



Annual Report 2020-21

- *Regular interaction/meetings with GST Council, CBIC, GSTN, CGST and SGST Officials*
- *Training for Government Officials*
- *Setting up of 100 GST & MSME Help Desks*
- *Suggestions to Public Accounts Committee, Parliament of India*
- *21 New Publications on GST and Revision of existing 2 publications*
- *21 Online Batches of Certificate Course on GST*
- *Online Certificate Course on UAE VAT*
- *Online Course on Reconciliation Statement*
- *13 Live Webcasts on GST*
- *Six Days Live Webcasts on GST for Office Assistants*
- *E-learning on GST and UAE VAT*
- *6 Meetings of the Committee*
- *4 Editions of ICAI-GST Newsletters*
- *14 Online Programmes, Workshops and Conferences*
- *Residential Refresher Course*

*Initiatives
Activities
Achievements*





About The Committee

GST & INDIRECT TAXES COMMITTEE

The main objective of the Committee is to contribute to make GST and other indirect tax laws in the country simple, transparent, certain and equitable. The Committee also assists, advises, and interacts with the Governments, its committees/groups formed on policy matters. Further, it examines indirect tax laws, rules, regulations, notifications, circulars, etc. and provides its technical inputs to the Government on the same. It is also involved in enhancing the knowledge of professionals, trade, industry, revenue officers and general public in the area of indirect taxes.



Members of the Committee

Members from the Sitting Council

CA. Rajendra Kumar P, Chairman	CA. Rajesh Sharma
CA. Sushil Kumar Goyal, Vice-Chairman	CA. Charanjot Singh Nanda
CA. Atul Kumar Gupta, President (Ex-Officio)	CA. Hans Raj Chugh
CA. Nihar N Jambusaria Vice President (Ex-Officio)	CA. Anuj Goyal
CA. Nandkishore Chidamber Hegde	CA. Jay Chhaira
CA. Dayaniwas Sharma	CA. Manu Agrawal
CA. Chandrashekhar Vasant Chitale	CA. Prakash Sharma
CA. (Dr.) Sanjeev Kumar Singhal	CA. Pramod Jain
CA. Durgesh Kumar Kabra	Shri Chandra Wadhwa
CA. Pramod Kumar Boob	Dr. Ravi Gupta
CA. Satish Kumar Gupta	Adv. Vijay Kumar Jhalani

Co-opted Members

CA. Upendra Gupta, IRS	CA. Pramod Dayal Rungta
CA. Rajeesh Gupta	CA. P R Venkateswaran
CA. Prashant K Shah	CA. Anil Sharma
CA. Bhadrakumar R	

Special Invitees

CA. Mohit Jangid, IRS	CA. Navya Malhotra
CA. H L Madan	CA. D S Agarwala
CA. Rohini Agarwal	CA. Rohit Vaswani
CA. Abhishek Agarwal	CA. Ashu Garg
CA. Rakesh Kumar Agarwal	Shri Anil K Jain
CA. A Jatin Christopher	CA. Sushant Gupta
CA. Prabin Dokania	CA. Raman Gupta
CA. Praveen Sharma	CA. Aditya Agarwal
CA. Sunil Garg	CA. Sandip Agrawal
CA. Arvind Bhansali	CA. Vaibhav Jain
CA. Virender Chauhan	CA. Prashant Arya
CA. Arun Kumar Agarwal	



CA. Atul Kumar Gupta
President, ICAI



CA. Nihar N Jambusaria
Vice-President ICAI



CA. Rajendra Kumar P
Chairman, GST & IDTC, ICAI



CA. Sushil Kumar Goyal
Vice-Chairman, GST & IDTC,
ICAI



Partnering the Government in Nation Building



A. GST & MSME Help Desk

With a view to help MSMEs and facilitate trade, industry and professionals, the Committee has set up 100 GST & MSME Help Desks at various regions/ branches of the Institute. These Helpdesks will render pro bono support to MSMEs, trade, industry and other stakeholders in resolving queries and doubts relating to GST.



B. Suggestions/Inputs on GST to the Government

(i) Suggestions to the Public Accounts Committee

The Committee submitted certain key suggestions on GST to the Public Accounts Committee (PAC) Chaired by Shri Adhir Ranjan Chowdhury, Member of Parliament on 15th October 2020. Further, on 1st December 2020, the Hon'ble President, ICAI and Vice-Chairman, GST & Indirect Taxes Committee deposed before the PAC wherein a presentation was made by Hon'ble President, ICAI explaining the suggestions in detail.

