



Recent changes in GST

*J.B. Nagar CPE Study Circle of
WIRC*

Presentation by
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Quarterly Return Monthly Payment (QRMP) Scheme w.e.f 01.01.2021



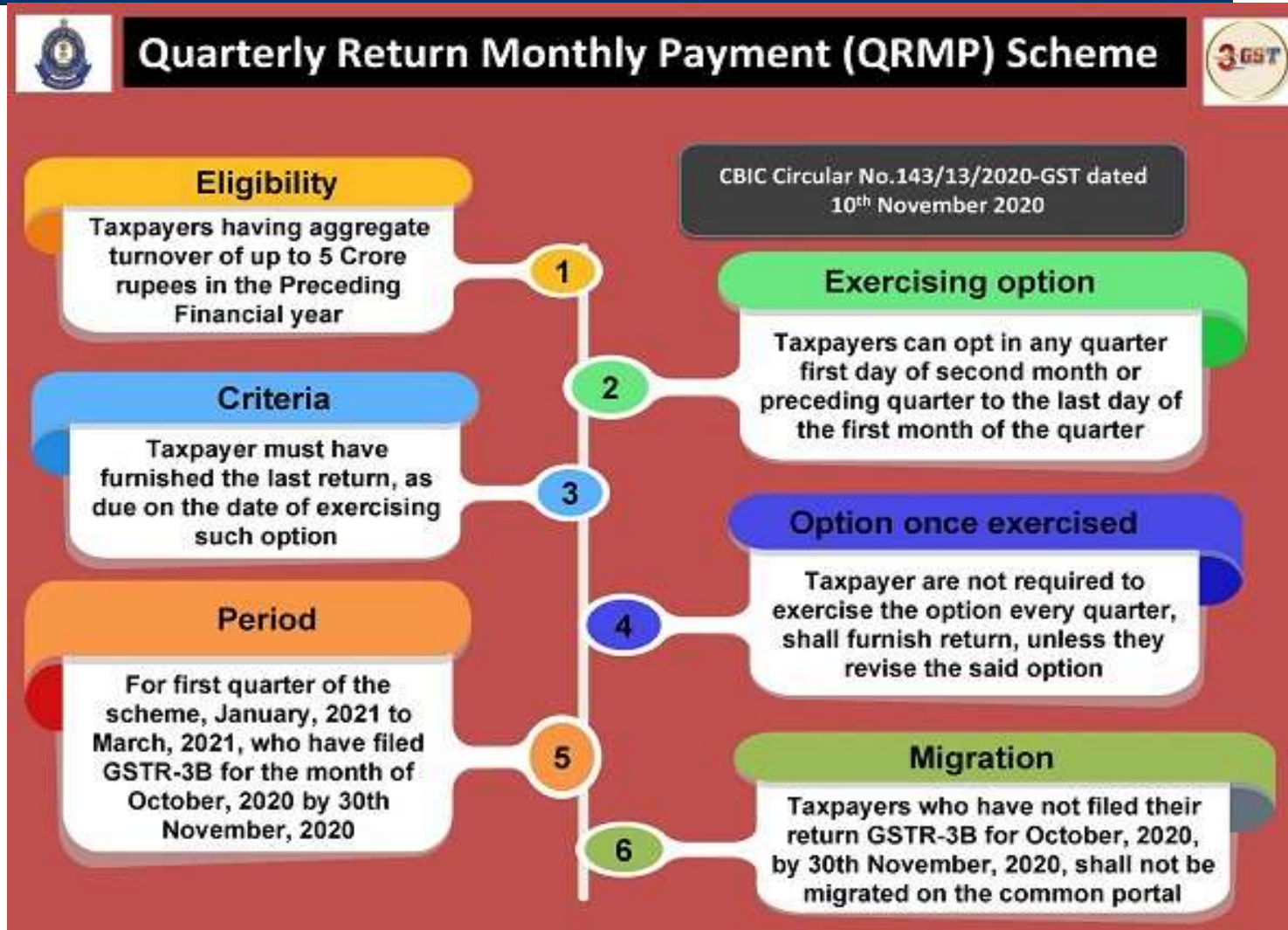
Quarterly Return Monthly Payment Scheme

- GST Council in its 42nd meeting held on 05.10.2020, had recommended that registered person having aggregate turnover up to Rs. 5 crore may be allowed to furnish return on quarterly basis along with monthly payment of tax, with effect from 01.01.2021.
- Following notifications issued to implement the Scheme of quarterly return filing along with monthly payment of taxes

Relevant Notifications for QRMP Scheme

Sr No	Notification	Remarks
1	Notification No. 81/2020 – Central Tax, dated 10.11.2020.	Notifies amendment carried out in sub-section (1), (2) and (7) of section 39 of the CGST Act vide Finance (No.2) Act, 2019.
2	Notification No. 82/2020 – Central Tax, dated 10.11.2020.	Makes the Thirteenth amendment (2020) to the CGST Rules 2017.
3	Notification No. 84/2020 – Central Tax, dated 10.11.2020.	Notifies class of persons under proviso to section 39(1) of the CGST Act.
4	Notification No. 85/2020 – Central Tax dated 10.11.2020.	Notifies special procedure for making payment of tax liability in the first two months of a quarter

Gist of QRMP Scheme



Eligibility for the QRMP Scheme

- Registered person having aggregate turnover of up to Rs. 5 Cr in the preceding FY.
 - the aggregate annual turnover for the preceding FY shall be calculated on the common portal taking in to accounts the details furnished by the taxpayer in GSTR 3B for the tax periods in the preceding FY
- In case if the aggregate **turnover exceeds Rs. 5 cr** during **any quarter** in the current FY
 - the registered person **shall not be eligible** for the scheme from the next quarter



How to exercise the option?

- Facility to avail the scheme would be available thorough out the year on common portal.
- A registered person can opt in for any quarter from
 - first day of second month of preceding quarter
 - to the last day of the first month of the quarter.
- In order to exercise this option, the registered person must have furnished the last return, as due on the date of exercising such option.



...How to exercise the option?

For e.g.- Mr. X a registered person wants to avail QRMP scheme for the Quarter “**July to September**” can exercise his option during **1st May to 31st July**.

If Mr. X is exercising his option on 27th July for the quarter (July to September), in such case, he must have furnished the return for the month of June which was due on 22nd /24th July.

