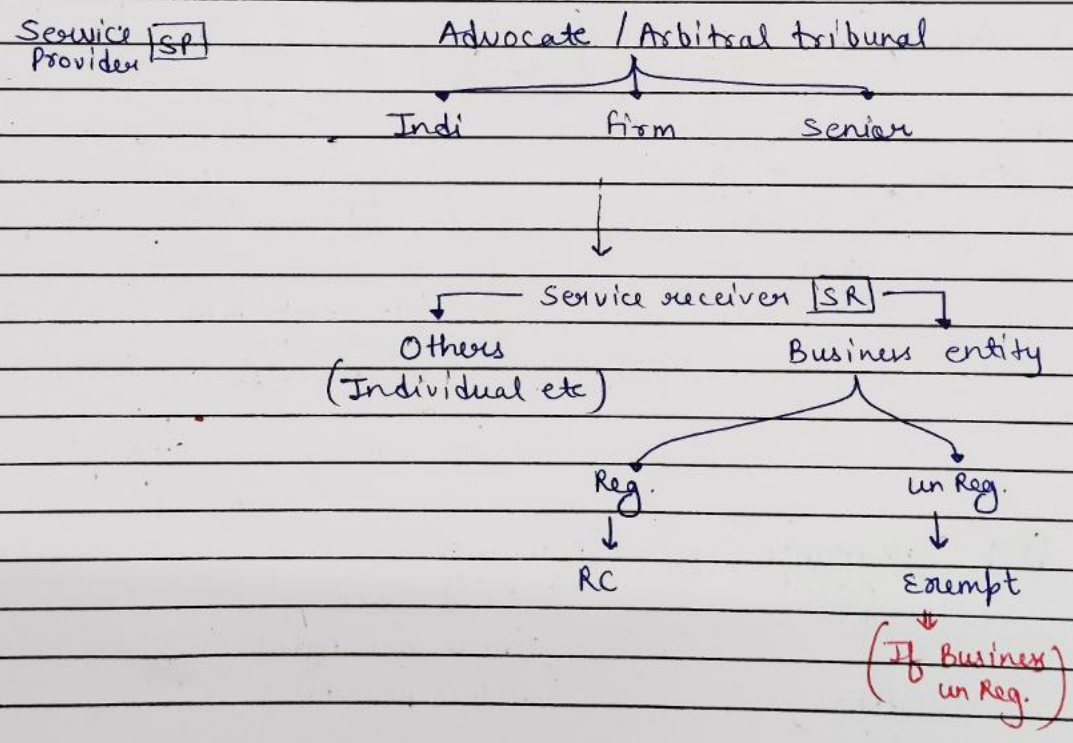
Date.....