(ii) Suggestions on decriminalization of certain offences to CBIC

The Government is undertaking comprehensive review of GST Laws with focus on decriminalising certain offences and wider use of compounding provisions with the objectives of improving ease of living, improving business sentiments and reducing litigation. Accordingly, CBIC has constituted a Group for consultation with the stakeholders and the Institute of Chartered Accountants of India (ICAI) was invited for a consultation meeting to provide views and suggestions on the said topic.

Accordingly, Hon'ble President, ICAI, Chairman and Vice-Chairman, GST & Indirect Taxes Committee attended the meeting on 4th September 2020 through video conference and suggestions were submitted on the matter.



(iii) Suggestions on GST Portal and E-Way Bill to GSTN

Suggestions on GST Portal and E-Way Bill Portal were submitted to Consultation Committee of GSTN for consideration and necessary action. Further, Vice-Chairman, GST & Indirect Taxes Committee attended meeting of the Consultation Committee of GSTN on 14th July 2020 and highlighted key suggestions.

(iv) Suggestions to GST State Level Grievance Redressal Committee for the State of West Bengal

Based on the request received, suggestions on GST law, policy, procedures and GST portal were submitted to the GST State Level Grievance Redressal Committee for the State of West Bengal. Further, Chairman, GST & Indirect Taxes Committee attended the GST State Level Grievance Redressal Meeting convened in Tamil Nadu and Puducherry Commissionerate.

C. Representations to the Government on various issues in GST

(i) Representation to continue GST Audit by Chartered Accountant

The GST & Indirect Taxes Committee has submitted a representation to the Government on 29th December 2020 justifying GST Audit by Chartered Accountants and requesting that decision of the 39th GST Council meeting to amend section 35(5) and section 44(2) of the CGST Act, 2017 to do away with the requirement of audit and submission of a Reconciliation Certificate by a Chartered Accountant/Cost Accountant be withdrawn.

(ii) Representation for extension of due date of GST Annual Return and Reconciliation Statement for Financial Year – 2018-19

The Committee submitted a representation to the Government on 10th September 2020 for extending the due date of filing GST Annual Return (GSTR-9) and GST Reconciliation Statement & Audit Certificate (GSTR-9C) for the year 2018-19 by three months, i.e. from September 30, 2020 to December 31, 2020. In response thereto, the Government extended the due date as suggested.

(iii) Representation for extension of due date of GST Annual Return and Reconciliation Statement for Financial Year – 2019-20

The Committee submitted a representation to the Government on 16th December 2020 for extending the due date of filing GST Annual Return (GSTR-9) and GST Reconciliation Statement & Audit Certificate (GSTR-9C) for the Financial Year 2019-20 from December 31, 2020 to June 30, 2021. In response thereto, the Government extended the due date to 28th February 2021.

(iv) Representation for devising mechanism for accepting part payment of taxes

Considering the practical difficulties faced by taxpayers in paying full taxes and managing their working capital, the Committee suggested to devise a mechanism for accepting part payment of taxes either by treating payment in cash ledger as payment towards taxes or by developing a new mechanism for accepting part payment towards the return for a particular month/period. Accordingly, the Government has come out with the Quarterly Return Monthly Payment (QRMP) Scheme for a registered person who is required to furnish a return in Form GSTR-3B, and who has an aggregate turnover of up to 5 crore rupees in the preceding financial year.



(v) Representation for providing procedural relaxations to the taxpayers due to COVID-19 pandemic

A representation was submitted to the Government on 3rd July 2020 for providing appropriate relaxation like capping of late fees up to Rs. 500, benefits of reduced interest to the taxpayers having turnover exceeding 5 crores etc. Accordingly, various relaxations were provided by the Government.

(vi) Representation for permitting availing of input tax credit pertaining to FY 2019-20 and correction in GSTR-1 till March, 2021

Considering the practical difficulties faced by the taxpayers in claiming input tax credit under GST, the Committee submitted representation to GST Council for extending the due dates for taking the input tax credit for invoices pertaining to Financial Year 2019-20 till March 2021. Further it was requested to allow taxpayers to make corrections in GSTR-1 and issue credit note for the supplies affected during the FY 2019-20 till March 2021.