Registered persons are not required to exercise the option every quarter.

Where such option has been exercised once, they shall continue to furnish the return as per the selected option for future tax periods, unless they revise the said option.



...How to exercise the option?



Introducing Quarterly Return Monthly Payment (QRMP) Scheme

When can I opt-in for quarterly filing?



For Jan-March 2021 Quarter you can opt-in to the scheme from 5th December 2020 to 31st January 2021

Normally you can Opt-in to the scheme in every Quarter as per the following dates.

Quarter	Between
Q1 (April - May - June)	1 st February to 30 th April
Q2 (July - August - September)	1 st May to 31 st July
Q3 (October - November - December)	1 st August to 31 st October
Q4 (January - February - March)	1 st November to 31 st January

Remember, once opted-in, the same option will continue for all quarters, unless you opt-out.

To opt in for the scheme → Login > Services > Returns > Opt-in for quarterly return

Transition to new QRMP Scheme

For the first quarter i.e. January,2021 to March, 2021, in order to facilitate the taxpayers, default migration facility is being enabled for :

- (a) all the registered persons ,whose aggregate turnover for the FY 2019-20 is upto Rs. 5cr ,
- (b) who have furnished the return in FORM GSTR-3B for the month of October, 2020 by 30th November, 2020,

The migration on the common portal shall be as below:-

...Transition to new QRMP Scheme

	Class of registered person	Default Option
1	Registered persons having aggregate turnover of up to 1.5 crore rupees who have furnished FORM GSTR-1 on quarterly basis in the current financial year	Quarterly return
2	Registered persons having aggregate turnover of up to 1.5 crore rupees who have furnished FORM GSTR-1 on monthly basis in the current financial year	Monthly Return
3	Registered persons having aggregate turnover more than 1.5 crore rupees and up to 5 crore rupees in the preceding financial	Quarterly return

...Transition to new QRMP Scheme

- The above default option is available for the convenience of the registered person
- However, such registered person are free to change the option as above ,if they so desire, from 5th December,2020 to 31st January,2021.
- If any taxpayers whose aggregate turnover has exceeded from Rs. 5 crore in the FY 2020-21,shall opt out of the scheme.
- Similarly, the facility for opting out of the Scheme for a quarter will be available from first day of second month of preceding quarter to the last day of the first month of the quarter.
- All persons who have obtained registration during any quarter or the registered persons opting out from paying tax under Section 10 of the CGST Act during any quarter shall be able to opt for the Scheme for the quarter for which the opting facility is available on the date of exercising option.

Opt-in facility on GST Portal

- This form for opting in the scheme shall be made available from 5th December, 2020.
- If the aggregate turnover for FY 2019-20 is more than Rs5 cr following screen will appear:

Dashboard Services ▾ GST Law Downloads ▾ Search Taxpayer ▾ Help and Taxpayer Facilities

Dashboard Returns Opt-in for Quarterly Return English

Opt-in For Quarterly Return Help

Financial Year *
2020-21

Annual Aggregate Turnover (AATO) for FY 2019-20: > ₹5 Cr. ?
Advisory

! The Quarterly filing frequency is not available for you as your Annual Aggregate Turnover for Previous Financial Year is more than ₹5 Cr.

Quarter	Selected Frequency	Applicable return due dates			
		Form type	Month 1	Month 2	Month 3
Q4 - Jan-Mar	Monthly	GSTR - 1	11/02/2021	11/03/2021	11/04/2021
		GSTR - 3B	20/02/2021	20/03/2021	20/04/2021

...Opt-in facility on GST Portal

- If the aggregate turnover for FY 2019-20 is below Rs. 5 cr there will option to opt for monthly return or quarterly return. If the taxpayer opts for monthly return due dates shall be as follows:

Dashboard Services ▾ GST Law Downloads ▾ Search Taxpayer ▾ Help and Taxpayer Facilities

Dashboard Returns Opt-in for Quarterly Return English

Opt-in For Quarterly Return Help

Financial Year*
2020-21 Annual Aggregate Turnover (AATO) for FY 2019-20: ₹1.5 Cr. to ₹5 Cr. ?
Advisory

Quarter	Selected Frequency	Action	Selection available from	Applicable return due dates			
				Form type	Month 1	Month 2	Month 3
Q4 - Jan-Mar	<input checked="" type="radio"/> Monthly	<input type="button" value="SAVE"/>	5 th Dec 2020 to 31 st Jan 2021	GSTR - 1	11/02/2021	11/03/2021	11/04/2021
	<input type="radio"/> Quarterly			GSTR - 3B	22/02/2021	22/03/2021	22/04/2021

...Opt-in facility on GST Portal

- If the taxpayer opts for quarterly return, the due dates shall be as follows:

Dashboard Services ▾ GST Law Downloads ▾ Search Taxpayer ▾ Help and Taxpayer Facilities

Dashboard Returns Opt-in for Quarterly Return English

Opt-in For Quarterly Return Help

Financial Year*
2020-21 SEARCH

Annual Aggregate Turnover (AATO) for FY 2019-20: ₹1.5 Cr. to ₹5 Cr. ?
Advisory

Quarter	Selected Frequency	Action	Selection available from	Applicable return due dates			
				Form type	Month 1	Month 2	Month 3
Q4 - Jan-Mar	<input type="radio"/> Monthly	SAVE	5 th Dec 2020 to 31 st Jan 2021	GSTR - 1	NA	NA	13/04/2021
	<input checked="" type="radio"/> Quarterly			GSTR - 3B	NA	NA	22/04/2021

BACK CONTINUE TO RETURNS DASHBOARD

Is QRMP applicable at PAN level or GSTIN level?

- Although the Eligibility Criteria is based on 'Aggregate Turnover' on PAN basis, the option to avail the scheme is GSTIN wise.
- Distinct person as defined in Section 25 of CGST ACT (different GSTIN on same PAN) have the option to avail the QRMP scheme for one or more GSTINs.
- **For Eg-**
 - *M/s ABC & Co has multiple branches on PAN India basis. (Maharashtra, Gujarat, Rajasthan) and have multiple states GSTINs on same PAN.*
 - *If the aggregate turnover of M/s ABC & Co remains within the threshold limit of Rs. 5 Cr in FY 20-21, then, it may opt for quarterly return under QRMP scheme for some of its GSTINs (say Mah. and Guj.) and file monthly return for the remaining GSTINs.(Rajasthan)*

Invoice Furnishing Facility(IFF)

- The registered persons opting for the Scheme would be required to furnish the details of outward supply in **FORM GSTR-1** quarterly as per the Rule 59 of the CGST Rules.
- For each of the first and second months of a quarter, such a registered person will have the facility (IFF) to furnish the details of such outward supplies to registered person, between the 1st day of the succeeding month till the 13th day of succeeding month as he may consider necessary.
- The said details of outward supplies shall, however, not exceeds the value of Rs. 50 lakh in each month.