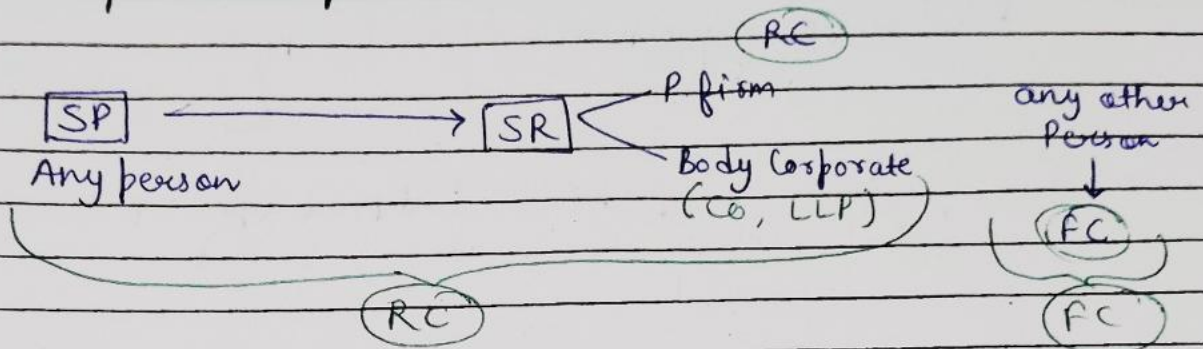
Lec3 14 Feb

~~(3) Services by Advocates / Tribunal~~

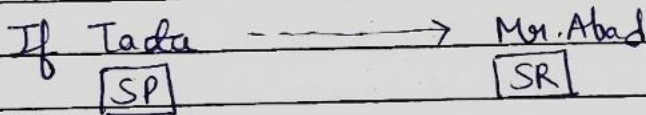
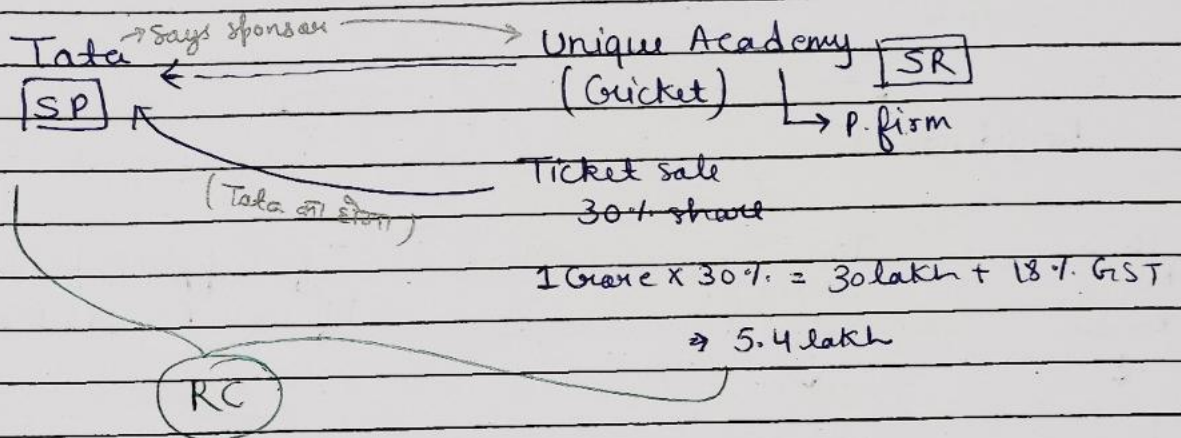
(3) Services by Advocates / Arbitral Tribunal



(4) Sponsorship services



Eg



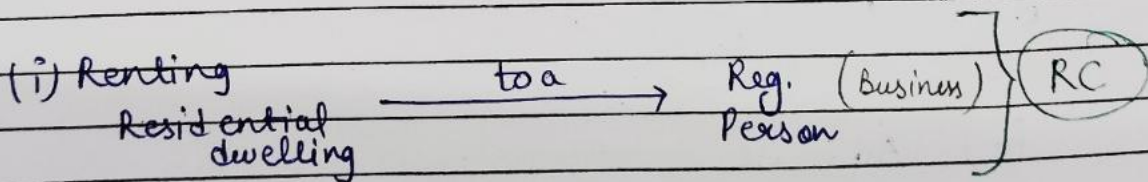
GST = 5.4 lakhs

FC

(रेज की जाते) (जो खाली है)

Imp

(5) Renting of Residential dwelling to a Registered Person



(ii) 1st floor stay → to unreg. person → Exempt (GST X)

ETR

G. floor → shop rent → to Reg. person

RE RC

• Rent of Commercial property } depend upon SP is reg or not.
↳ Taxable

FC

Renting

Residential

Commercial

To a Reg. Person

RC

To an un Reg Person

Exempt

If supplier Reg GST ✓
If not Reg GST X

FC

RC → Receiver → 2 Varieties

(I)

(II)

If receiver is Regd

RC

Receiver } Compulsory Reg.
RC

Eg (I) sponsor → Co.

RC

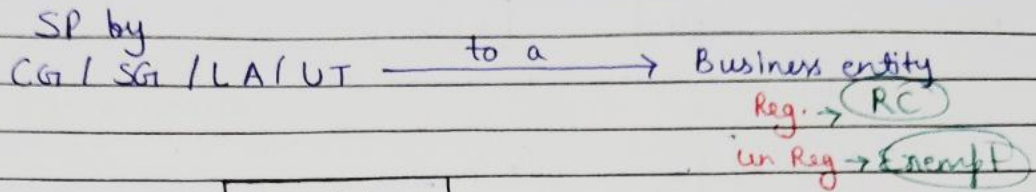
(II) Advocate → Business entity

if Reg. then only RC

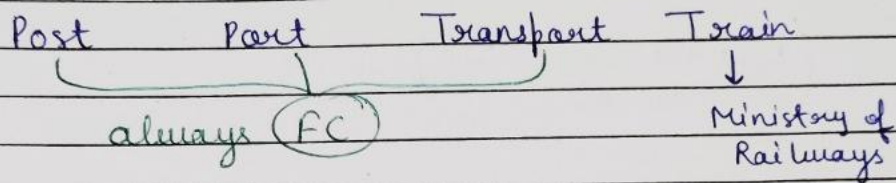
• Precincts → (boundaries और पारदर्शिता area)

Date.....

