



# Disclosure requirement under GST Annual Return.



**CA Ashit Shah**

# Basics of Annual Return

S. 44 r. w  
Rule 80 –  
Annual  
Return

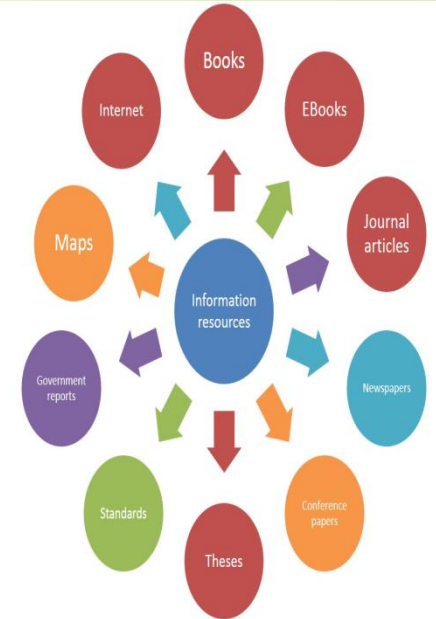
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❖ In Form GSTR-9, all the details of outward supplies provided in Form GSTR-1 and in Form GSTR-3B filed for the period July 2017 to March 2018, **till 31<sup>st</sup> March 2019**, will form part of this return. [Explanation inserted in S. 44 by Removal of Difficulties Order, 2018 w.e.f. 11-12-2018]

❖ If these returns are not filed, Tab available on the GSTIN portal will be inactivated.

❖ If any transactions which were not reported while filing GSTR-1 and GSTR-3B, and appearing in financial statements, will also be the part of this return, **provided tax liability**

**enhances** [Instruction No. 3 of Form GSTR-9]



Every Registered person have to file Annual Return, except

1. ISD
2. Persons filing return u/s. 51 & 52
3. Casual Taxable Person
4. Non-resident person

# GSTIN Portal

- ❖ System computed summary of GSTR-9, GSTR-1 and GSTR-3B, in PDF format;
- ❖ Pre-filled form of GSTR-9, on the bases of details uploaded in form GSTR-1 & GSTR-3B;
- ❖ This pre-filled form can be edited only to the extent **to enhance the tax liability** (Instruction No. 3). However, Table 6A, 8A and 9 cannot be edited, as they are auto-populated.
- ❖ If the change in the value is **more than 20%**, portal will alert the tax payer by showing amounts in red fonts.
- ❖ Based on GSTR-1 filed by your suppliers up to 30-04-2019, computation of ITC has been shown in your GSTR-2A. Table 8A of GSTR-9 has been auto-populated accordingly. **[GSTR-2A updated**

LIABILITY OTHER THAN EXPORT/REVERSE CHARGE	LIABILITY DUE TO REVERSE CHARGE
LIABILITY DUE TO EXPORT AND SEZ SUPPLIES	ITC CREDIT CLAIMED AND DUE

Tax Period	Tax liability as per GSTR-1 and as per GSTR-3B		ITC claimed in GSTR-3B and accrued as per GSTR-2A	
	As per GSTR-1 (₹)	As per GSTR-3B (₹)	ITC Claimed in GSTR-3B (₹)	ITC as per GSTR-2A (₹)
July-17	31,53,163.14	31,53,163.14	35,77,614.04	40,89,047.22
August-17	38,92,238.51	38,92,238.00	42,86,512.00	35,66,045.16
September-17	51,89,145.45	51,89,145.45	33,53,455.67	33,22,132.53
October-17	12,89,533.95	12,89,534.00	19,59,195.00	22,46,650.56
November-17	12,59,184.41	12,59,184.41	14,26,818.20	10,86,354.10
December-17	12,06,781.74	12,04,513.74	10,88,103.30	11,13,881.26
January-18	25,01,910.00	25,04,178.00	26,97,614.36	29,69,877.36
February-18	25,62,923.70	25,62,923.70	16,48,926.42	13,14,617.74
March-18	29,04,986.75	29,04,986.75	25,82,893.15	26,58,328.44
Total	2,39,59,867.65	2,39,59,867.19	2,26,21,132.14	2,23,66,934.37

Following details to be kept ready

Month-wise summary of -  
a. GSTR – 1;  
b. GSTR – 3B; &  
c. Financial Statement

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## ITC credit claimed and due

