Saathi

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10. Transfer or Disposal of Business Assets —— Goods.

11. Use of Assets for non Business purpose —— Service
↳ ex → chairs given for use for a Birthday event at Home.

12. Temporary use of Intellectual Property rights —— Supply of Services.
ex → Copyrights.

13. Software Develop, Modify → Service.

14. Building → under Construction / → After Completion.

Building ↓ Completion Certificate

• Before Completion Certificate	• After Completion Certificate
	• Schedule II
• Supply of Service	• Not a Supply
• GST	• No GST

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Saathi

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15. Cease to be a taxable Person :—

Taxable Person ? ⟶ Already registered or Liable to be registered

Turnover Limit
> 10L / 20L / 40L

Ex ⟶

1.4.24 → goods purchase
⟶ 1000 boxes
⟶ GST pay 11₹ per box
⟶ ∴ ITC = ₹11000

Ceased to be a taxable person.
↓
11 sep 24
↓
Reg. Cancel / Surrender.
→ Again sell goods then. Can't GST receive

⟶ It will be deemed goods were sold before 11th Sep.

* Above points will not be applicable :—

a. Sell as a going Concern. Or,

b. To legal heir (i.e) father death → son.

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16. To do an act / To refrain from an act / To tolerate an act.

[मना करना] [सहन करना]

Service → like Teaching.

Ex → not to teaching Other academy then i'll give u 1 lakh P.M. → Compensation.

Ex → Post Paid mobile → Payment delay.

* Schedule III Not a Supply. → Negative list

Job → salary → Supply ✗ GST ✗

1. Service provided by employee to Employer.

Ex → Job → Tata power. 1 lakh, 12 lakh p.a → GST ✗ Supply ✗

Job से हट के koi kam kiya GST ✓ supply ✓

Just for reference: if employer to you. [Sch I] → gift 50,000

NOTE Services provided by employee to employer other than in the course of employment may be considered as supply.

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2. MP / MLA / RBI Governor / PM / C.M etc. ← Salary received

Sch. III Not a supply.

★★★

3. Amount paid by Lead insurer to Co-insurer will not be supply if Lead insurer has paid GST on whole amt. received from the client [insured]

Ex →

Patanjali → Tata AIA (Lead insurer) → ICICI (Co-insurer) 30%

1 Cr. Premium + 18% GST = 18L → 1 Cr. 18L

→ 30 Lakh + GST No → Sch. III Condition → Tata AIA should pay GST on full amount i.e 1 Cr.

1 Cr. → GST pay ✓ → 70L, 30L X No GST

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Date __/__/__ 40,000₹

4. No GST on Re-insurance Commission Paid by insurance (HDFC) Co. to Re insurance Co. (SBI) if Re-insurance Co. (SBI) is Paying GST on full amt. received from the insurance Co. HDFC.

Ex:-

Tata Motor Ltd → Insurance (Main insurance HDFC Insurance) → Re ins. (SEBI General Insurance)

Re-insurance Co. → Prem. pay 3L

Re-insurance Commission 40,000₹

अगर Re-insurance Co. को जो भी Paisa Mila Hai agr wo full amt pe GST pay kar rahe Hai to apko again Double-Double GST pay नहीं करना है।

Ceding Commission

HDFC pay 300,000
− Commission (40,000)
260,000 → SEBI

→ 40,000 Commission + GST → No → Sch. III
if SBI full amt GST pay
3l + GST
2.6l ~~+ GST~~

Date __/__/__

5. Funeral, Burial, Crematorium, Mortuary & Transportation of the Deceased.

अंतिम संस्कार; श्मशान; Coffin; Dead body store

↳ Dead body transport karna Somehow tak ya other

6. Services by Court or tribunal

Court / Tribunal —Proving service→ ←received fees— } Sch III Not a Supply

NOTE :- Services by Liquidator are also Covered under Sch. III

7. Actionable claims Except → Specified actionable claims.

सिर्फ इन 6 पे GST ✓ Baki kisi p Nahi

- Lottery
- Betting
- Gambling
- Casinos
- Online money Gaming
- Horse Racing.

8. Sale of land & Sale of Building } Sch III Not a Supply GST ×

↓ Stamp Duty ✓

↓ Completion Certificate

- Before C.C Consideration is received
- After C.C Sch III

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- Supply of Service (Sch III) — Not a Supply, GST ×

GST ✓

Stamp Duty ✓

Stamp duty ✓

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7/feb/25

(9) Third Country Exports :—

Self Note.

Japan

She purchased some goods from Japan

Mahima

↓

Ahmedabad

Jo Ahmedabad Me ane wale the

- ispe IGST ✓
- it is inter State supply ✓

Ex :— Goods Purchase Japan

Direct deliver to South Korea

Purchase

Mahima

↓

Ahmedabad.