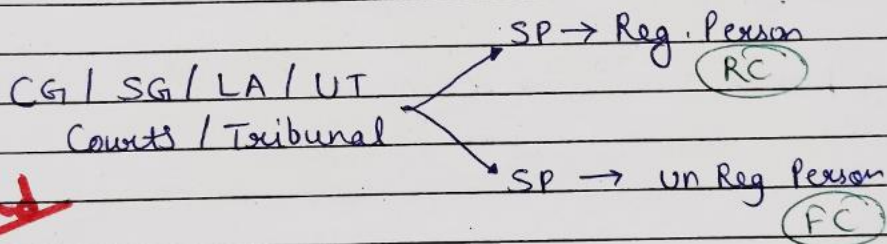
(6) Services by Govt. to Business entity



Exception



(7) Renting of Immovable property



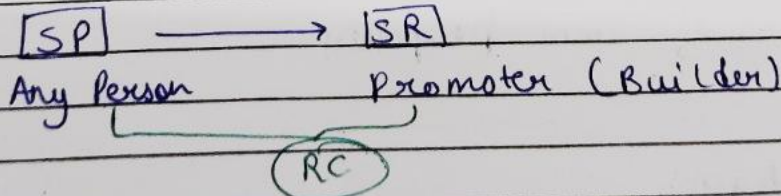
Amend

But Renting of Im. Prop by Railways → always FC.

Lec 4 15 Feb

(T/F of development rights)

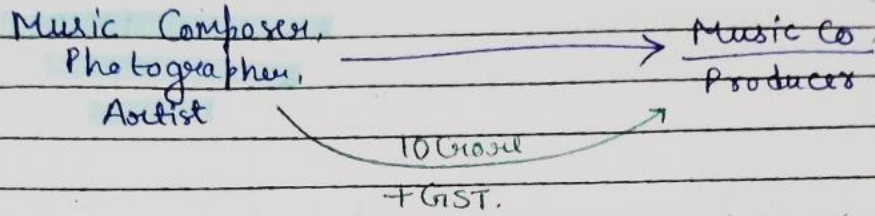
(8) TDR / FSI (Floor space Index)



(12)

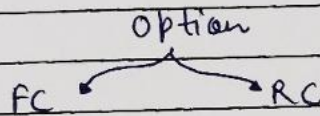
SP

RC



(13) Author to Publisher

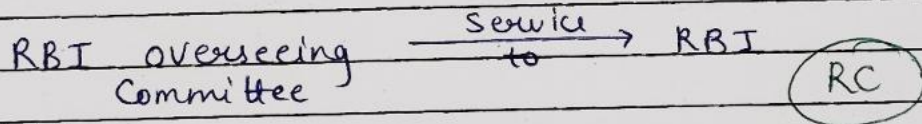
Author ^{to} → Publisher



opt min 1yr lockin

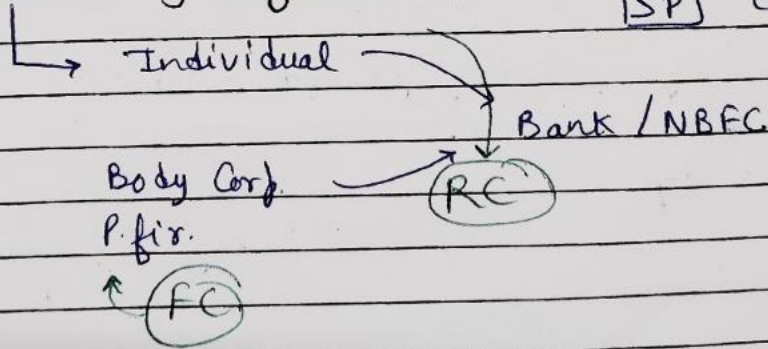
+ Declaration of invoice that author has opted for FC