(vii) Representation for providing login facility to Chartered Accountants for filing Reconciliation Statement in Form GSTR-9C

A representation was submitted to the Government to provide separate login facility to Chartered Accountants for filing and certifying Reconciliation Statement in Form GSTR-9C in the same manner as provided by CBDT for certifying the audit report issued under section 44AB of Income Tax Act. Further, it has been submitted to make para 3 of part B of Form GSTR-9C, which is a mandatory field seeking observation/discrepancies in all cases, an optional field as there may be cases wherein there may be no discrepancies.

(viii) Representation for removing difficulties in filing Annual Return in Form GSTR-9 for the year 2018-19

The filing of Annual Return for registered persons having turnover up to Rs. 2 crore for the financial years 2017-18 and 2018-19 had been made optional. However, taxpayers were facing issues if they wished to file return for the FY 2018-19 without filing return for 2017-18. Further, if they wished to file return for 2017-18, they were asked to pay late fees. Accordingly, a representation was submitted to the Government for resolving the same.

(ix) Unique Document Identification Number (UDIN) on Certificates/Reports

A representation was submitted to the Government on 3rd March 2020 to provide a facility for mentioning UDIN in all the Forms/Certificates to be certified/ issued by CAs.

(x) Withdrawal of restriction imposed by rule 36(4) of the CGST Rules, 2017

A representation was submitted to the Government on 3rd March 2020 requesting to omit sub-rule 4 of rule 36 of the CGST Rules, 2017 with retrospective effect. Rule 36(4) capped the ITC entitlement on invoices not furnished by the suppliers in their GSTR-1s to 10% [now 5%] of the eligible ITC, the invoices in respect of which have been furnished by the suppliers in their GSTR-1s.

(xi) Representation on SVLDRS Scheme

A representation was submitted to the Government on 22nd June 2020 for extending the due date of payment from June 30, 2020 to any other date which the Government deems fit.



D. Enriching agenda of the Union Budget

- (i) **Pre-Budget Memorandum, 2021:** The Pre-Budget Memorandum, 2021 containing suggestions on Customs and Central Excise was submitted to the Government on 24th November, 2020.
- (ii) **Pre-Budget Meeting:** Based on the request received from the Ministry of Finance, CA. Rajendra Kumar P, Chairman, GST & Indirect Taxes Committee made an online presentation on the key suggestions contained in Pre-Budget Memorandum, 2021 on 23rd December, 2020 before the Chairman, CBDT and Officers of CBIC.

E. Meeting with National Leadership, dignitaries

During the Council year, the Chairman and the Vice-Chairman, GST & Indirect Taxes Committee met various Government Officials like Shri M Ajit Kumar, Chairman, CBIC, Dr. John Joseph, Member, CBIC, Shri Yogendra Garg, Principal Commissioner, GST Policy Wing, CBIC, Shri GD Lohani, Joint Secretary, TRU- I, CBIC, Shri SK Rahman, Joint Secretary, GST Council, CA. Prabin Dokania, Chief Financial Officer, GSTN, Shri J P Gupta, Commissioner, Gujarat and Shri M A Siddique, Commissioner of Commercial Taxes, Tamil Nadu as a Policy Outreach Meeting.



With Shri M Ajit Kumar, Chairman,
CBIC



With Dr. John Joseph, Member, CBIC



Shri Yogendra Garg, Principal
Commissioner, GST Policy Wing, CBIC



With Shri GD Lohani, Joint Secretary,
TRU- I, CBIC



With Shri J. P. Gupta, Commissioner,
Gujarat

F. Capacity Building for Government Officials and PSUs

- (i) **Four Days Online Financial and Accounting Training Programme**
The Committee organised a Four Days Online Financial and Accounting Training Programme for Officials of Commercial Taxes Department, Government of Bihar.
- (ii) **Training Programme for PSU**
The Committee organised Online Training Programmes on Indirect Taxes for officials of Oil India Ltd. and Indian Oil Corporation Ltd.



E-Initiatives

ICAI Newsletter on GST

With a view to provide updated information and analysis of GST to all stakeholder(s), ICAI launched its dedicated Newsletter on GST in April 2017. During the year, four editions of the ICAI – GST Newsletter were finalised and hosted on the website of the Committee.

Indirect Tax Updates

With a view to keep the members abreast with the ever-changing GST law, summary of significant notifications, circulars and other important developments in GST is circulated regularly among the members registered on Committee's website by way of IDT Update. These Updates are also uploaded on the website of the Committee.