...Invoice Furnishing Facility (IFF)

- It may be noted that after 13th of the month, this facility for furnishing IFF for previous month would not be available.
- As a facilitation measure, continuous upload of invoices would also be provided for the registered persons wherein they can save the invoices in IFF from the 1st day of the month till 13th day of the succeeding month.
- The facility of furnishing details of invoices in IFF has been provided so as to allow details of such supplies to be duly reflected in the **FORM GSTR-2A** and **FORM GSTR-2B** of the concerned recipient.

...Invoice Furnishing Facility (IFF)

For eg

- A registered person who has availed for the scheme wants to declare 4 invoices out of 10 invoices issued in the first month of quarter since the recipient of supplies covered by those 4 invoices desires to avail ITC in that month itself.
- Details of these 4 invoices may be furnished using IFF. The details of the remaining 6 invoices shall be furnished in FORM GSTR-1 of the said quarter.
- The 4 invoices furnished in IFF shall be reflected in FORM GSTR-2B of the concerned recipient of the first month of the quarter and remaining 6 invoices furnished in FORM GSTR-1 shall be reflected in FORM GSTR-2B of the concerned recipient of the last month of the quarter.
- The said facility would however be available, say for the month of January 2021, from 1st February, 2021 till 13th February 2021. Similarly, for the month of February 2021, the said facility will be available from 1st March 2021 till 13th March, 2021.

...Invoice Furnishing Facility (IFF)

- The IFF facility is not mandatory and is only an optional facility made available to the registered persons under the QRMP Scheme.
- The details of invoices furnished using the said facility in the first two months are not required to be furnished again in **FORM GSTR-1**.
- Accordingly, the details of outward supplies made by such a registered person during a quarter shall consist of details of invoices furnished using IFF for each of the first two months and the details of invoices furnished in **FORM GSTR-1** for the quarter.
- At his option, a registered person may choose to furnish the details of outward supplies made during a quarter in **FORM GSTR-1** only, without using the IFF.

Monthly Payment under QRMP Scheme

- The registered person under the QRMP scheme are required to pay tax due in each of the first two months of the quarter by depositing the due amount in **FORM GST PMT-06**, by 25th of the month succeeding such month.
- While making payment taxpayer need to select 'Monthly payment for quarterly taxpayer' as reason for generating the challan.
- Tax payer can opt for two options provide below for monthly payment of tax during the first two months-
 - **Fixed Sum Method**
 - **Self Assessment Method**

Payment method under QRMP Scheme

(a) Fixed Sum Method:

A facility has been made available on portal for generating a pre filled challan in **FORM GST PMT-06** for an amount equal to 35% of the tax paid in cash in the preceding quarter where the return was furnished quarterly
;-

Or

equal to the tax paid in cash in the last month of the immediately preceding quarter where the return was furnished monthly.

Eg. M/s XYZ ,a registered person, has opted for QRMP scheme for the Quarter April,2021 to June 2021. Then the manner and mode of computation of monthly taxes payable are computed and tabulated below:

...Payment method under QRMP Scheme

- (i) In case the last return filed by M/s X, was on quarterly basis for Quarter Ending March, 2021:

Tax paid in Cash in Quarter (January - March, 2021)		Tax required to be paid in each of the months – April and May, 2021	
CGST	100	CGST	35
SGST	100	SGST	35
IGST	500	IGST	175
Cess	50	Cess	17.5

...Payment method under QRMP Scheme

(ii) In case the last return filed by M/s X was monthly for tax period March, 2021:

Tax paid in Cash in March, 2021 (Amount in INR)			Tax required to be paid in each of the months – April and May, 2021		
CGST	40,000		CGST	40,000	
SGST	40,000		SGST	40,000	
IGST	80,000		IGST	80,000	

...Payment method under QRMP Scheme

- Monthly tax payment through this method would not be available to those registered persons who have not furnished the return for a complete tax period preceding such month.
- A complete tax period means a tax period in which the person is registered from the first day of the tax period till the last day of the tax period.

...Payment method under QRMP Scheme

(b) Self Assessment Method:

In this case a person can pay tax due by considering the tax liability on inward and outward supplies and the input tax credit available, in the **FORM GST PMT-06**.

In order to facilitate ascertainment of the ITC available for the month, an auto drafted input tax credit statement has been made available in **FORM GSTR-2B**, for every month.

...Payment method under QRMP Scheme

- The said registered person has the option to avail either of the two tax payment method above in any of the two months of the quarter.
- In case the balance in the electronic cash Ledger and/or credit ledger is adequate for the tax due for the first month of the quarter or where there is nil tax liability, the registered person may not deposit any amount for the said month.
- Similarly, for the second month of the quarter, if there is balance in the electronic cash ledger and/or credit ledger is adequate for the cumulative tax due for the first and second month of the quarter or where there is NIL liability, the registered person may not deposit any amount.
- Any claim of refund in respect of the amount deposited for the first two months of a quarter for payment of tax shall be permitted only after the return in FORM GSTR-3B for the said quarter has been furnished.
- Further, this deposit cannot be used by the taxpayer for any other purpose till the filing of return for the quarter.

Quarterly filing of GSTR3B

- Registered person would be required to furnish **FORM GSTR-3B**, for each quarter ,on or before 22nd or 24th day of the month succeeding such quarter.
- In **Form GSTR3B**, the supplies made during the quarter shall be declared alongwith ITC availed and all other details required to be furnished therein.
- The amount deposited by the registered person in the first two months shall be debited solely for the purposes of offsetting he liability furnished in that quarter's **Form GSTR-3B**.
- Any amount left after filing of that quarter's **FORM GSTR-3B** may either be claimed as refund or may be used for any other purpose in subsequent quarters.
- In case of cancellation of registration of such person during any of the first two months of the quarter, he is still required to furnish return in **FORM GSTR-3B** for the relevant tax period.