(14) RBI Overseeing Committee



Lec 5 17 Feb

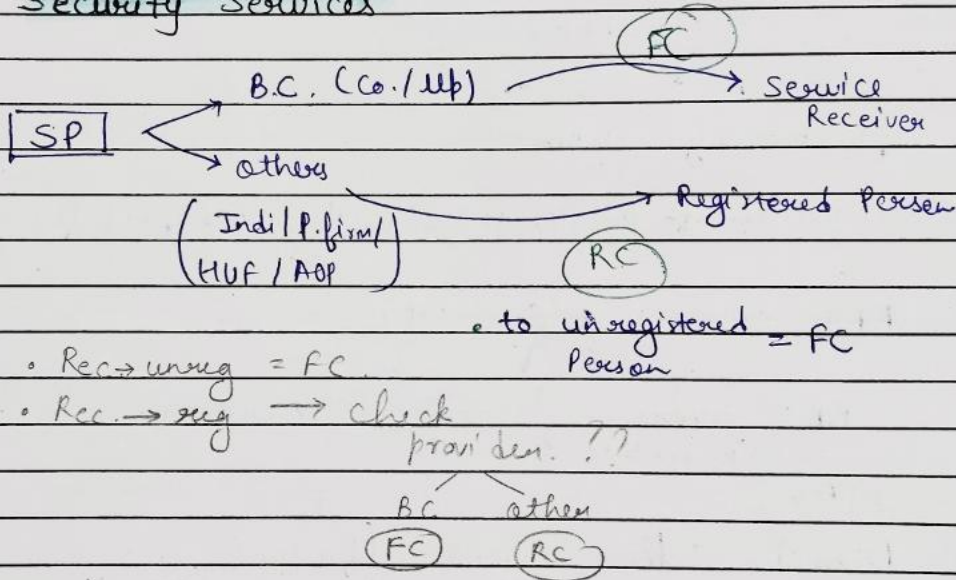
(15) Direct Selling Agent (freelancer) SP To.



(16) Business facilitator awareness $\xrightarrow{\text{to}}$ Bank
 RC

(17) Body Corp. agent $\xrightarrow{\text{to}}$ Business Correspondent $\xrightarrow{\text{to}}$ Bank
 RC
 • A/c open
 • Transaction etc.
 FC

(18) Security Services



• Rec \rightarrow unreg = FC

• Rec \rightarrow reg \rightarrow check provider. ??

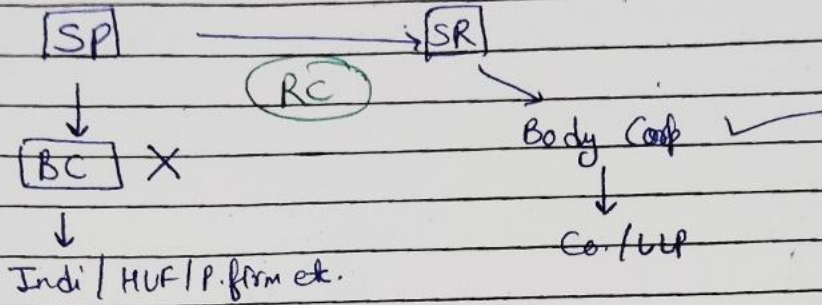
BC (FC) other (RC)

NO RC if services provided to :-

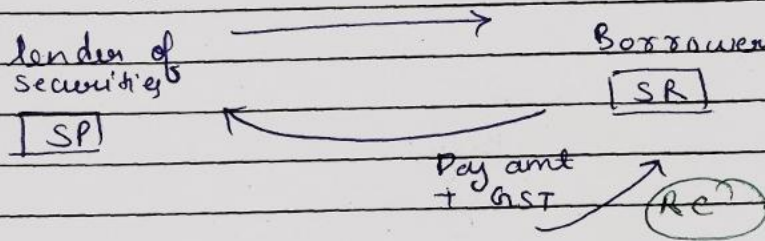
Govt dep L.A. Gov. Agency
 reg. because of
 Sec 51 TDS

RC X FC

(19) Renting of Motor Vehicle and inclusive of ~~fund.~~ fuel.



