

SUMMARY OF NOTIFICATIONS & CIRCULARS UNDER GST

S.No.	Contents																													
1.	<p>As per <u>Notification No. 31/2020 (CGST) dated 03.04.2020,</u></p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: center;">S. No</th> <th style="text-align: center;">Class of registered persons</th> <th style="text-align: center;">Rate of interest</th> <th style="text-align: center;">Tax Period</th> <th style="text-align: center;">Condition-return in FORM GSTR-3B is furnished</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">1.</td> <td>Taxpayers having an aggregate turnover of more than rupees 5 crores in the preceding financial year</td> <td style="text-align: center;">Nil for first 15 days from the due date, and 9 per cent thereafter</td> <td style="text-align: center;">February, 2020 to April, 2020</td> <td style="text-align: center;">On or before the 24th day of June, 2020</td> </tr> <tr> <td style="text-align: center;">2.</td> <td rowspan="2">Taxpayers having an aggregate turnover of more than rupees 1.5 crores and up to rupees five crores in the preceding financial year</td> <td rowspan="2" style="text-align: center;">Nil</td> <td style="text-align: center;">February, 2020, March, 2020</td> <td style="text-align: center;">On or before the 29th day of June, 2020</td> </tr> <tr> <td></td> <td style="text-align: center;">April, 2020</td> <td style="text-align: center;">On or before the 30th day of June, 2020</td> </tr> <tr> <td style="text-align: center;">3.</td> <td rowspan="3">Taxpayers having an aggregate turnover of up to rupees 1.5 crores in the preceding financial year</td> <td rowspan="3" style="text-align: center;">Nil</td> <td style="text-align: center;">February, 2020</td> <td style="text-align: center;">On or before the 30th day of June, 2020</td> </tr> <tr> <td></td> <td style="text-align: center;">March, 2020</td> <td style="text-align: center;">On or before the 3rd day of July, 2020</td> </tr> <tr> <td></td> <td style="text-align: center;">April, 2020</td> <td style="text-align: center;">On or before the 6th day of July, 2020.</td> </tr> </tbody> </table>	S. No	Class of registered persons	Rate of interest	Tax Period	Condition-return in FORM GSTR-3B is furnished	1.	Taxpayers having an aggregate turnover of more than rupees 5 crores in the preceding financial year	Nil for first 15 days from the due date, and 9 per cent thereafter	February, 2020 to April, 2020	On or before the 24th day of June, 2020	2.	Taxpayers having an aggregate turnover of more than rupees 1.5 crores and up to rupees five crores in the preceding financial year	Nil	February, 2020, March, 2020	On or before the 29th day of June, 2020		April, 2020	On or before the 30th day of June, 2020	3.	Taxpayers having an aggregate turnover of up to rupees 1.5 crores in the preceding financial year	Nil	February, 2020	On or before the 30th day of June, 2020		March, 2020	On or before the 3rd day of July, 2020		April, 2020	On or before the 6th day of July, 2020.
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2.	As per <u>Notification No. 32/2020 (CGST) dated 03.04.2020,</u> late fee for delay in furnishing returns in FORM GSTR-3B for the tax periods of February, 2020 to April, 2020 is waived provided the return in FORM GSTR-3B by the date as specified in the above Notification.																													
3.	As per <u>Notification No. 33/2020 (CGST) dated 03.04.2020,</u> late fee for delay in furnishing the statement of outward supplies in FORM GSTR-1 for taxpayers for the tax periods March, 2020 to May, 2020 and for quarter ending 31.03.2020 is waived if the same are furnished on or before 30th day of June, 2020.																													
4.	As per <u>Notification No. 34/2020 (CGST) dated 03.04.2020,</u> due date of furnishing statement, containing the details of payment of self-assessed tax in FORM GST CMP08 for the quarter ending 31.03. 2020 has been extended till the 07.07.2020																													

