

GST Updates

**Covid-19 related relaxations further extended
by Government**

With COVID-19 conditions still prevailing, post GST Council 43rd meeting, Government has issued several Notifications providing relaxations related to compliances.

Gist of such Notifications are as follows:

GST - Compliance related relaxations

- Covid related relaxations extended further to subsequent month and also changes in earlier benefits provided

(changes highlighted in blue)

Sr. No.	Tax Return Period	Original Due Date ('ODD')	Revised Due Date ('RDD') (without Late Fee)	Interest Relaxation		
(A)	(B)	(C)	(D)	(E)		
1	For Registered dealer having aggregate turnover exceeding 5 crores in previous Financial Year					
	March 2021	20 April 2021	05 May 2021	• Interest at 9% p.a. applicable if returns filed upto Revised Due Date		
	April 2021	20 May 2021	04 June 2021			
	May 2021	20 June 2021	05 July 2021			
2	For Registered dealer having aggregate turnover upto 5 Crores in previous Financial Year					
	March 2021	20 April 2021	19 June 2021	Returns filed within	Interest Applicable	
				1 st to 15 th days	Nil	
				16 th to 60 th day	9 percent p.a.	
				61 st day onwards	18 percent p.a.	
	April 2021	20 May 2021	04 July 2021	Returns filed within	Interest Applicable	
				1 st to 15 th days	Nil	
				16 th to 45 th day	9 percent p.a.	
				46 th day onwards	18 percent p.a.	
	May 2021	20 June 2021	20 July 2021	Returns filed within	Interest Applicable	
				1 st to 15 th days	Nil	
				16 th to 30 th day	9 percent p.a.	
				31 st day onwards	18 percent p.a.	
	3	Registered dealer having turnover below 5 crores opted for QRMP Scheme				
		January 2021 to March 2021	22 April 2021 ¹ 24 April 2021 ²	21 June 2021 ¹ 23 June 2021 ²	Returns filed within	Interest Applicable
					1 st to 15 th days	Nil
16 th to 60 th day					9 percent p.a.	
61 st day onwards					18 percent p.a.	
4	Composition Dealers					
	January 2021 to March 2021	18 April 2021	18 April 2021	Returns filed within	Interest Applicable	
				1 st to 15 th days	Nil	
				16 th to 45 th day	9 percent p.a.	
				46 th day onwards	18 percent p.a.	
• Notification No. 18/2021 – Central Tax Dated 01 June 2021 with effect from 18 May 2021, • Notification No. 19/2021 – Central Tax Dated 01 June 2021 with effect from 20 May 2021, • Notification No. 02/2021 – Integrated Tax Dated 01 June 2021 with effect from 18 May 2021 and • Notification No. 02/2021 – Union Territory Tax Dated 01 June 2021 with effect from 18 May 2021						

¹ Due dates applicable to dealers located at Chhattisgarh, Madhya Pradesh, Gujarat, Maharashtra, Karnataka, Goa, Kerala, Tamil Nadu, Telangana, Andhra Pradesh, Daman and Diu and Dadra and Nagar Haveli, Puducherry, Andaman and Nicobar Islands and Lakshadweep

² Due dates applicable to dealers located at Himachal Pradesh, Punjab, Uttarakhand, Haryana, Rajasthan, Uttar Pradesh, Bihar, Sikkim, Arunachal Pradesh, Nagaland, Manipur, Mizoram, Tripura, Meghalaya, Assam, West Bengal, Jharkhand, Odisha, Jammu and Kashmir, Ladakh, Chandigarh and Delhi

- Change in levy of Late Fees imposed for returns to be filed from June 2021 onwards (including quarterly)

Category of Dealer	Late Fees Applicable (for both CGST and SGST/UTGST)
1. For Dealers filing GSTR 1 and GSTR 3B	
Registered Dealers with Nil Liability	INR 20 per day (Max upto INR 500)
Registered Dealers with turnover below INR 1.5 Crore in previous financial year	INR 50 per day (Max upto INR 2,000)
Registered Dealer with turnover between INR 1.5 Crore to INR 5 Crores in previous financial year	INR 50 per day (Max upto INR 5,000)
Registered Dealer with turnover above INR 5 Crores in previous financial year	INR 50 per day (Max upto INR 10,000)
2. For Dealers filing GSTR 04 (Composition Dealers)	
Registered Dealers with Nil Liability	INR 20 per day (Max upto INR 500)
For other Dealers	INR 50 per day (Max upto INR 2,000)
3. For Dealers filing GSTR 07 (TDS Returns)	
All dealers	INR 50 per day (Max upto INR 2,000)

(Notification No. 19/2021-Central Tax, Notification No. 20/2021-Central Tax, Notification No. 21/2021-Central Tax, and Notification No. 22/2021-Central Tax, Dated: 01 June 2021)

