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THE DAILY LIFELINE

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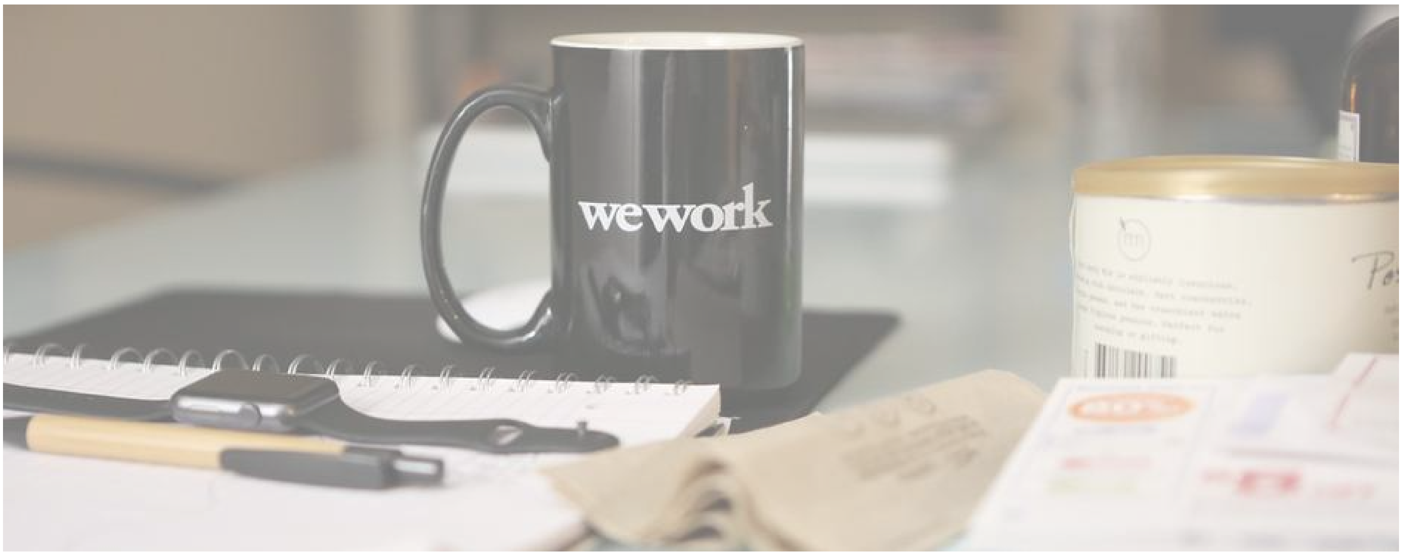

WHAT'S NEW IN PROFESSIONAL/ BUSINESS WORLD TODAY:

Goods & Service Tax
Direct Tax Code
Income Tax
Economy | Finance

BIGGEST CHALLENGE- HOW TO KEEP UPDATED ON DAILY BASIS

By Pradeep Goyal, FCA | ACPA, Australia

Laws are changing frequently in India, there are big developments and announcements on daily basis in Economic & Finance world and many other reforms are on the way. This newsletter will keep you updated on daily basis along with documents taken from authentic sources.

INDEX

UPDATES RELATED TO

- New Direct Tax Code-Ministry of Finance
- Goods & Service Tax by CBIC
- Income Tax by CBDT
- Announcement by ICAI
- Announcements by ICSI
- Corporate Laws by MCA
- Listing/Market by SEBI
- Foreign Trade Policy by DGFT
- Start-ups by Start Up India Department
- Micro, Small & Medium Enterprises by Ministry of MSME
- Money Market/Banks by RBI
- New acts notified/Bills introduced in parliament or Executive orders by President
- Latest developments in Economy & Finance world.

Updates related to New Direct Tax Code-Ministry of Finance

- **What to expect from the Direct Tax Code?**
  A report, which aims to overhaul the Income Tax Act, has not been released to the public, but its recommendations are expected to cover four primary areas. The surprise increase in income tax surcharge, as announced in Budget 2019, could soon be a thing of the past. On August 19, the Direct Tax Code (DTC) took a firm step in its 11- year journey with a draft report submitted to Finance Minister.
  Forbes India Report read here

- **Balancing act: Direct tax Code to bring no relief to stock markets**
  The Direct Tax Code draft proposed by a government panel earlier this month may have sought to substantially lessen the tax burden on individuals and corporates, but it won't alter the current tax regime for participation in and gains from the stock markets. According to official sources, extant taxes on the short-term and long-term capital gains from sale of assorted assets, including the contentious LTCG tax introduced for listed equities in the Finance Act 2018, will not only remain but will be levied at the same rates as now, post-adoption of DTC. So will be the case of securities transaction tax (STT).
  Finance Express Report