Tax Period	ITC claimed in GSTR-3B during the month [as per table 4A(3)+4A(4)+4A(5)+4D(1)+4D(2)-4B(1)-4B(2)]				ITC auto-populated in GSTR-2A during the month [as per Part-A, PART-B]			
	IGST (₹)	CGST (₹)	SGST/UT (₹)	CESS (₹)	IGST (₹)	CGST (₹)	SGST/UT (₹)	CESS (₹)
1	2	3	4	5	6	7	8	9
July-17	5,72,042.66	15,02,785.69	15,02,785.69	0.00	5,62,530.06	17,63,258.58	17,63,258.58	0.00
August-17	6,98,540.00	17,93,986.00	17,93,986.00	0.00	6,93,171.26	14,36,436.95	14,36,436.95	0.00
September-17	9,77,132.31	11,88,161.68	11,88,161.68	0.00	9,92,004.89	11,65,063.82	11,65,063.82	0.00
October-17	72,615.00	9,43,290.00	9,43,290.00	0.00	45,316.50	11,00,667.03	11,00,667.03	0.00
November-17	61,613.10	6,82,602.55	6,82,602.55	0.00	68,714.64	5,08,819.73	5,08,819.73	0.00
December-17	1,17,828.84	4,85,137.23	4,85,137.23	0.00	1,27,691.54	4,93,094.86	4,93,094.86	0.00
January-18	2,11,778.70	12,42,917.83	12,42,917.83	0.00	2,11,607.58	13,79,134.89	13,79,134.89	0.00
February-18	1,08,884.88	7,70,020.77	7,70,020.77	0.00	1,26,931.68	5,93,843.03	5,93,843.03	0.00
March-18	2,80,443.37	11,51,224.89	11,51,224.89	0.00	2,91,577.02	11,83,375.71	11,83,375.71	0.00
Total(till date)	31,00,878.86	97,60,126.64	97,60,126.64	0.00	31,19,545.17	96,23,694.60	96,23,694.60	0.00

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Liability (other than zero rated (Exports and SEZ Supplies) and reverse charge supply)

Tax Period	Liability declared in GSTR-3B during the month[as per table 3.1(a)]				Liability declared in GSTR-1 (other than reverse charge supply) during the month(as per table 4A,5, 6C,7, 9A, 9B, 9C,10,11)			
	IGST (₹)	CGST (₹)	SGST/UT (₹)	CESS (₹)	IGST (₹)	CGST (₹)	SGST/UT (₹)	CESS (₹)
1	2	3	4	5	6	7	8	9
July-17	28,73,119.50	1,39,995.00	1,39,995.00	0.00	28,73,119.50	1,39,995.00	1,39,995.00	0.00
August-17	38,91,760.00	0.00	0.00	0.00	38,91,760.20	0.00	0.00	0.00
September-17	51,89,145.45	0.00	0.00	0.00	51,89,133.83	0.00	0.00	0.00
October-17	12,89,534.00	0.00	0.00	0.00	12,89,533.95	0.00	0.00	0.00
November-17	10,76,917.05	90,984.78	90,984.78	0.00	10,76,917.05	90,984.78	90,984.78	0.00
December-17	11,98,276.20	3,037.50	3,037.50	0.00	12,00,544.20	3,037.50	3,037.50	0.00
January-18	23,05,728.00	99,225.00	99,225.00	0.00	23,03,460.00	99,225.00	99,225.00	0.00
February-18	21,62,243.70	2,00,340.00	2,00,340.00	0.00	21,62,243.70	2,00,340.00	2,00,340.00	0.00
March-18	27,29,367.95	0.00	0.00	0.00	27,29,367.95	0.00	0.00	0.00
Total(till date)	2,27,16,091.85	5,33,582.28	5,33,582.28	0.00	2,27,16,080.38	5,33,582.28	5,33,582.28	0.00

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## Liability (Export and supplies to SEZ)