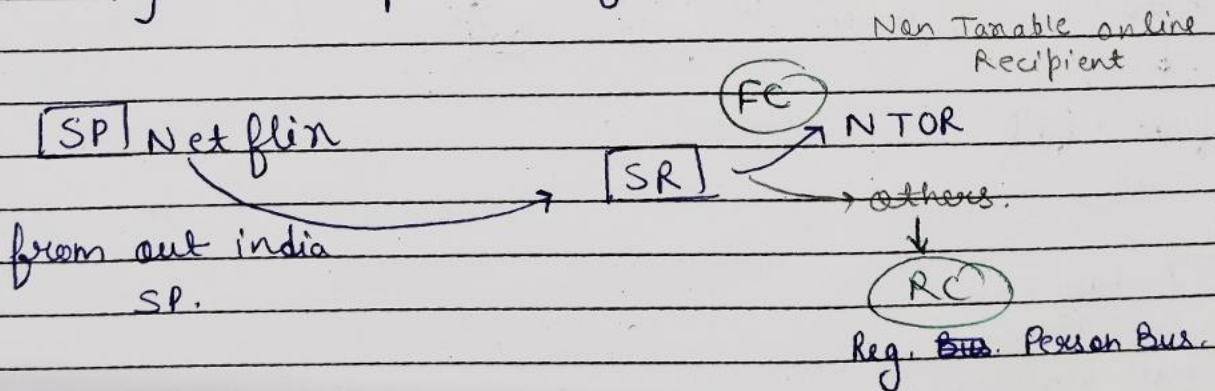
(20) Lending of Securities



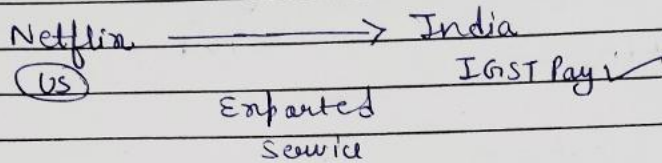
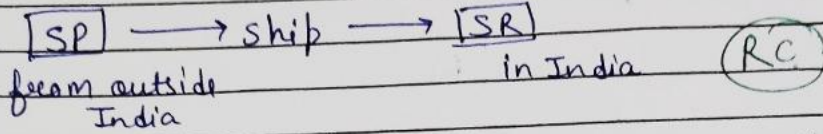
* Reverse charge entries under IGST Act

IGST Act 5(3)

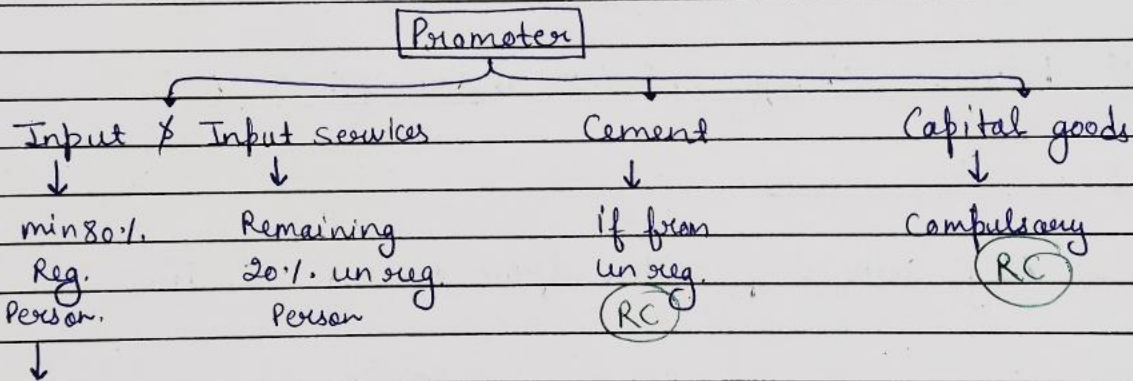
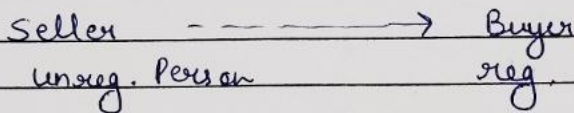
(1) Any service provided from outside India



(2) Transportation of Goods by Vessel



Section 9(4)



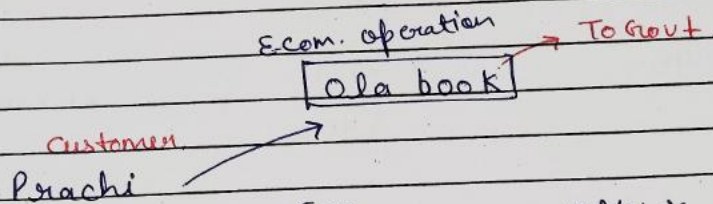
if short fall (RC)

Eg Purchase 100rs
 Reg 73rs
 Target 80rs (80%)
 shortfall 7rs
RC Pay

Section 9(5) Specified E-Commerce Operation
Tax pay

(1) Transportation of Passengers

Ola / Uber → Aggregator



	500
+12% GST	60
	<u>560</u>

Mr X
Driver / Owner
These people will not pay to govt.