Interest on late/short payment

For Registered person making payment of tax by option Fixed sum method

- i No interest would be payable in case the tax due is paid in the first two months of the quarter by way of depositing auto-calculated fixed sum amount
- ii In case such payment of tax by depositing the system calculated amount in **FORM GST PMT-06** is not done by due date, interest would be payable at the applicable rate, from the due date of furnishing **FORM GST PMT-06** till the date of making such payment.
- iii Further, in case **FORM GSTR-3B** for the quarter is furnished beyond the due date, interest would be payable as per the provisions of Section 50 of the CGST Act for the tax liability net of ITC.

... Interest on late/short payment

- Eg-1. In case of GSTR-3B filed on due date-
- A registered person who has opted for scheme, had paid a total amount of Rs. 100/- in cash as tax liability in the previous quarter of October to December. He opts to pay tax under **fixed sum method**. He therefore pays Rs. 35/- each on 25th February and 25th March for discharging tax liability for the first two months of quarter viz *January & February*.
- In his return for the quarter, it is found that liability, based on the outward and inward supplies, for January was Rs. 40/- and for February it was Rs. 42/-. No interest would be payable for the lesser amount of tax (i.e. Rs. 5 and Rs. 7 respectively) discharged in these two months provided that he discharges entire liability for the quarter in the FORM GSTR-3B .

... Interest on late/short payment

- Eg-2 If case GSTR-3B filed after due date
- A register person who has opted for the scheme, had paid amount of Rs. 100/- in cash as tax liability in the pervious quarter of October to December.
- He opts to pay tax under fixed sum method. He therefore pays Rs. 35/- each on 25th February and 25th March for discharging tax liability for the first two months of quarter viz. January and February. In his return for the quarter, it is found that total liability for the quarter net of available credit was Rs. 125 but files return on **30th April.**
- ***Interest would be payable at applicable rate on Rs.55 [Rs. 125- Rs. 70 (deposit made in cash ledger in M1 and M2)]*** for the period between due date of quarterly GSTR-3B and 30th April

... Interest on late/short payment

- For registered person making payment of tax by opting Self-Assessment Method
- Interest amount would be payable as per the provision of Section 50 of the CGST Act for tax or any part thereof (net of ITC) which remains unpaid / paid beyond the due date for the first two months of the quarter.
- Interest payable, if any, shall be paid through **FORM GSTR-3B**.

Late fees under QRMP Scheme

Late fee is applicable for delay in furnishing of return / details of outward supply as per the provision of Section 47 of the CGST Act.

As per the Scheme, the requirement to furnish the return under the proviso to sub-section (1) of Section 39 of the CGST Act is quarterly.

Accordingly, late fee would be the applicable for delay in furnishing of the said quarterly return / details of outward supply.

It is clarified that no late fee is applicable for delay in payment of tax in first two months of the quarter.



Recent updates in QR Code and E-Invoice under GST

Background

- The GST Council in its 37th meeting, had approved the introduction of 'E-invoicing' or 'Electronic invoicing' in phases for reporting of Business to Business(B2B) invoices starting from 1st January 2020 on voluntary basis.
- E invoicing made mandatory from 1st October 2020 for specified taxpayers. (Notification No.: 13/2020 Dt 21.03.2020 as amended by Notification 70/2020 dtd. 30-09-2020).
- E-Invoicing made applicable to taxpayers with aggregate turnover of more than Rs. 100 Crores from 1st January 2021.(Notifn. 88/2020 dtd.10-11-2020)
- Recent Announcement by Finance Secretary
 - E-Invoicing to be rolled out from 1st April 2021 for all B2B Transactions
 - The Government to roll out e-invoicing for all B2B transactions from 1st April, 2021 that will replace physical invoices.

Objectives for Implementing E-invoicing

- Having a standard is a must to ensure complete inter-operability of e-invoices across the entire GST eco-system so that e-invoices generated by one software can be read by any other software, thereby eliminating the need of fresh data entry – which is a norm and standard expectation today.
- The machine readability and uniform interpretation is the key objective.
- This is also important for reporting the details to GST System as part of Return.
- Apart from the GST System, adoption of a standard will also ensure that an e-invoice shared by a seller with his buyer or bank or agent or any other player in the whole business eco-system can be read by machines and obviate and hence eliminate data entry errors.

Generation of E-Invoice

- Generation of e-invoice will be the responsibility of the specified taxpayers who will be required to report the same to **Invoice Registration Portal (IRP)** of GST in **Form GST INV-01**
- The IRP in turn will generate a unique **Invoice Reference Number (IRN)** and **digitally sign** the e invoice and also generate a **QR code**.

Applicability of E-invoicing (w.e.f 01-10-2020)*

E-Invoicing

- Aggregate Turnover Exceeding INR 500 crore
- Turnover of any preceding financial year from 2017-18 onwards

Transaction type

- B2B
- Exports
- SEZ
- Deemed Exports

Document Type

- Tax Invoice
- Debit Note
- Credit Note

*subject to One time Relaxation

Applicability of E-invoicing (w.e.f 01-01-2021)

E-Invoicing

- Aggregate Turnover Exceeding INR 100 crore
- Turnover of any preceding financial year from 2017-18 onwards

Transaction type

- B2B
- Exports
- SEZ
- Deemed Exports

Document Type

- Tax Invoice
- Debit Note
- Credit Note

E-invoicing is not applicable to...

Turnover Below
specified
threshold

- Registered Taxpayers whose aggregate turnover is below
- 500 cr / 100 cr.