Tax Period	Liability declared in GSTR-3B during the month [as per table 3.1(b)]				Liability declared in GSTR-1 (Zero rated supplies) [as per table 6A, 6B, 9A, 9B, 9C]			
	IGST (₹)	CGST (₹)	SGST/UT (₹)	CESS (₹)	IGST (₹)	CGST (₹)	SGST/UT (₹)	CESS (₹)
1	2	3	4	5	6	7	8	9
July-17	53.64	0.00	0.00	0.00	53.64	0.00	0.00	0.00
August-17	478.00	0.00	0.00	0.00	478.31	0.00	0.00	0.00
September-17	0.00	0.00	0.00	0.00	11.62	0.00	0.00	0.00
October-17	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
November-17	297.80	0.00	0.00	0.00	297.80	0.00	0.00	0.00
December-17	162.54	0.00	0.00	0.00	162.54	0.00	0.00	0.00
January-18	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
February-18	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
March-18	1,75,618.80	0.00	0.00	0.00	1,75,618.80	0.00	0.00	0.00
Total(till date)	1,76,610.78	0.00	0.00	0.00	1,76,622.71	0.00	0.00	0.00

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## Liability due to receipt of reverse charge supplies

Tax Period	Liability declared in GSTR-3B during the month [as per table 3.1(d)]				Amount auto-populated in GSTR-2A[as per Part-A]				Shortfall (-)/ Excess (+) in liability (GSTR3B - GSTR2A)			
	IGST (₹)	CGST (₹)	SGST/UT (₹)	CESS (₹)	IGST (₹)	CGST (₹)	SGST/UT (₹)	CESS (₹)	IGST (₹)	CGST (₹)	SGST/UT (₹)	CESS (₹)
1	2	3	4	5	6	7	8	9	10	11	12	13
July-17	0.00	18,258.00	18,258.00	0.00	0.00	0.00	0.00	0.00	0.00	18,258.00	18,258.00	0.00
August-17	0.00	51,838.00	51,838.00	0.00	0.00	0.00	0.00	0.00	0.00	51,838.00	51,838.00	0.00
September-17	0.00	49,708.28	49,708.28	0.00	0.00	0.00	0.00	0.00	0.00	49,708.28	49,708.28	0.00
October-17	0.00	3,225.00	3,225.00	0.00	0.00	0.00	0.00	0.00	0.00	3,225.00	3,225.00	0.00
November-17	0.00	3,086.00	3,086.00	0.00	0.00	0.00	0.00	0.00	0.00	3,086.00	3,086.00	0.00
December-17	0.00	3,546.38	3,546.38	0.00	0.00	0.00	0.00	0.00	0.00	3,546.38	3,546.38	0.00
January-18	0.00	4,468.00	4,468.00	0.00	0.00	0.00	0.00	0.00	0.00	4,468.00	4,468.00	0.00
February-18	0.00	3,522.00	3,522.00	0.00	0.00	0.00	0.00	0.00	0.00	3,522.00	3,522.00	0.00
March-18	0.00	6,542.36	6,542.36	0.00	0.00	0.00	0.00	0.00	0.00	6,542.36	6,542.36	0.00
Total(till date)	0.00	1,44,194.02	1,44,194.02	0.00	0.00	0.00	0.00	0.00	0.00	1,44,194.02	1,44,194.02	0.00

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# Disclosure of Transactions – Outward

	Transactions of FY 17-18 reported in		Reported in Returns of FY 18-19		Disclosure / Report
	GSTR - 1	GSTR - 3B	GSTR - 1	GSTR - 3B	
Outward supplies	Yes	Yes	No	No	Table 4 / 5
Outward supplies	Yes	No	No	Yes	Table 10 / 11
Outward	No	Yes	Yes	No	Table 4 / 5



Transactions pertaining to FY 2017 – 2018 but recorded in books of account in the FY 2018 – 2019.

Such transactions forms part of Annual Return of FY 2017 – 2018 ???

# Disclosure of Transactions

Nature of Transactions	Reported in FY 17-18	Reported in FY 18-19	Reported while filing Annual Return
Outward Taxable Supplies	Table 4	Table 10	Table 4
Tax Liability	Table 9	Table 14	Table 9
Outward Non Taxable Supplies	Table 5	Table 10	Table 5
Tax Liability	???	???	???
Inwards Supplies – RCM	Table 4G	Table 13	Table 4G
Tax Liability	Table 9	-	Table 9
Inward Supplies – Other than RCM	Table 6	Table 8C	Instruction No. 3
Inward Supplies – Import of	Table 6D / 6E	Table 13	-

Inward supplies on which RCM which were recorded in FS of FY 2017 – 2018 but liability is discharged in FY 2018 – 2019. Not to be reported in GSTR – 9. [Para "g" of Press Release dated 3<sup>rd</sup> July 2019]

# Disclosure of Transactions

Transactions pertaining to FY 2017-18 but amendment not done in FY 2018-19

	Financial Statement	GSTR-1	GSTR-3B	Disclosure
Outward supplies	100,000	100,000	100,000	Table 4 (A) or 4 (B)
Outward supplies	100,000	90,000	100,000	Amend Table 4(A) or 4(B)
Outward supplies	100,000	100,000	90,000	Table 9 – Tax Liability to be enhanced.
Outward supplies	90,000	100,000	100,000	Table 9 – Tax Liability to be reduced ?????