⊞

* Amendment in Transportation of Passengers
(Ola / Uber)

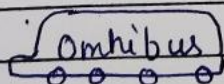
Customer booked Omnibus
through E-Comm operator

Eg Gradivuala . Com

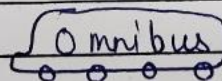
Pay
GST

SP

Mr A.



A Ltd.

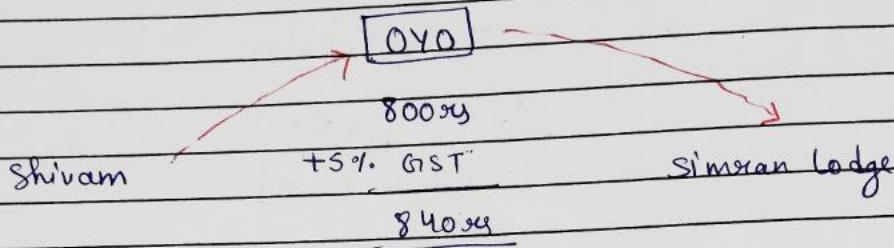


GST

Pay A Ltd.

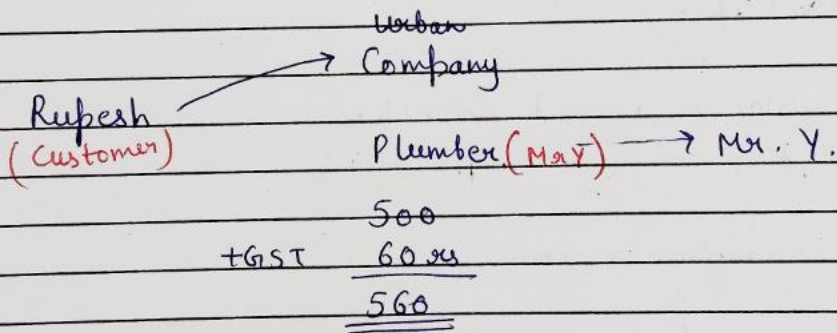
(2) Accomodation services

OYO booking.com, Trivago etc
Accomodation Services



- if hotel reg. → hotel GST deposit
- if hotel unreg → E-Comm OYO → GST deposit

(3) House helping Service



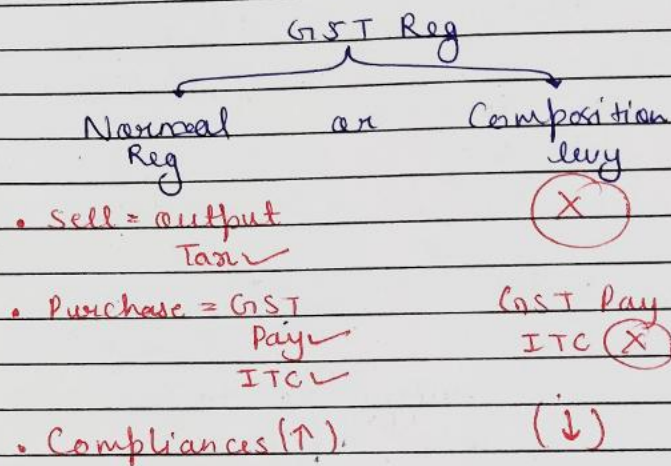
- if plumber is reg → GST deposit
- if plumber is unreg → Urban Co. → GST deposit