Specified
'business'

- SEZ unit, Insurer, Banking Company, Financial Institution, NBFC ,GTA service, Passenger transport service, Admission to multiplex for films

Exemption from E-invoicing

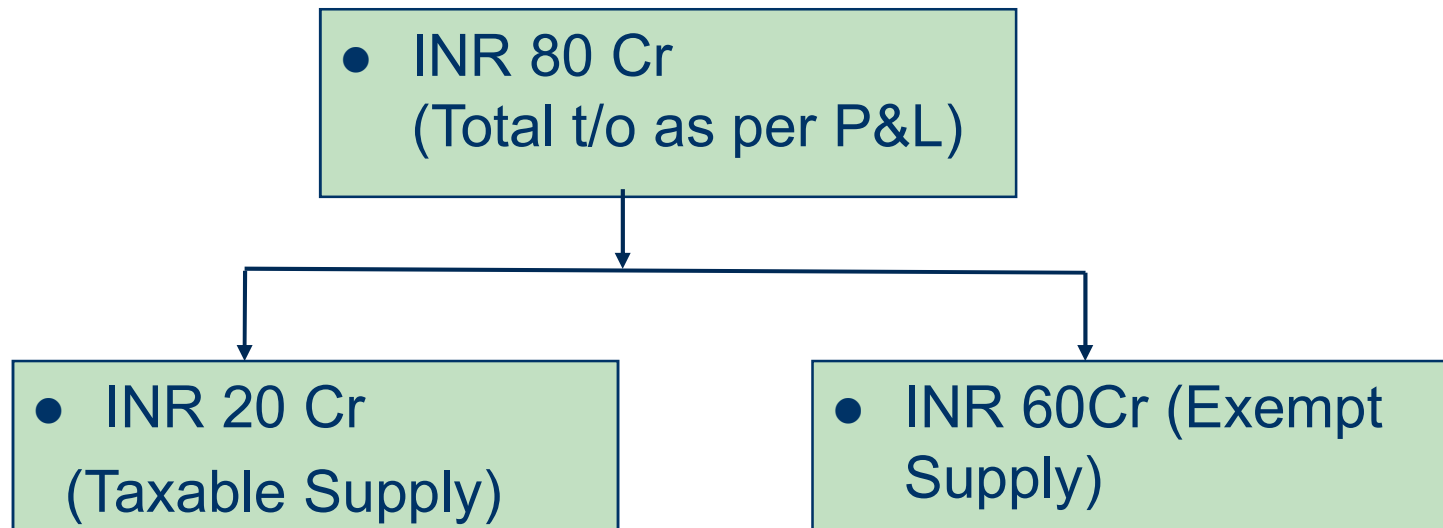
- SEZ
 - Exclusion is for 'SEZ unit' and not 'SEZ Developer'
- ISD

Are Free Trade & Warehousing Zones (FTWZ) exempt from e -invoicing?

Yes. As per Foreign Trade Policy, Free Trade & Warehousing Zones (FTWZ) are only a special category of Special Economic Zones, with a focus on trading and warehousing

Applicability of E-Invoicing

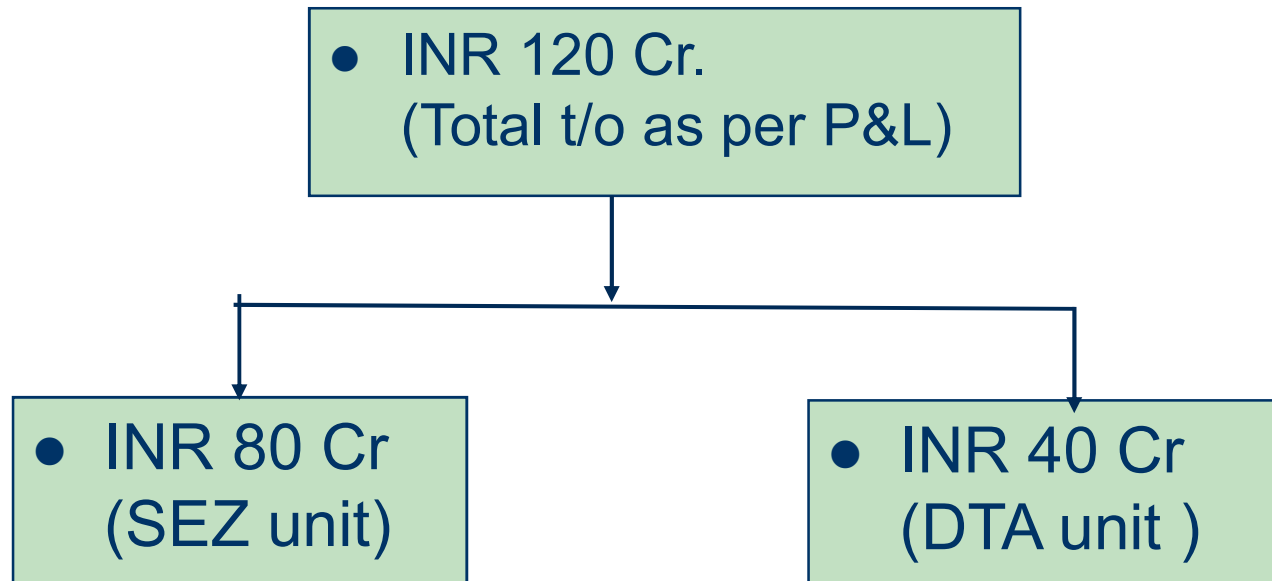
- Case Study 1: Turnover of Ambitious Industries Ltd.



- Note : During the year they have made Inter-State stock transfer of INR 30 cr
- Whether e-invoicing applicable ?
- If Yes, whether e-invoice required for Exempt Supplies where Bill of Supply is issued ?

Applicability of E-Invoicing

- Case Study 2: Enterprising Industries Ltd.



- Whether e-invoicing will apply to both the units ?

Whether e-invoicing is applicable for supplies involving Reverse Charge?

- If the invoice issued by notified person is in respect of supplies made by him but attracting reverse charge under Section 9(3), e-invoicing is applicable.
- For example, a taxpayer (say GTA or a Firm of Advocates having aggregate turnover in a FY is more than Rs. 100 Cr.) is supplying services to a company (who will be discharging tax liability as recipient under RCM), such invoices have to be reported by the notified person to IRP.
- On the other hand, where supplies are received by notified person from
 - (i) an unregistered person (attracting reverse charge under Section 9(4)) or
 - (ii) through import of services,e-invoicing doesn't arise / not applicable.

One time Relaxation in Implementation of E-Invoice -Notfn 73/2020 CT dated 30.09.2020

- It has been decided by the CBIC that the invoices issued by such taxpayers during October 2020 without following the manner prescribed under rule 48(4), shall be deemed to be valid and the penalty leviable under section 122 of the CGST Act, 2017, for such non-adherence to provisions, shall stand waived if the Invoice Reference Number (IRN) for such invoices is obtained from the Invoice Reference Portal (IRP) within 30 days of date of invoice.
- This relaxation shall not be available for Invoices issued from 1st November 2020.