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Amendment done while filing Annual Return in 2019 - 2020

Press Release Dt. 03-07-2019 provides refund can be claimed  
RED - 01



# Disclosure of Transactions

Transactions pertaining to FY 2017 - 18 but amendment done in FY 2018 - 19

	Financial Statement	GSTR-1	GSTR-3B	Disclosure
Outward supplies	100,000	90,000	100,000	Table 10 or 11
Outward supplies	100,000	100,000	90,000	Reduce the Turn over from Table 4 and Add turnover in Table 10 & Tax liability in Table 14
Outward supplies	90,000	100,000	100,000	Table 9 – Tax Liability to be reduced ?????

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Press Release Dt. 03-07-2019 provides refund can be claimed  
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## Disclosure of Transactions – Inward Supplies

- ❖ Inward supplies reported in return GSTR – 3B for the period July 2017 to March 2018 have to reported in Table 6 of Annual Return – GSTR – 9 (whether correct or wrong amounts);
- ❖ Amount available in Table 6A is **auto populated** from the system and **can not be editable**.
- ❖ If any **short / excess credit** of Inward supplies reported in GSTR – 3B when compared with financial statements for FY 2017 – 2018;
  - a. Short credit may have been taken while filing GSTR – 3B for FY 2017 – 2018;
  - b. If short credit is not reported in GSTR – 3B till 31-03-2019, such credit would be lost; **[AAP and Co. Vs. UOI – WP No. 18962 of 2018 dated 24-06-2019]**
  - c. Excess credit may have been reversed while filing GSTR – 3B for FY 2018 – 2019;
  - d. If excess credit not reversed, then to be discharged by DRC – 03,

# Disclosure of Transactions – Inward Supplies

Particulars of Supply	Reported in GSTR – 3B	Disclosure
Recorded in books of account of 2017 – 18	FY 2017 - 2018	Table 6A – Auto Generated
Recorded in books of account of 2017	FY 2018 – 2019	Table 8C

## Disclosure of Excess / Short ITC

Particulars	Disclosure / Action
Excess claim of ITC in GSTR-3B compared with FS and not reversed in GSTR-3B during FY 2017 – 2018	If not reversed while filing return for 2018-19, then discharge such excess tax credit through DRC-03, in Cash.
Short claim of ITC in GSTR-3B compared with FS and claimed while filing GSTR-3B during FY 2018 – 2019	Table 8C of GSTR – 9 of FY 2017 - 2018
Short claim of ITC in GSTR-3B compared with FS and not claimed while filing GSTR-3B during FY 2018 – 2019	ITC will not be available.



# Reconciliation to be prepared

Particulars	Turnover Declared in GSTR-1 of FY 17-18 (a)	Turnover Declared in GSTR-1 of FY 18-19 (b)	Turnover Declared at the time of filing GSTR-9 ©	Total Turnover as per GST (D = a+b+c)	Turnover for April to June 2017	Total Turnover as per Financial Statement
Taxable Supplies						
Non Taxable / Exempt Supplies						
Tax Liability on above						
Tax liability on RCM						
ITC						
Payment by Cash Ledger						
Balance Tax Payable						
Discharged by DRC-03						

Determination of GST Liability for the period July 2017 to March 2018

# Reconciliation

		Declared in Returns for the FY 2017 - 18 GSTR-1	Declared in Returns for the FY 2018 - 19 GSTR-1	Adjustment in Annual Return GSTR-9	Total Tax Liability as per Financial Year 17- 18	Turnover for the QE June 2017	Total Turnover for FY 2017-18
	Exempts / NIL Rated Supplies			-	-		-
	Sale of Electricity						
	Interest on Deposits and Loans						
	Non GST Supply						
	Profit on Sale of Shares						
	Long Term Gain				-		
	Insurance Commission				-		
	Sale of Immovable Property						
	Sale of Electricity						
	Taxable Supplies						
Table 4B	Local Sales (b2B)	5,05,16,579	-	-	5,05,16,579		5,05,16,579
	Rent	-	-	-	-		
	Sale of Fixted Assets - Vehicles	-	-	-	-		-
Table 4G	Reverse Charge Mechanism	3,38,405	-	-	-		-
Table 4I	Credit Note	(59,073)					
	<b>Total Turnover</b>	<b>5,07,95,911</b>	<b>-</b>	<b>-</b>	<b>5,05,16,579</b>	<b>-</b>	<b>5,05,16,579</b>