E-Publications – a tool to update members

The Committee has uploaded all its publications, Newsletters etc. on its website which can be downloaded by any stakeholder free of cost.

LIVE Webcasts

With a view to update the members by leveraging technology, the Committee has been regularly organising LIVE Webcasts, which can be viewed by members from their workstations/homes with a click of mouse. During the year, the Committee has organised 13 Live Webcasts on various aspects of GST for the benefit of members at large.

Six Days Live Webcast Series on GST for office assistants and other stakeholders

The Committee organised a Six Days Live Webcast Series on GST for office assistants and other stakeholders from 8th to 29th August 2020. The aforesaid Live Webcast Series was attended by 702 participants.

E-learning on GST and UAE VAT

The Committee launched E-learning on GST and UAE VAT at Digital Learning Hub covering various important aspects of GST and UAE VAT respectively. This facility is available to all members free of cost facilitating them in learning anytime & from anywhere.



Considering the COVID pandemic, the Committee proactively leveraged the benefits of technology and organised various programmes, workshops, training courses, certificate courses, meetings online to ensure safety and well-being of the members.



| Publications - A Research Initiative

The Committee has released 21 new publications on GST during the year. Further, it has revised 2 of its existing publication on GST. These publications will help in dissemination of knowledge of GST amongst various stakeholders as also will facilitate members in effectively discharging their professional assignments relating to GST. The various publications are given hereunder:

(i) Handbook on Registration under GST

In order to provide guidance on how and when to obtain registration under GST, the Committee published a Handbook on Registration under GST. The Handbook explains the concepts/procedures relating to registration in an easy and lucid language. An attempt has been made to explain the various aspects related to registration with the help of case laws, examples etc.

(ii) Handbook on Interest, Late Fee and Penalties under GST

This publication contains analysis of the provisions in respect of interest, late fees and penalties that may be imposed under GST law. The Handbook intends to give general guidance to members in resolving issues in relation to interest, late fees and penalties that may arise during their day to day practice.

(iii) Handbook on E-way Bill under GST

The process and procedural aspects pertaining to movement of goods are prescribed in rules relating to E-way Bills. The Handbook covers analysis of legal provisions, procedural and practical aspects relating to E-way Bill under GST.

(iv) Handbook on Annual Return under GST

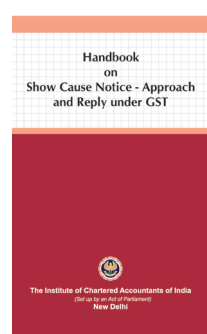
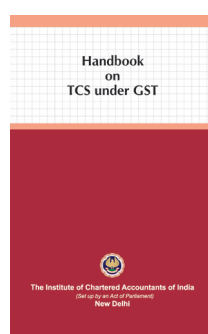
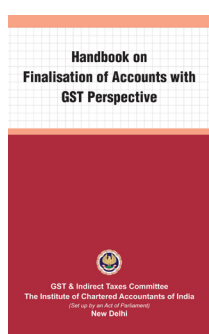
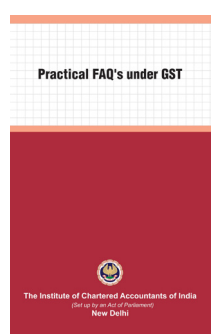
With a view to facilitate taxpayers in filing GST Annual Returns, the Committee published Handbook on GST Annual Return. The Handbook is very comprehensively designed and contains clause-by-clause analysis of Annual Return.

(v) Handbook on Job Work under GST

The Handbook aims at guiding members as also other stakeholders in understanding various compliances related to job work under GST law including conditions and restriction for removal of inputs / semi-finished goods/capital goods to a job worker, duration within which the job worker should return the goods so sent, disposal of waste & scrap generated during job work, availment of input tax credits, etc.

(vi) Handbook on Refund under GST

The Handbook deals with various provisions relating to refunds under GST including conditions and procedures for granting refunds. The provisions have been elaborated with the help of FAQs, MCQ's, flowcharts, diagrams and illustrations etc. to make the reading and understanding easier.





(vii) Handbook on TDS provision under GST

The Handbook on TDS Provisions under GST gives an insight on various provisions relating to TDS like when is TDS required to be deducted, who is required to deduct TDS, what is the procedure for filing TDS return, what are the applicable interest, late fees and penalty that may be imposed on non-deduction of TDS etc.