Exports

Tax free

Import ✓

india enter ×

∴ Sche III ↓

Not a supply

GST ×

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(10) High Sea Sales :—

Ex :— U.S.A

↓

Bottles → Ship se aiy

ye direct Mumbai ane wali thi

Mumbai

Mr B khud Take Mumbai Port se le ai Bottles

Clearance ✓

india ke Bahar se Bottles Mangwai thi.

Mr. A ⟶ Mr. B

Sell to through Bill of Lading

(1) Not a supply.

i) Mr. A $\xrightarrow{\text{Sell}}$ Mr. B

↳ Not a Supply. GST ×

ii) Jab Mr. Clearance karwane Jayegi goods ki then GST ✓

(11) Sale of Warehoused Goods :—

Ex :—

Goods → USA to Mumbai Port → But shifted to ware-house

Mr B ने Mangawaye थे वो Goods

(1) Sell to

Mr. C

Through Bill of lading.

Not a Supply

GST ×

Mr C. (2) Clearance ✓

↳ Supply ✓

Gst ✓

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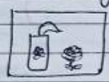
* Treatment of supply by an artist in Various state and supply of goods by artist from galleries

Send to Exhibition = supply No ✗

Mr A → Exhibition

↓ Art Bheja gaya tha

isne 1 Modern Art Banaya → Supply



ye art isne 1 studio Me Banaya

Exhibition se sell ho gaya then supply ✓

Self

* affording Ground = Genuine reason.

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* Meaning of few terms under supply :-

i) Sale → Transfer of Title → in goods → for monetary Consideration → Valid Contract

No rights are left behind with the seller.

ii) Transfer → Conveying Property.

• Consent of transferor & Capacity of Transferee need not be required

Ex. → Grand father after death → Grand Son 16 years.

Property by default transfer to it is Valid Transfer ✓

iii) Barter → Supply of goods / Services without Monetary Consideration.

• Both supplies of goods or Services is to be analysed separately.

Ex → Teaching $\xrightarrow{\text{ke badle}}$ ← Gold Coin

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iv.) **Exchange** → Getting Immovable Property in return without monetary Consideration.

v.) **Rental** → This term is generally used for Movable property.

vi.) **Lease** → This Term is generally used for immovable property.

∴ Possesion as well as Right to use is transferred in this Case.

vii) **License** → Possesion is not given.

- only Permission to enter and use the property is given.

Ex → Gym Membership, Library membership

viii) **Disposal** → Sale or Transfer of Property

- Doesn't Possess merchantable Warranty.

∴ Means which are not fit for sale.

Date __/__/__

* few clarifications

1. **Tenancy Rights** → Right

1 Latch from B

A → B - - - → C

rent property / rent to

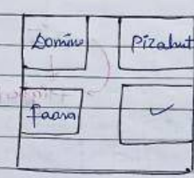
Tenancy rights ?

Supply → Yes

inshort it Means Ⓐ Ne apni property rent pe di Ⓑ ko and Ⓑ ने age rent पे किया Ⓒ को ye rights लेने के लिए B ने A को 1 Latch दिए

2. Cloud kitchen / central kitchen.

↳ घर से खाना बना - बना के Swiggy, zomato पे list कर लिए



→ Central kitchen.

Bade Bade brands के साथ मिल के 1 Jagah kitchen open करा & Same foods wohi 1 specific Jagah से deliver हो rahe.

5% GST ✓

Date __/__/____

* Section 8 CGST Act [Composite & Mixed Supply]

Ex 1.

2 or more goods / Services ⟶ Bundle.

Gulab Jamun + Plastic Box = ₹ 400

5% ; 12%

Sec 8 CGST Act

Composite & Mixed Supply Bundle

Natural → Composite Supply → Rate → Principal Nature → Dominant

Artificial → Mixed Supply → Rate → Highest

	400 ₹
+ GST @5%	20
	420

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Example :-

i. Mobile + charger ⟶ Natural
ii. Shirt + Packing box ⟶ "
iii. Air Ticket + food ⟶ "
iv. Daru + Chakhna ⟶ Artificial
v. TV + Radio ⟶ "
vi. Santoor Soap + Nihar oil ⟶ "

Lecture -15
10/2/25

* few clarification regarding Composite & Mixed Supply.

1. A printing of Books / Pamplets / Boxes / Tissue Papers etc.

↓

it is a Composite Supply [Natural Bundle]

- if Content of printing is more importance → it's a Supply of Service → eg:- Annuals reports / Books / Pamplet, Brochures etc.
- if material is of more importance → its a ~~it~~ supply of goods. → eg:- Napkins, towel, envelopes etc.