		Declared in Returns for the FY 2017 - 18 GSTR-1	Declared in Returns for the FY 2018 - 19 GSTR-1	Adjustment in Annual Return GSTR-9	Total Tax Liability as per Financial Year 17- 18	Turnover for the QE June 2017	Total Turnover for FY 2017-18
Table 4B	<b>Tax Laibilities on Taxable Supplies</b>						
	Local Sales		-	-	-		
	--IGST	2,63,707					
	--CGST	44,14,642					
	--SGST	44,14,642					
	Rent	-	-	-	-		
Table 4G	<b>Reverse Charge Mechanism</b>		-	-	-		
	--IGST	-					
	--CGST	28,904					
	--SGST	28,904					
Table 4I	<b>Credit Note</b>						
	--IGST	(571)					
	--CGST	(5,030)					
	--SGST	(5,030)					
	<b>Tax Liability</b>	<b>91,40,168</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>

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		Declared in Returns for the FY 2017 - 18 GSTR-1	Declared in Returns for the FY 2018 - 19 GSTR-1	Adjustment in Annual Return GSTR-9	Total Tax Liability as per Financial Year 17- 18	Turnover for the QE June 2017	Total Turnover for FY 2017-18
	Inward Supplies through ECL						
Table 6B	ITC on Inputs	-			-		
	--IGST	-					
	--CGST	47,886					
	--SGST	47,886					
	ITC on Input Services				-		
	--IGST	5,444					
	--CGST	1,56,803					
	--SGST	1,56,803					
	ITC on Capital Goods				-		
	TRAN - I	-			-		
	TRAN - II				-		
Table 6D	ITC on RCM (Services)						
	--IGST	-					
	--CGST	28,436					
	--SGST	28,436					
Table 7C	Less : Reversal						
	Under Sec 42 & 43						
	--IGST						
	--CGST	2,811					
	--SGST	2,811					
	Input Tax Credits	4,66,074	-	-	-		
		B					

		Declared in Returns for the FY 2017 - 18 GSTR-1	Declared in Returns for the FY 2018 - 19 GSTR-1	Adjustment in Annual Return GSTR-9	Total Tax Liability as per Financial Year 17- 18	Turnover for the QE June 2017	Total Turnover for FY 2017-18
	Total Tax Liability A	91,40,168					
Less:	Dischargement of Tax Liabilities						
Table 9	ITC	4,66,072					
	Cash	86,74,100					
		91,40,172	.	.	.		
	Balance Tax Payable (Refundable) C	-4	.	.	.		
	Balance in Electronic Credit Ledger	2					

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**Balance in Electronic Credit and Cash Ledger should be match as on 31<sup>st</sup> March 2018.**

# Disclosure in Tables

## ❑ **Table 4C & 4D – Zero Rate Supplies**

❖ Rule 34 – Rate of exchange for determining the value of transactions. [N. No. 17/2017 – Central Tax, Dated 27-07-2017]

**Goods** – Custom Rate – Section 14 of Customs Act, 1962

**Services** – Generally Accepted accounting principles

❑ If in Books of accounts **different rate had been recognized**, there would be difference between GST Turnover and Books Turnover. Such difference can be reported **either**, at the time of filing of annual return (Form – 9) **or** in reconciliation statement (Form 9C).

❑ If disclosure in **Form – 9**, it would be at Table 4K & 4L or Table 5K & 5L

❑ If disclosure in **Form – 9C**, it would be at Table 5O or Table 6 (Reasons for un-reconciled difference in Gross Turnover)

# Disclosure in Tables

## Deemed Exports:

### ❖ Table 4E – Deemed Exports

S. 147 of CGST Act provided that supplies of goods, being notified in that behalf, **where the following criteria needs to be satisfied:**

- i. Goods do not leave India;
- ii. Payment for such supplies is received in **Indian rupees or in convertible foreign exchange;**
- iii. Goods are **manufactured in India;**
- iv. Central Govt. has notified the following supplies as deemed exports vide N. no. 48/2017-Central Tax, dated 18-10-2017.