One time Relaxation in Implementation of E-Invoice-Press Release dated 30.09.2020

Invoice
Dated
05.10.2020

Reporting on
IRP
04.11.2020

Ex: In case RP has issued an invoice dated 05.10.2020 with out obtaining IRN but reports the details of such invoice to IRP and obtains the IRN of the invoice on or before 04.11.2020 then it shall be deemed that the provision of rule 48(5)of CGST Rules 2017 are complied with and penalty imposable under section 122 of the CGST Act 2017 shall also stand waived .

It may be noted that no such relaxation is available for the invoices issued from 01.11.2020

Important Amendments on 30-09-2020

- QR code, having the Invoice Reference Number (IRN) to be part of invoice copy issued to buyer.
- In case of any contingency, Commissioner can exempt a person or a class of registered persons from e-invoicing for a specified period.
- Where e-invoicing is applicable, physical copy of invoice need not be carried (during movement of goods) and it is sufficient if the QR code having IRN is produced electronically, for verification by proper officer.

What are the repurcations on the receipt of the supply ?

- Which invoice to be considered – the regular Tax Invoice or the e-invoice ?
- ITC eligibility as per section 16(2)
- Verification of QR code on the invoice
- Matching purchase details with GSTR-2A

Check list for Buyers / Recipients

- Should have Valid E invoice from supplier whose aggregate turnover is more than 500 cr / 100 cr.
- Buyers can take confirmation from their suppliers regarding the applicability of E-Invoicing
- Buyers can verify applicability of E-Invoicing to their vendors
- ITC Credit in GSTR-2A

Debit Notes / Credit Notes

- Debit Notes and Credit Notes being issued under section 34 are covered under e-invoicing
- If Sales made on 10-09-2020 and credit note is issued on 14-10-2020, then whether such Credit Note is required to be generated on the IRP ?
- Whether IRN to be mentioned on the DN/CN ?
- Whether QR code required on DN/CN
- In case of CN/DN , is there any validation w.r.t. invoice number ?

GST Returns Vs E invoicing

Benefits

- Various Tables of GSTR-1 of supplier will get auto-populated
- IRP will push E invoice data into GSTR-2A of recipient.

Challenges

- Re-conciliations.
 - E-invoices (B2B) and normal invoices (B2C) vis-à-vis GSTR-1
 - E-invoices and normal invoices received vis-à-vis GSTR 2A
 - E-invoices vis-à-vis IRN generated
 - E-invoices vis-à-vis E-way Bill

Dynamic QR Code for B2C invoices

- Notification No. 14/2020-Central Tax dated 21st March, 2020 mandates entities with aggregate turnover > Rs. 500 crores in a FY to include Dynamic QR code on their B2C invoices.
- It is also specified that a Dynamic Quick Response (QR) code made available to buyer through digital display (with payment cross-reference) shall be deemed to be having QR code.
- The purpose of Dynamic QR Code is to enable and encourage digital payments where buyer can scan the dynamic QR code and make payment from mobile wallet directly.

What is dynamic QR Code? Does it has any relevance for B2B e-invoicing?

- Currently many shops have static QR code at the payment counter which is scanned by the buyer but the buyer has to enter the amount to be paid to the shop in the mobile payment App.
- The dynamic QR code, on the other hand, will have the payment details and thus 'scan and pay' in one go is possible.
- This has no relevance or applicability to the e-invoicing in respect to B2B Supplies by notified class of taxpayers.
- Note : Implementation of has been postponed from 01.10.2020 to 01.12.2020 (vide Notfn 71/2020 dated. 30.09.2020)
- Penalty u/s 125 waived for the period from 01-12-2020 to 31-12-2021 if the RP complies with the provisions wef 01-04-2021 (Notifn. 89/2020 dt 29-11-2020)



Due dates for GSTR1 and 3B

Extension of due date of filing GSTR-1 (Notification No.83/2020 CT Dt. 10th November, 2020

- The Central Government has notified the new time limits for filing GSTR1 which shall be applicable from 1st January, 2021.
- The monthly GSTR-1 shall be filed on or before 11th day of next month and quarterly GSTR-1 shall be filed on or before 13th day of next month after ending such quarter.
- As per Section 47 of CGST Act, if GSTR1 has not been filed on or before due the late fees of Rs100 per day shall be levied .
- As of now, no late fees are being charged on GST portal for delay in filing GSTR-1.

Extension of due date of filing GSTR-1 wef 01.01.2021 (Notification No.83/2020 CT Dt. 10th Nov, 2020)

- Following is the illustrative list of due dates for GSTR-1:

Sr No	Tax Period	Revised Due Date	Existing dates
1	December, 2020	11 th January, 2021	Same
2	January, 2021	11 th February, 2021	
3	February, 2021	11 th March, 2021	
4	March, 2021	11 th April, 2021	
5	October, 2020 to December, 2020	13 th January, 2021	Usually last day of the month succeeding the quarter i.e 31 st Jan / 30 th April.
6	January, 2021 to March, 2021	13 th April, 2021	

Due date for filing GSTR3B wef 01.01.2021 (Notification 82/2020-CT Dt. 10th Nov, 2020)

As per Rule 61 of CGST Rules, 2017 following is the illustrative list of due dates for GSTR-3B :

Sr No	Tax Period	Aggregate Turnover in the preceding F.Y. More than Rs.5Cr	Aggregate Turnover in the preceding F.Y. upto Rs. 5 Crores	
			List A states	List B states
1	December, 2020(M)	20 th January, 2021	22 nd January, 2021	24 th January, 2021
2	January, 2021(M)	20 th February, 2021	22 nd February, 2021	24 th February, 2021

...Due date for filing GSTR3B

Sr No	Tax Period	Aggregate Turnover in the preceding F.Y. More than Rs.5Cr	Aggregate Turnover in the preceding F.Y. upto Rs. 5 Crores	
			List A states	List B states
3	February, 2021(M)	20 th March, 2021	22 nd March, 2021	24 th March, 2021
4	March, 2021	20 th April, 2021	22 nd April, 2021	24 th April 2021

.....Due date for filing GSTR-3B

Sr No	Tax Period	Aggregate Turnover in the preceding F.Y. More than Rs.5Cr	Aggregate Turnover in the preceding F.Y. upto Rs. 5 Crores	
			List A states	List B states
5	January to March, 2021(QRMP)	NA	22 nd April, 2021	24 th April, 2021
6	April to June, 2021(QRMP)	NA	22 nd July, 2021	24 th July, 2021