* Section 10 CGST Act

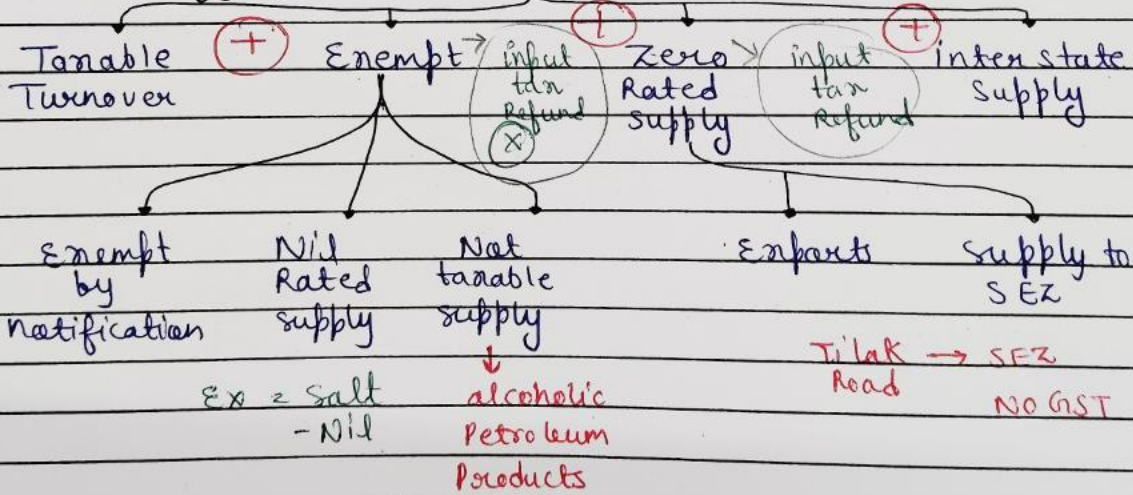
Composition levy We need to understand few concepts before Composition levy.

(1.) GST Registration

Aggregate Turnover > 10l / 20l / 40l

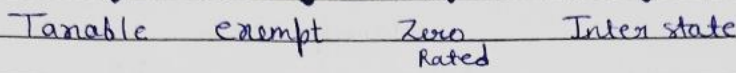


(2.) Aggregate Turnover (PAN India basis / All over India)



(3) Turnover in a state

state wise X
shop wise ✓



* Eligibility for Composition levy

(i) last year ATO ^(Avg T/o)

upto ~~1 crore~~ 1.5 crore / 75 lakhs

Current year
Comp. levy

last year check

upto 1.5 crore / 75 lakh

SANTU MMM Manipur, Meghalaya, Mizoram

FY 24-25
Comp. levy.

(ii) Composition levy opt. ✓

GST Pay ??

To in 2 state X % (own pocket)
(Turnover)

- Manufacturer 1% T/o in a state
(1.5 Cr / 75L)
- Restaurant 5% T/o in a state
(1.5 Cr / 75L)
- Trader 1% T/o in Taxable goods / services
(1.5 Cr / 75L)
- Service provide 6% T/o in a state
(Avg T/o 50L)

Eg ① Find tax payable under Comp. scheme.

	Manufacturers 1%.	Trader 1%.
• Taxable supply	70 lakh	70 lakh
• Exempt supply	30 lakh	30 lakh
	<u>1 Crore</u>	<u>1 Crore</u>

Sol Manufacturer 1% TLO in a state =
Taxable + Exempt
70 + 30
1 Crore \times 1%
= 1 lakh

Trader 1% TLO in of ~~the~~ Taxable = 70 l \times 1%
goods &
services = 700,000

Eg ② Restaurant Taxable 1.10 Crore exempt 30 lakhs.
(7 lakh)
1.10 Cr + 30 l = 1.40 Cr \times 5% = 7 lakh

Eg ③ Trader Taxable 90 lakhs exempt 50 lakhs

$$\begin{aligned}
 90 \text{ l} \times 0.5\% &= 45,000 \\
 0.5\% &= \underline{45,000} \\
 &= \underline{\underline{90,000}}
 \end{aligned}$$

(iii) If a person has multiple shops all over India and he wants to opt for Comp. Scheme then all the shops will have to be reg. under Comp. scheme only.

(iv) Day on which limit $>$ 1.5 Crore / 75 lakh / sold exceeded immediately

Comp. levy $\xrightarrow{\text{shift}}$ Normal registered.

1.4.2024 $\xrightarrow{\text{Comp. levy T10.}}$ 5 Dec 2024
 ATO $>$ 1.5 Crore
 \rightarrow Normal reg.

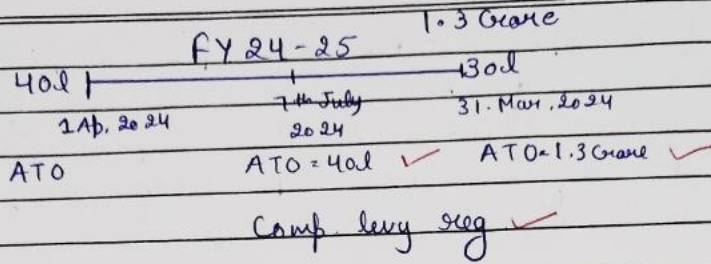
Lec 9 20 Feb

(v) GST under Composition levy is to be paid from

Date of Actual regt. under Comp. levy or Date on which person became liable for regt.
 $\xrightarrow{\text{Earlier}}$

Eg Goods seller
 M.H.
 Normal reg. limit 40 lakh.