Supply of goods by a registered person -

- a. against advance authorization license issued by DGFT for import or domestic procurement of inputs on pre-import basis for **physical exports;**
- b. against Export Promotion Capital Goods Authorization issued by DGFT for import of CG for **physical exports;**
- c. to EOU viz. Units located in (1) HTP, (2) STPU; (3) BTP;
- d. Supply of gold by a bank or PSU against advance authorization



# Disclosure in Tables

## ❖ **Table 4F - Advances on which tax has been paid but no invoice has been raised.**

- ❑ S. 12 & 13 of CGST Act, 2017, provides time of supply of goods or services would be earliest of date of issuance of invoice or receipt of payment. Accordingly, on receipt of advances towards supplies of goods or services, tax have to be discharged.
- ❑ Exemption from payment of tax had been granted to those category of persons whose **turnover is less than Rs. 1.50 Crores** (other than Composition taxable person) when they receives advances towards supply of goods vide N. No. 40/2017 – Central Tax, dated 13-10-2017;
- ❑ Exemption from payment of tax had been extended to **all the class of persons** (other than Composition taxable person) when they receive advances towards supply of goods vide N. No. 66/2017 –

# Disclosure in Tables

- ❖ **Table 4G – Inward Supplies on which tax to be paid under RCM.**
- ❑ Tax needs to be discharged by recipient of supplies under following two scenarios –
  - (i) When specified categories of goods or services or both are **procured from any person** – Section 9(3) of CGST Act, 2017; and
  - (ii) When goods or services are **procured by registered from un-registered persons** – Section 9 (4) of CGST Act, 2017.
- ❖ In respect of **RCM on supply of goods**, refer N. No. 4/2017 – CTR dated 28-06-17, N. No. 36/2017 – CTR, dated 13-10-17 and N. No. 43/2017 – CTR, dated 14-11-17.
- ❖ In respect of **RCM of supply of services**, refer N. No. 22/2017 – CTR dated 22-08-17, N. No. 13/2017 – CTR dated 28-06-17, N. No. 33/2017 – CTR dated 13-10-17 & N. No. 3/2018 – CTR dated 25-01-18.

# Disclosure in Tables

## ❖ Table 4I & 4J – Credit / Debit in respect of transactions.

### ❑ Credit Note to be issued under following events – [S. 34]

- ✓ Goods Return;
- ✓ Deficiency in supply of goods or service;
- ✓ Tax charged at a rate greater than prescribed rate.

### ❑ Debit Note to be issued under following events – [S. 34]

- ✓ Tax charged at a rate lesser than prescribed rate resultantly taxable value

Effect of financial Credit / Debit Note need not to be provided in GSTR-1 and GSTR-9

Value of supply shall not include **any discount** which is given – S. 15(3)

- before or at the time of the supply if such discount has been duly **recorded in the invoice issued** in respect of such supply; and
- after the supply has been effected, if—
  - discount is established in terms of **a g r e e m e n t** entered at or before the time of supply; and
  - ITC had been reversed by the**

# Disclosure in Tables

## ❖ **Table 5D, 5E & 5F – Exempted, NIL Rated and Non GST supply:**

- Supplies of Exempted, NIL rated, Non GST and No supply is to be reported under these clauses. If tax payers had not furnished such details while filing GSTR-1 and GSTR-3B, they have to disclose such transactions in GSTR-9;
- Exempted supply will include transactions covered under Schedule – III viz. Sale of Land, Sale of Building, Actionable Claims. Non GST supply will include transactio
- Pure Agent ?????
- Transactions in Securities – Excluded from the definition of “Goods” as well as “Services”

If there is a reasonable/explainable overlap of information reported across these tables, such overlap will not be viewed adversely.

Para f – Press Release dated 03-07-2019



# Disclosure in Tables

- ❑ Supply of (i) Out & Out transactions; (ii) High Seas transactions; and (iii) Bond Transfers – Whether Exempt supply or “No supply” ?

Circular No. 33/2017 – Customs dated 01-08-2017 – High Seas Transaction

Circular No. 3/1/208 – IGST dated 25-05-2018 – High Seas Transaction

Circular No. 46/2017 – Customs, dated 24-11-17 – Bond Transfer

In the matter of **BASF Ltd. – Maharashtra AAR** upheld that High seas Transactions are part of “**exempt supply**”.