	and filing FORM GSTR-4 for the financial year ending 31.03 2020 till the 15.07 2020.											
5.	<p>As per <u>Notification No. 35/2020 (CGST) dated 03.04.2020</u>,</p> <ol style="list-style-type: none"> Where, any time limit for completion or compliance of any action, by any authority or by any person, which falls during the period from the 20.03 2020 to the 29.06.2020, and where completion or compliance of such action has not been made within such time, then, the time limit for completion or compliance of such action, shall be extended upto the 30.06.2020. Where an e-way bill is generated and its validity expires during the period 20.03.2020 to 15.04.2020, then the validity of such e-way bill is extended to 30.04.2020. 											
6.	<p>As per <u>Notification No. 36/2020 (CGST) dated 03.04.2020</u>, last date for furnishing of GSTR-3B for the month of May, 2020 is extended in staggered manner:</p> <table border="1"> <thead> <tr> <th>Class of registered persons</th> <th>States</th> <th>Due Date</th> </tr> </thead> <tbody> <tr> <td>Taxpayers having an aggregate turnover of more than rupees 5 crores in the preceding financial year</td> <td>All</td> <td>On or before 27.06.2020</td> </tr> <tr> <td rowspan="2">Taxpayers having an aggregate turnover of upto rupees 5 crores in the preceding financial year</td> <td>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</td> <td>On or before 12.07.2020</td> </tr> <tr> <td>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</td> <td>On or before 14.07.2020</td> </tr> </tbody> </table>	Class of registered persons	States	Due Date	Taxpayers having an aggregate turnover of more than rupees 5 crores in the preceding financial year	All	On or before 27.06.2020	Taxpayers having an aggregate turnover of upto rupees 5 crores in the preceding financial year	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	On or before 12.07.2020	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	On or before 14.07.2020
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7.	<p><u>Notification No. 37/2020 (CGST) dated 28.04.2020</u>, appoints 21.04.2020 as the date to give effect to the provisions of rule 87 (13) and FORM GST PMT-09 of the CGST Rules, 2017.</p>
8.	<p><u>Circular No. 136/06/2020 (CGST) dated 03.04.2020</u>, clarifies the issue:</p> <ol style="list-style-type: none"> 1. Taxpayers who have opted to pay tax under composition scheme or those availing to pay tax under special composition scheme have been allowed to: <ol style="list-style-type: none"> a. furnish the statement of details of payment of self-assessed tax in FORM GST CMP-08 for the quarter January to March, 2020 by 07.07.2020; and b. furnish the return in FORM GSTR-4 for the financial year 2019-20 by 15.07.2020. 2. Taxpayers opting for the composition scheme for the financial year 2020-21, have been allowed to: <ol style="list-style-type: none"> a. file an intimation in FORM GST CMP-02 by 30.06.2020; and b. furnish the statement in FORM GST ITC-03 till 31.07.2020. 3. The due dates for furnishing FORM GSTR-3B for the months of February, March and April, 2020 has not been extended but the rate of interest has been prescribed and late fees has been waived if returns are furnished by the prescribed dates. 4. Taxpayers who are required to deduct tax at source under section 51, Input Service Distributors and Non-resident Taxable persons have been allowed to furnish the respective returns for the months of March, 2020 to May, 2020 on or before the 30.06.2020. <p>Taxpayers who are required to collect tax at source under section 52, have been allowed to furnish the respective returns for the months of March, 2020 to May, 2020 on or before the 30.06.2020.</p>
9.	<p><u>Circular No. 137/07/2020 (CGST) dated 13.04.2020</u>, clarifies the issue:</p> <ol style="list-style-type: none"> 1. <u>An advance is received by a supplier for a service contract which subsequently got cancelled. The supplier has issued the invoice before supply of service and paid the GST thereon.</u> <ol style="list-style-type: none"> a. The supplier is required to issue a “credit note” in terms of section 34 of the CGST Act. <ol style="list-style-type: none"> i. Details of such credit notes shall be declared in the return for the month during which such credit note has been issued. ii. The tax liability shall be adjusted in the return subject to conditions of section 34 of the CGST Act. iii. No need to file a separate refund claim

b. In cases where there is no output liability against which a credit note can be adjusted, registered persons may proceed to file a claim under “Excess payment of tax, if any” through FORM GST RFD-01.

2. An advance is received by a supplier for a Service contract which got cancelled subsequently. The supplier has issued receipt voucher and paid the GST on such advance received.

a. He is required to issue a “refund voucher” in terms of section 31 (3) (e) of the CGST Act read with rule 51 of the CGST Rules.

b. The taxpayer can apply for refund of GST paid on such advances by filing FORM GST RFD-01 under the category “Refund of excess payment of tax”.

3. Goods supplied by a supplier under cover of a tax invoice are returned by the recipient.

a. The supplier is required to issue a “credit note” in terms of section 34 of the CGST Act.

i. He shall declare the details of such credit notes in the return for the month during which such credit note has been issued.

ii. The tax liability shall be adjusted in the return subject to conditions of section 34 of the CGST Act.

iii. There is no need to file a separate refund claim in such a case.

b. In cases where there is no output liability against which a credit note can be adjusted, registered persons may proceed to file a claim under “Excess payment of tax, if any” through FORM GST RFD-01.

4. Letter of Undertaking (LUT) furnished for the purposes of zero-rated supplies has expired on 31.03.2020.

a. In terms of Notification No. 35/2020-Central Tax, time limit for filing of LUT for the year 2020-21 shall stand extended to 30.06.2020 and the taxpayer can continue to make the supply without payment of tax under LUT provided that the FORM GST RFD-11 for 2020-21 is furnished on or before 30.06.2020.

b. Taxpayers may quote the reference no of the LUT for the year 2019-20 in the relevant documents.

5. While making the payment to recipient, amount equivalent to one per cent was deducted as per the provisions Tax Deducted at Source.

a. As per notification No. 35/2020-Central Tax dated 03.04.2020, where the timeline for any compliance required falls during the

period from 20.03.2020 to 29.06.2020, the same has been extended till 30.06.2020.

- b. The due date for furnishing of return in FORM GSTR-7 along with deposit of tax deducted for the said period has also been extended till 30.06.2020 and no interest shall be leviable if tax deducted is deposited by 30.06.2020.

6. As per section 54 (1), a person is required to make an application before expiry of two years from the relevant date. If in a particular case, date for making an application for refund expires on 31.03.2020, can such person make an application for refund before 29.07.2020?

- a. As per notification No. 35/2020-Central Tax dated 03.04.2020, where the timeline for any compliance required as per sub-section (1) of section 54 falls during the period from 20.03.2020 to 29.06.2020, the same has been extended till 30.06.2020.
- b. The due date for filing an application for refund falling during the said period has also been extended till 30.06.2020.