- Extension of due date for filing return

Notification No.	Type of GST Return	Type of Dealer	Frequency	Period	Original Due Date	Revised Due date
17/2021 Central tax dated 1 June 2021	GSTR-01	Regular Taxpayer	Monthly	May 2021	11 June 2021	26 June 2021
25/2021 Central tax dated 31 May 2021	GSTR-04	Composition Dealer	Yearly	FY 20-21	30 April 2021	31 July 2021
26/2021 Central tax dated 31 May 2021	ITC -04	All dealers (Sending goods for Job work)	Quarterly	January 2021 to March 2021	25 April 2021	30 June 2021
27/2021 Central tax dated 01 June 2021	IFF	QRMP	Monthly	May 2021	13 June 2021	28 June 2021

Amnesty Scheme for Non Filers of GST return

- GST Amnesty scheme for non-filers registered dealers of GSTR-3B for period July 2017 to April 2021

Category of Dealer	Capping of Late Fees	Condition
Dealer with Nil Liability	Upto INR 500 per return (INR 250 each for CGST and SGST/UTGST)	Returns to be filed between 1 June, 2021 to 31 August, 2021
Other Dealers	Upto INR 1,000 per return (INR 500 each for CGST and SGST/UTGST)	

Exentsion of Timelines for matters related to notices, assements, audit, appeals and others

• Extension of Timeline for Other Compliances

Like the previous wave of pandemic, the Government has extended the timeline for undertaking other compliances as follows: (Notification No. 14/2021 – Central Tax dated 01.05.2021 w.e.f. 15 April 2021 and Notification No. 24/2021 – Central Tax dated 01.05.2021 w.e.f. 30 May 2021)

Qualifying Action	Extended Timeline	Scenarios where extension is applicable
Where the time limit of undertaking any action or compliance by any authority or taxpayer falls between 15 April 2021 to 29 June 2021	30 June 2021	- Following actions by any authority, commission or tribunal: - completion of any proceeding; - passing of any order; - issuance of any notice, intimation, notification, sanction or approval or such other action - Following actions by any taxpayer or any other person: - Filing of any appeal, reply or application or furnishing of any report, document, return, statement or such other record
Time limit of issuing rejection order for refund (SCN already issued) is expiring between 15 April 2021 to 29 June 2021	Later of 30 June 2021 or 15 days from receipt of reply	As per CGST Act, 2017 the proper officer is required to issue an order for refund within 60 days of receipt of application. Government has extended this 60 days' timeline falling due between 15 April 2021 to 29 June 2021
Time limit for undertaking any action (by a taxpayer or any authority) for approval of registration application (as provided under Rule 9 of CGST Rules, 2017) is falling between 01 May 2021 and 30 June 2021	15 July 2021	NA
Extension of Time shall not be applicable for compliance of following provision of CGST Act and rules framed thereunder such as:		
- Time and Value of Supply related provisions as per Chapter IV, - Where option exercise by Composition dealer lapses with effect from the day when aggregate turnover during a financial year exceeds the specified limit as per section 10 (3), - Registration as per section 25, - Special provisions relating to casual taxable person and non-resident taxable person as per section 27, - Tax Invoice as per section 31, - Furnishing of Return under section 37,		- Furnishing of Return as per section 39 – GSTR-3B excluding TDS, ISD and registered non-resident taxable person related returns, - Levy of Late fees as per section 47, - Levy of Interest as per section 50, - Issuance of E-way bill as per section 68, - Power to arrest as per section 69, - Liability of partners of firm to pay tax as per section 90, - Penalty for certain offences as per section 122, - Detention, seizure and release of goods and conveyances in transit as per section 129.

Other Relaxation

- **Relaxation in restriction of Input Tax Credit under Rule 36(4) of CGST Rule 2017**
 - Restriction of 5% ITC shall apply cumulatively for period April, May, and June 2021. (Notification No. 27/2021 – Central Tax Dated 01 June 2021)
- **Filing of GST Returns through Electronic Verification Code ('EVC') by Corporate Assesses**
 - Corporate assesses (i.e. those registered under Companies Act, 2013) are allowed to file GSTR-1/GSTR-3B/Invoice Furnishing Facility (IFF) through electronic verification code (EVC) instead of normal digital signatures during the period 27 April,2021 to 31 August,2021. (Notification No. 27/2021-Central Tax, Dated: 01 June 2021).
- **Notifying the Retrospective Amendment in relation to applicability of Interest only on Net Tax paid in Cash.**
 - Retrospective amendment in section 50 of the CGST Act with effect from 01 July 2017, providing for levying interest only on the tax paid through cash in cases where the return in Form GSTR-3B for the relevant months have been filed after the due date. Government has notified this provision from 1 June,2021. (Notification No. 16/2021-Central Tax, Dated: 01 June 2021)
- **Expansion in List of Persons not Required to issue E-Invoice.**
 - Government has expanded the list of persons not required to issue E-Invoice. Now in addition to persons already specified, a Government Department and a Local Authority would not be required to issue E-Invoice. (Notification No. 23/2021 – Central Tax dated 01 June 2021).