In the matter of **Synthite Industries Ltd. – Kerala AAR** upheld that Out and Out transactions are not liable to tax in India as they are completely taken at place outside India.

**Schedule – III of CGST Act, clause 7 & 8 inserted w.e.f. 01-02-2019**

# Disclosure in Tables

## ❖ **Table 6 – Details of ITC availed during the financial year:**

- ✓ Total input tax credit availed in **Table 4A of FORM GSTR-3B** by the taxpayer would be auto-populated here. Hence, tax payer need not have to compile and submit any information in this table.
- ✓ Table 6B to 6G, bifurcation to be provided in respect of ITC relates to Inputs, CG and Input Services. It is not expected to provide details as per the financial statements.
- ✓ Tax payers **cannot claim ITC unclaimed during FY 17-18** through this return – Instruction No. 3
- ✓ Table 6J (Difference I – A) **should be ideally Zero**. But if due to any reason if it comes positive or negative amount, it is not be worried as it does not any implication except disclosure.

# Disclosure in Tables

## ❖ **Table 7 – Details of Reversed and Ineligible ITC for the financial year:**

- ✓ If any ITC is reversed while filing GSTR-3B, then only details have to be filled in this table;
- ✓ If any ITC which were pertaining to FY 2017-18 and required to be reversed due to Rule 37, 42, 43 or S. 17 (5) or TRAN Credit, **is reversed in FY 2018-19**, reporting to be under Table 12.
- ✓ If any ITC which were pertaining to FY 2017-18 and required to be reversed due to Rule 37, 42, 43 or S. 17 (5) or TRAN Credit, **is reversed at the time of filing GSTR-9**, **no** reporting is required under GSTR-9.
- ✓ Net ITC available for utilization in Table 7J will be reflected at Table 12E of GSTR-9C.

# Disclosure in Tables

## ❖ **Table 8 – Other ITC related information:**

- ✓ Total credits available for inward supplies received during 2017-18 and reflected in Form GSTR-2A (Table 3 & 5 only) till 31<sup>st</sup> March 2019 shall be auto populated in Table 8A. **[GSTR-2A updated till 1<sup>st</sup> May 2019 – Press Release dated 03-07-2019]**
- ✓ This would be aggregate of all the ITC declared **by corresponding supplier in their GSTR-1.**
- ✓ This will not include **ITC on imports and tax paid under RCM.**
- ✓ If any supplier files his return after 31<sup>st</sup> March 2019 i.e. say in December 2019, whether such transaction will reflect in GSTR-2A of the tax payer ????
- ✓ Where the total of 8B + 8C is greater than 8A, in such situation, **whether tax payers will be asked to reverse the ITC ???**



# Disclosure in Tables

## ❖ Table 17 – HSN wise summary of outward supplies:

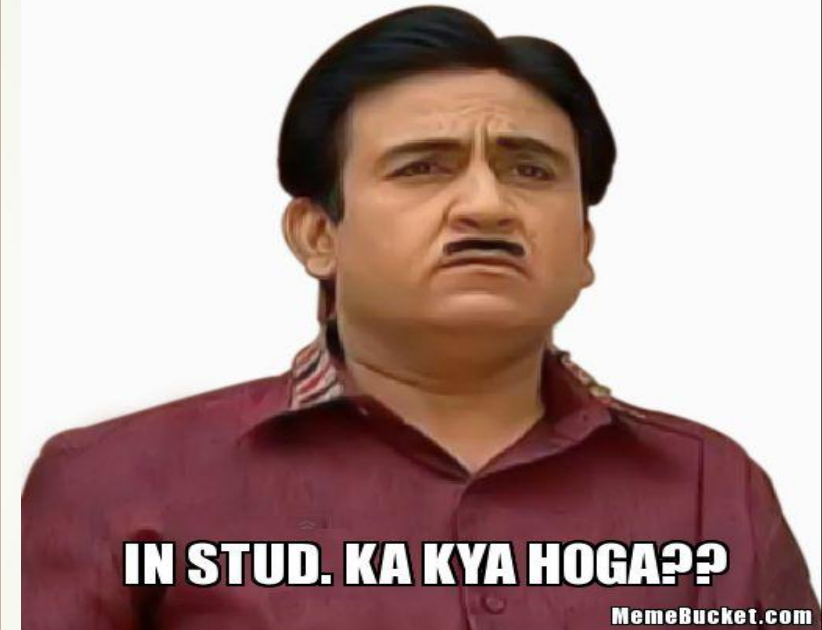
- ✓ While reporting under Table 17, tax payers are expected to provided details of **HSN on the bases of tax rate wise**. Hence, again details have to be compiled for the period July 2017 to March 2018. **This may contain details of exempt supplies or zero rate supplies.**