.....Due date for filing GSTR-3B

Note: For the purpose of above table

- **States in List A shall mean the following states:**

Chhattisgarh, Madhya Pradesh, Gujarat, **Maharashtra**, Karnataka, Goa, Kerala, Tamil Nadu, Telangana or Andhra Pradesh or the Union territories of Daman and Diu and Dadra and Nagar Haveli, Puducherry, Andaman and Nicobar Islands and Lakshadweep and,

- **States in List B shall mean the following states:**

Himachal Pradesh, Punjab, Uttarakhand, Haryana, Rajasthan, Uttar Pradesh, Bihar, Sikkim, Arunachal Pradesh, Nagaland, Manipur, Mizoram, Tripura, Meghalaya, Assam, West Bengal, Jharkhand or Odisha or the Union territories of Jammu and Kashmir, Ladakh, Chandigarh and Delhi

Other recent updates in GST



Instructions on recovery of Interest on net cash tax liability

- Based on the decision taken in 39th GST Council Meeting, CBIC has assured that no recoveries shall be made for the past period by the Central and State tax administration of Interest on delayed payment of GST on Gross Liability - proviso added to section 50 made effective from 01.09.2020 vide Notification No. 63/2020-CT.
- Tax officers are instructed to recover interest only on the net cash tax liability - CBEC-20/01/08/2019-GST Dt. 18th September, 2020
- Also, the officers are instructed that, wherever SCNs have been issued on gross tax payable, the same may be kept in call book till the retrospective amendments in Section 50 of CGST Act is carried out.

Blocking and Un-blocking of E-Way Bill (EWB) generation facility

- In terms of Rule 138E (a) and (b) of the CGST Rules, 2017, the E-Way Bill (EWB) generation facility of a taxpayer is to be blocked, in case the taxpayer fails to file their returns in Form GSTR-3B or Statement in Form CMP-08, for two or more consecutive tax periods. For unblocking of this facility, taxpayer need to apply to jurisdictional Tax Official in Form GST EWB 05.
- A facility has now been provided to the taxpayers on the GST Portal, from 28th November, 2020 onwards, to file an application online for unblocking of their EWB generation facility (in Form EWB-05), in case their EWB generation facility has been blocked on the EWB Portal.
- So far taxpayers were applying to tax officials vide manual application, for unblocking of their EWB generation facility and tax officials were issuing orders online on GST Portal, in Form GST EWB 06. Now this facility is being discontinued.

...Blocking & Un-blocking of E-Way Bill (EWB) generation facility

- To file an online application for unblocking EWB generation facility on GST Portal, a taxpayer need to:
 - 1) Login to the portal and navigate to **Services> User services> My Applications**

The screenshot displays the GST Portal interface. At the top, the header includes the Government of India logo, the text 'Goods and Services Tax', and the user profile 'RAHUL SINGH GUSAIN' with ID '27CDQPG3530GMZZ'. The main navigation bar contains 'Dashboard', 'Services', 'GST Law', 'Downloads', 'Search Taxpayer', 'Help and Taxpayer Facilities', and 'e-Invoice'. The 'Services' menu is expanded, showing options like 'Registration', 'Ledgers', 'Returns', 'Payments', 'User Services', 'Refunds', and 'e-Way Bill System'. The 'User Services' menu is further expanded, with 'My Applications' highlighted. A 'CONTINUE TO DASHBOARD >' button is visible at the bottom.

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Activate Windows

...Blocking & Un-blocking of E-Way Bill (EWB) generation facility

- Select application type as “Application for unblocking of E-way bill” and click New Application
- Submit application in Form EWB-05.

Dashboard > Services > User Services > My Applications

My Applications

• indicates mandatory fields

Application Type *

From Date

To Date

SEARCH NEW APPLICATION



Application for unblocking of E-way bill

... Blocking & Un-blocking of E-Way Bill (EWB) generation facility(Reason)

© Goods and Services Tax Network

Application for unblocking of E-Way Bill generation facility
FORM GST EWB-05

Indicates Mandatory Fields *

GSTIN/UIN *	Trade Name	Legal Name	Address
27CDQPG3530GMZZ	Composition Ltd	RAHUL SINGH GUSAIN	1, 4th, GSTN, 2, Thane, Thane,
Reason of blocking of E-Way bill generation facility *	Blocked by system due to defau	Return type	GSTR3B
Default Period From	January2020	Default Period To	February2020
Facility of EWB generation blocked w.e.f	24/09/2020		
Expected date for filing of returns of the default periods	DD/MM/YYYY  i		
Reason of Unblocking by Taxpayer *	Select 	Please Specify	<input type="text"/>

... Blocking & Un-blocking of E-Way Bill (EWB) generation facility(Reason)

Reason of Unblocking by Taxpayer <input type="text"/>	<input type="text" value="Select"/> <input type="button" value="v"/> Select Facing acute financial problem ... The Appellate Authority/Court h... Assured to file the return The goods are of perishable nat... The supply is of critical natur... Other reasons
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... Blocking & Un-blocking of E-Way Bill (EWB) generation facility

- The application so filed is populated to dashboard of jurisdictional tax official. The tax official can issue a Notice for personal hearing to the taxpayer. Then the taxpayer can file their reply to the notice online, along with supporting documents
- At conclusion of the proceedings, the Tax Officer can issue an order (in Form EWB-06) approving the taxpayer application for unblocking the EWB generation facility. After which their EWB generation facility will be restored for the duration specified in the order.

... Blocking & Un-blocking of E-Way Bill (EWB) generation facility

- If the Tax Officer rejects the taxpayer's application vide order in Form EWB-06, the EWB generation facility will remain blocked and the taxpayer shall be required to file their pending returns (in Form GSTR-3B / Statement in FORM CMP-08, so as to reduce the pendency to less than two tax periods), for restoration of the EWB generation facility.
- Notice(s)/ Order issued by Tax Officer will be sent via SMS and mail to taxpayer and will be made available on the taxpayer dashboard (Services > User Services > View Additional Notices/Orders option).