Case 1:

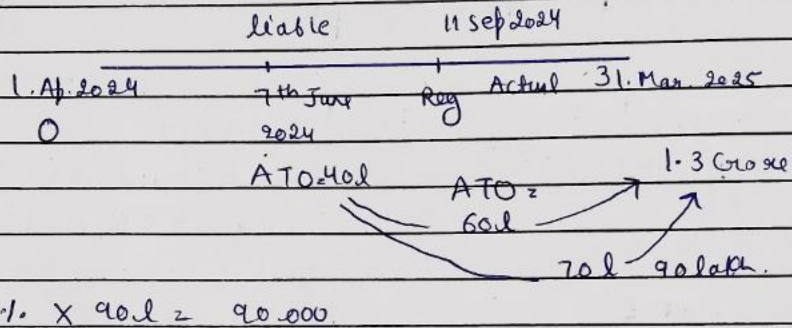


GST Pay 1% X 90 lacs = 90,000

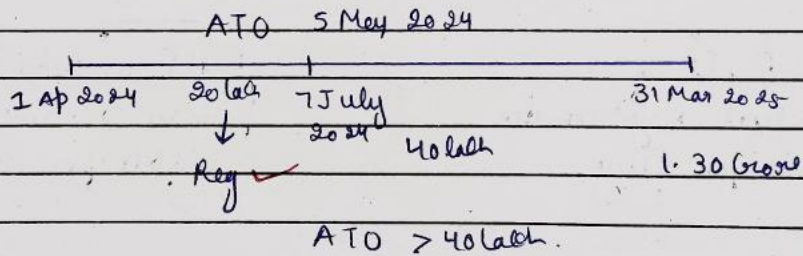
45,000

45,000

Case 2:



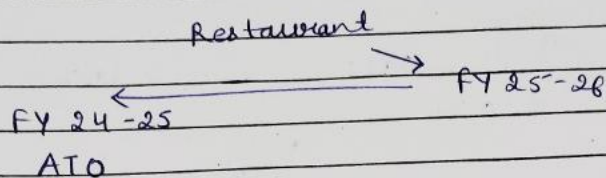
Case 3



1% X 1.10 Crore = 110,000

(vi) Interest / Discount to be Considered in whole of the Composition levy

~~Eg~~



- Taxable supply 1.45 Crore
 - FD int. rec + 7 lakh
- 1.52 Crore

ATO = 1.45 Crore

Int. allowed element is to be ignored.

~~Eg~~ ① Find Tax payable under Comp. levy.

Restaurant FY 24-25

Taxable supply = 90 lakhs

Exempt supply = 23 lakhs

FD Int. = 10 lakhs

$$1.3 \text{ Crore} \times 5\% = 565000$$

$\begin{array}{c} \swarrow \quad \searrow \\ 2.5\% \quad 2.5\% \\ \text{CGST} \quad \text{SGST} \end{array}$

282500 each

(vii) Services that can be provided by manufacturer/Traders under Comp. scheme.

limit last year

Tlo in a state or 5 lakh
X 10%.

} Higher

Eg FY 23-24

Tlo in a state 85 lakh

FY 24-25 SP??

$$85 \text{ l} \times 10\% = 850 \text{ K} \quad \left. \begin{array}{l} \text{or} \\ 5 \text{ lakh} \end{array} \right\} \text{ Higher.}$$

8,50,000

Eg FY 23-24

Tlo in a state 43 l.

FY 24-25 SP??

$$43 \text{ lakh} \times 10\% = 430 \text{ K.} \quad \left. \begin{array}{l} \text{or} \\ 5 \text{ lakh} \end{array} \right\} \text{ Higher}$$

= 5,00,000

Date.....

(viii) Composition levy

~~Payment Arrangements~~ = C/P 08 = 18th of the next month
 Return Annual
 GSTR 4 → 30 Apr
 GSTR 9A → 31 Dec

• Eligible	ATO	last year
• Tax pay	T/O in a state	Current year
• Service provide	T/O in a state.	last year