(viii) Handbook on Advance Ruling under GST

Advance Rulings provide certainty in determining tax liability in advance in relation to an activity proposed to be undertaken by the applicant. This Handbook attempts to cover and explain the various aspects related to Advance Ruling with the help of FAQs and examples.

(ix) Handbook on Reverse Charge under GST

This Handbook covers procedural aspects and legal provisions related to reverse charge. The illustrations & FAQs will provide an additional benefit to the readers of this Handbook.

(x) Handbook on Casual Taxable Person under GST

The Handbook on Casual Taxable Person under GST contains analysis of the various provisions relating to a casual taxable person with the aid along with few FAQ's, MCQ's, flowcharts, diagrams and illustrations etc. to make the reading and understanding easier.

(xi) Handbook on Invoicing under GST

This Handbook discusses a variety of aspects relating to e-invoicing like, type of documents specified in the law in relation to e-invoicing, which document is to be issued in which situation, prescribed content of the documents, importance of documents to substantiate the ITC claims, importance of documents in case of movement of goods, how will the information related to documents be reflected in returns etc.

(xii) Handbook on Returns and Payment under GST

The Handbook aims to provide guidance to the readers on various GST returns and provisions relating to payments under GST. The various returns have been analysed in detail in the Handbook with the help of flowcharts, diagrams, illustrations etc. to facilitate enhanced comprehension.

(xiii) Handbook on TCS Provisions under GST

The Handbook on TCS Provisions explains the various aspects relating to TCS like who is required to collect tax, when is tax required to be collected, how the collectee will take benefit of TCS, procedure for filing TCS return, interest, late fees and penalty that may be imposed on non-collection of TCS etc.

(xiv) Handbook on Composition under GST

The Handbook explains various concepts/ procedures relating to composition scheme like who is eligible for the scheme, how to apply for the scheme, time and place of supply, value of supply and returns to be filed etc. in relation to this scheme.

(xv) Handbook on Input Service Distributor in GST

The Handbook explains the provisions relating to input service distribution like, registration of input service distributor, manner of credit distribution by input service distributor, consequence of excess distribution of credit by input service distributor etc.



(xvi) Handbook on Accounts and Records under GST

The Handbook explains the provisions prescribed in the GST law relating to accounts and records. Provisions like who are required to maintain accounts and records, where should the accounts and records be maintained, period of retention accounts and records, relaxations in maintaining records etc. have been discussed in the Handbook with the aid of FAQs and MCQs to make the reading and understanding easier.

(xvii) Handbook on Incentives in Foreign Trade Policy

This Handbook gives a complete insight on the Foreign Trade Policy and procedures for the period 2015-20 which have been extended up to 31 March 2021. It details the policy of the Union Government on extending the export remission and incentive schemes as also guides the Start-ups on how to avail various export benefits and compete in the international trade.

(xviii) Handbook on Show Cause Notice under GST

The Handbook gives an insight on provisions relating to show cause notices which are issued under different provisions of GST Law. Efforts have been made to explain how the taxpayers and professionals should approach and reply to such show cause notices.

(xix) Handbook on Finalisation of Accounts with GST Perspective

The Handbook is aimed at guiding the members on various precautions to be taken from GST perspective while finalising the books of accounts. It contains topics like audit approach to GST compliances, review of balance sheet, CARO & tax audit etc.

(xx) Handbook on Liability to Pay in Certain Cases under GST

The Handbook attempts to cover various aspects related to liability to pay in certain cases at one place. It seeks to provide general guidance to all stakeholders in resolving issues that may arise during the course of compliances under GST.

(xxi) Practical FAQs under GST

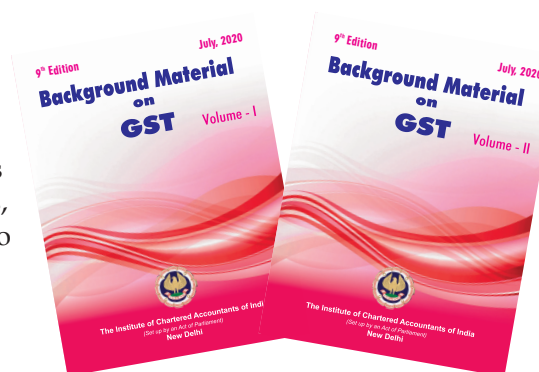
This Handbook addresses 503 practical queries received during various webcasts organised by the Committee. The queries relate to range of topics like concept of supply, levy of GST, nature and place of supply, input tax credit, time and value of supply, reverse charge mechanism, interest, late fee, penalty etc.