Mandatory to mention HSN/SAC Codes in GSTR1 (Notification No.82/2020 CT Dt. 10th Nov, 2020)

- It will be mandatory to specify the HSN/SAC Code for Goods or service or both in GSTR-1 as may be specified in the notification issued from time to time under proviso to rule 46 of the said rules
- It appears that if taxpayer does not mention HSN/SAC Code as required by GST Law, GST portal would not allow submission of GSTR-1.
- Currently, taxpayers are allowed to file GSTR-1 without uploading HSN summary.

HSN/SAC Codes in Tax Invoice (Notification No.78/2020 CT Dt. 15th Oct, 2020)

- The Central Board of Indirect Taxes & Customs, vide Notification 78/2020 CT- Dt 15th October, 2020 has revised the requirement to furnish HSN code in tax invoice as follows:
- The RP having turnover less than 5 cr. has been given the option of not mentioning the HSN in cases where supplies are made to URP.

Aggregate Turnover in the preceding Financial Year	Up to 31.03.2021	From 01.04.2021
Up to 1.50 Crores	NA /Voluntary	4 Digits
1.50 crores > A.T. < 5 Crores	2 Digits	4 Digits
> 5 Crores	4 Digits	6 Digits

Exemption from filling GSTR-9C to registered persons having aggregate turnover in F.Y. 2019-20 up to Rs. 5 crores (Amendment in rule 80)

- Notifications No.79/2020 Dt. 15th October, 2020
 - The Central Government has exempted registered persons whose aggregate turnover is upto Rs. 5 crores in FY 2019-20 to furnish reconciliation statement in FORM GSTR-9C.
 - Earlier, this relaxation was only for the FY 2018-19 which has also been extended to FY 2019-20.

GSTR-9 made optional for certain registered persons for F.Y. 2019-20

➤ Notification No. 77/2020-CT Dt. 15th October , 2020

- Filing of annual return in Form GSTR-9 on or before the prescribed due date for F.Y. 2019-20 has been made optional for registered persons whose aggregate turnover in a financial year does not exceed Rs. 2 crore.

Ocean/Air Freight exemption for export of goods extended till 30th September, 2021

- Notification No.04/2020 CT (R) Dt. 30th September, 2020
 - The Government has extended the exemption provided on services by way of transportation of goods by air or by sea from customs station of clearance in India to a place outside India by 1 year, i.e., up to 30th September, 2021.
 - Earlier the exemption was available only till 30th September, 2020.

Withdrawal of EVC facility extended to companies for filing GSTR1 and GSTR3B

- The facility to file GSTR 3B and GSTR-1 with the EVC in lieu of DSC extended to the registered person, who are also registered under the Companies Act, 2013, shall be withdrawn w.e.f. 1st Nov. 2020.
- However, facility to file NIL returns through OTP verification, through SMS shall be continued for all types of registered persons. (Vide Notifications No.79/2020 Dt. 15th October, 2020)

Waiver/reduction of late fees for not furnishing GSTR-10(Final Return for Cancellation of GST Registration).

➤ Notification No. 68/2020-CT Dt. 21st September, 2020

- The Central Government has waived the amount of late fees payable, which is in excess of an amount of Rs. 500 (250 CGTS & 250 SGST) for the registered persons who have failed to furnish the return in FORM GSTR-10 by the due date but furnish the said return between the period from 22nd September, 2020 to 31st December, 2020.

Standard Operating Procedure (SOP) for verification of taxpayers granted deemed registration

- With effect from 21.08.2020, Rule 9 of the CGST Rules provide that in cases where Aadhaar authentication has either not been opted for by the applicant or where such authentication has failed, the proper officer has to mandatorily initiate physical verification of the premises, or in cases where the physical verification is difficult, certain additional documents may be called for by the proper officer (upon approval of an officer not below the rank of Joint Commissioner) for verification before deciding upon grant of registration.
- Further, the present provisions allow for deemed registration upon completion of 21 days of application in such cases if the proper officer has not issued any notice within the said 21 days.
- **Instruction No. 4/3/2020-GST CBEC-20/13/06/2020-GST Dated the, 27th November, 2020**

..Standard Operating Procedure (SOP) for verification of taxpayers granted deemed registration

- The list of registrations granted on deemed approval basis, zone wise, during the period from 21st August, 2020 to 16th November, 2020 have been circulated to the field formations by the DG, Systems.
- The Standard Operating Procedure (SOP) to be followed by the proper officer for carrying out the physical verification of the persons who have been granted a deemed GST registration.
- The proper officer shall conduct physical verification of the principal place of business and wherever possible, additional place of business, indicated in GST registration FORM REG-01 of the concerned registrant.

Standard Operating Procedure (SOP) for verification of taxpayers granted deemed registration

- During the physical verification, the officer, among other things, would also verify the following details:
 - In case the applicant intends to carry out manufacturing activity, whether capital goods, if required for the said manufacturing activity, have been installed.
 - Electricity connection, bills paid in the relevant period.
 - Size of the premises – whether it is commensurate with the activity to be carried out by the applicant.
 - Whether premises is self-owned or is rented and documents relating ownership/ registered lease of the said property. In case of doubt, enquiry may also be made from the landlord/ owner of the property in case of rented / leased premises.
 - No of employees already employed and record of their employment
 - Aadhaar and PAN of the applicant and its proprietor, partners, Karta, Directors as the case may be and the authorised signatories.
 - Bank's letter for up to date KYC

Standard Operating Procedure (SOP) for verification of taxpayers granted deemed registration

- In addition to the physical verification conducted, the proper officer, in the interest of revenue, would carry out the preliminary financial verification of the registrants by seeking the following documents and carrying out its scrutiny
 - ITRs of the company / LLP from the date of incorporation or for last three financial years, whichever is less. ITRs of proprietor, partners, Karta, etc. may be taken in other cases
 - The status of activity from the date of registration of all the bank account(s) linked to registration; the same may be taken through a letter / undertaking from the applicant. Phone number declared / linked to each of the bank accounts may also be obtained
 - Quantum of capital employed/proposed to be employed.(own fund/borrowed funds)
 - In case of own funds, also check the audited balance sheet for previous financial year, where available, in addition to the Income Tax Returns
 - In case of loan funds check the proposal submitted to the Bank/FI for approval of the loan and the maximum permissible bank finance as per such proposal, where the amount is proposed to be borrowed from a Bank and/or FI.



THANK YOU ..



Questions ???



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