## ❖ Table 18 – HSN wise summary of Inward supplies:

- ✓ It may be noted that this summary details are required to be declared only for those inward supplies which in value independently account for **10 % or more of the total value of inward supplies.**

CA Ashit Shah

hey bhagwan



Life badi boring ho  
gayi hain  
Hey Bhagwan utha  
le aur Goa mein  
fek de.

# Selected FAQ's on Annual Return

- ❖ **B2B & B2C DN/CN of July 17 to March 18 issued after 31st March 2018 and disclosed in GSTR-1 of April 18 – March 19, whether such DN / CN to be disclosed in Annual Return 1718?**
  - ✓ **if the issue date of the credit note/debit note is after 31st March 2018, then it needs to be reported in the Annual return of 2018-19 even though the invoice to which it relates may belong to the period 2017-18.**
- ❖ **Whether total ITC lapsed as per Table-8K will reduce ITC from Electronic credit ledger?**
  - ✓ **No, total ITC lapsed is only informative and it will not have any impact on Electronic credit ledger.**

# Selected FAQ's on Annual Return

❖ **GST Refund is claimed before March-18 but sanctioned in April-18. Whether and how to report such kind of situation in Table-15?**

✓ GST Refund claimed during July-17 to March-18 is to be reported in Table-15A. If refund is sanctioned after March-18 then that is not to be reported in Table-15B. Same principle will hold good for other refund and demand details. Cutoff date to report transactions here is 31st March 2018.

❖ **Whether ITC of TRAN-II filed after March-18 will be reported in Table-6L?**

✓ No. ITC of TRAN-II credited in electronic credit ledger up to 31st March 2018 only be reported in Table-6L. Same way any reversal which have impact on electronic credit ledger up to 31st March 2018

# Selected FAQ's on Annual Return

- ❖ Taxpayer has received a notice from its jurisdiction range office that there is a tax difference between GSTR-1 vs GSTR-3B / GSTR-3B vs GSTR-2A. Whether such tax differences are to be reported in total demand of tax in Table-15E ?
  - ✓ No, demand of tax for which an order confirming the demand has been issued by adjudicating authority shall be reported in Table-15E.
  
- ❖ In some case ITC was available but tax payer choose not to claim ITC as amount was very small, how to disclose such transactions in AR ?
  - ✓ No reporting in Table 6 & 7, Reporting in Table 8E, ITC available but not availed.



# Selected FAQ's on Annual Return

- ❖ **Registered person dealing exclusively in exempted goods, therefore have not claimed neither reversed any credit in 3B, how to disclose such credits in AR ?**
  - ✓ **No reporting in Table 6 & 7, Reporting in Table 8F, ITC available but ineligible.**
  
- ❖ **If ITC on import of goods was inadvertently shown under heading “All other ITC”, how to handle this situation in AR**
  - ✓ **In AR such details is to be reported under “import of goods” – Table 6E**

# Selected FAQ's on Annual Return

- ❖ **How reporting will happen in case wherein blocked credit was never claimed in Return at the first and therefore not reversed under the column ineligible credit and straight away Net credit is claimed in 3B?**
  - ✓ **No Treatment is required under Table 7 and such net amount to be reflected in Table 8F.**
- ❖ **If tax paid on import of goods pertaining to FY 2017 – 18 and same is not reported while filing GSTR-3B but it had been reported while filing GSTR-3B for the period April 2018 to March 2019, whether reporting of such transaction is required ?**
  - ❖ <<
  - ✓ **There is no separate row provided in the annual return to disclose such transaction and hence it is clarified and advised tax payers to fill in their entire credit availed on import of goods from July 2017 to March 2019 in Table 6(E) of FORM GSTR-9 itself. [Para – g of Press Release dated 3<sup>rd</sup> June 2019 & Para – d of Press Release dated 3<sup>rd</sup> July 2019]**