(xxii) Compliances of GST in Banking Sector - Revision

This publication was revised by the Committee during the year. It contains discussion on various aspects relating to banking sector vis a vis GST like income earned and expenses incurred by banks, input tax credit, routine procedural checks, questionnaire for GST Audit of banks etc.

(xxiii) Background Material on GST - Revision

This flagship publication of the Committee was revised in July 2020 to update the same with the changes made in the law. The Background Material contains comprehensive analysis of GST law including acts, rules, recent notifications, circulars or orders issued up to 30th June, 2020. It also includes FAQs, MCQs, flowcharts, diagrams and illustrations etc. to make the reading and understanding easier.



Meetings of the Committee

Sl. No.	Meeting No.	Date of Meeting
1.	73rd Meeting	13th March, 2020
2.	74th Meeting	12th May, 2020
3.	75th Meeting	28th July, 2020
4.	76th Meeting	23rd Dec, 2020
5.	77th Meeting	21st Jan, 2021
6.	78th Meeting	2nd Feb, 2021



Programmes and Courses

(i) Online Certificate Course on GST

During the year, considering the COVID pandemic, Certificate Course were conducted online to ensure safety and well-being of the members. A total of 21 batches of the Course were organised virtually which were attended by 2489 members.

The Assessment Test for the Certificate Course on GST was successfully conducted online on 27th December 2020 and 24th January 2021. A total of 768 participants appeared for the test on 27th December and 867 on 24th January 2021, wherein 768 and 867 participants appeared respectively. The result of the first and second test was declared on 30th December 2020 and 25th January 2021 respectively. A total of 720 and 792 members successfully passed the first and second test respectively.



(ii) Online Certificate Course on UAE VAT

The Committee organised an online batch of Certificate Course on UAE VAT from 18th September to 2nd October 2020 which was attended by 102 members. The Assessment Test for the same was conducted on 22nd January 2021 and a total of 54 members appeared for the test out of which 53 members passed the test.

(iii) Online Course on Reconciliation Statement

The Committee organised an online Five Days Course on Reconciliation Statement, Audit & Appeals from 25th April to 3rd May, 2020. The recording of course was hosted on the ICAI Digital Learning Hub for viewing by members free of charge.



(iv) Workshops, Seminars and Conferences on GST

With a view to update the members with the latest development in the area of indirect taxes, including GST, the Committee organised 14 online programmes, workshops, seminars and conferences, which were attended by approx. 8000 members.

(v) Residential Refresher Course on GST

The Committee organised a Residential Refresher Course on GST from 5th to 7th February, 2021 at Rajkot. All the COVID guidelines were followed in organising the Course.

| Remembrance

We record here the dedicated and devoted work done by the former Secretary of the Committee, CA. Sharad Singhal who passed away at a very young age of 36 on 26th September 2020. The world of GST in general and our Committee in particular, will miss his intellectual expertise. The will of the Almighty prevails over everything and all of us have to accept his decision with a bow.



| Acknowledgements

We are thankful to CA. Atul Kumar Gupta, President, ICAI, CA. Nihar N Jambusaria, Vice-President, ICAI and all our Council colleagues for reposing their faith in us for steering the GST & Indirect Taxes Committee. We thank all the members of GST & Indirect Taxes Committee, Co-opted Members, Special Invitees for their substantial involvement and contribution in meetings, preparation/ vetting of publications, training the members etc. and supporting in all the endeavours of the Committee. We would also like to thank the Convenors and members of the Study Groups who have always supported the various initiatives of the Committee.

We are grateful to CBIC, GSTN and other Government departments for providing us wonderful opportunities to serve them and work with them towards creation of a better indirect tax regime. Lastly, we would like to thank Secretariat, GST & Indirect Taxes Committee for their dedication and support towards all the activities/initiatives of the Committee.

CA. Sushil Kumar Goyal

Vice-Chairman

GST & Indirect Taxes Committee

CA. Rajendra Kumar P

Chairman

GST & Indirect Taxes Committee



GST & Indirect Taxes Committee of ICAI
The Institute of Chartered Accountants of India
(Set up by an Act of Parliament)