Updates related to Goods & Service Tax by CBIC

- **Notification/Circular/Press release/FAQs/Portal Update/Write-up by CBIC**

  - **CBIC issued e-version of GST Flyer on New GST Returns.**
    Download your copy here

- **Legal updates- Court/AAARA judgements/Advance Rulings**
  [AAARA- Appellate Authority for Advance Ruling | ARA- Advance Ruling Authority]

Sr.No.	Key to find the document	Court/ARA/AAAR	Description	
			Ruling/ Judgement	Summary
1	[2019] 108 taxmann.com 515 Rajkot Nagarik Sahakari Bank Ltd., In re ORDER NO. GUJ. /GAAR/R/9/2019 MAY 15, 2019	Authority for Advance Rulings, Gujarat	Advance Ruling	Where applicant, multi-state Schedule Co-operative Bank, is providing various services under category of Financial and Related Services and had dispute with department on amount received as Refundable Interest Free Deposit and free services provided to such account and, hence, applicant is desirous to obtain Ruling on said issue, it is held that monetary value of act of providing Refundable Interest Free Deposit is consideration for services provided by applicant and, therefore, services provided by applicant can be treated as supply and chargeable to tax in hands of applicant.
2	[2019] 108 taxmann.com 512 Ruling No.R-07 March 2019	Authority for Advance Rulings, Gujarat	Advance Ruling	Fanta Fruity Orange' is a non-alcoholic beverage, taxed @ 18% GST

Sr.No.	Key to find the document	Court/ARA/ AAAR	Description	
			Ruling/ Judgement	**Summary**
3	[2019] 108 taxmann.com 516 Rajasthan Rajya Vidyut Prasaran Nigam Ltd., In re ADVANCE RULING NO. RAJ/AAR/2019-20/16 JULY 30, 2019	Authority for Advance Rulings, Rajasthan	Advance Ruling	Where the applicant, declared as State Transmission Utility (STU) by Government, is required to develop transmission system in State and in addition to principal activity of providing services of transmission of electricity, applicant is also providing services in form of Deposit Works for various consumers/intending agencies, which comprise deposit works to existing transmission system of applicant, transaction of facilitating execution of works (Deposit work) requiring modification/augmentation/shifting/additions to applicant's transmission system at specific request of consumer/intending agency is covered under 'scope of supply' in terms of section 7 of CGST Act, 2017.
4	[2019] 108 taxmann.com 514 ADVANCE RULING NO. RAJ/AAR/2019-20/13 JULY 2, 2019	Authority for Advance Rulings, Rajasthan	Advance Ruling	Where applicant, engaged in business of cotton oil seed, used service of Goods Transport Agency (GTA) for transportation of its goods, applicant being recipient of service was liable to pay GST on basis of reverse charge mechanism on freight paid by it to GTA for transportation of its goods

Sr.No.	Key to find the document	Court/ARA/ AAAR	Description	
			Ruling/ Judgement	Summary
5	[2019] 108 taxmann.com 511 Pandurang a Stone Crusher v. Union of India W.P. NO. 8662 OF 2019 AUGUST 14, 2019	High Court of Andhra Pradesh	Judgement	Where petitioner submitted GSTR-3B returns through GST portal but while claiming IGST input, petitioner had inadvertently and by mistake reported IGST input tax credit in a column relating to import of goods and services instead of placing that particular amount viz., IGST input tax credit in all other ITC column and, therefore, petitioner, sought for permission to rectify mistake that had crept in GSTR-3B returns, by interim order petitioner was permitted to rectify GSTR-3B statements for months of August and December, 2017 and January and February, 2018 manually subject to outcome of writ petition
6	[2019] 108 taxmann.com 510 ADVANCE RULING NO. GUJ/GAAR/ R/2019/06 MARCH 4, 2019	Authority for Advance Rulings, Gujarat	Advance Ruling	Applicant is formed by Govt of Gujarat along with Govt of India with a single object to develop Industrial City in Dholera Special Investment Region and Government is having 100 per cent control by way of holding of equity in the company. Since, applicant is constituted by participation share of 51 per cent of State Govt and 49 per cent of Central Govt, hence being, fully constituted by share of Govt, applicant is covered under definition of 'Govt Entity' and hence can claim benefits available to govt entity

Sr.No.	Key to find the document	Court/ARA/AAAR	Description	
			Ruling/ Judgement	Summary
7	[2019] 108 taxmann.com 509 ORDER NO. 20/WBAAR/2019-20 AUGUST 26, 2019	Authority for Advance Rulings, West Bengal	Advance Ruling	The applicant, while exporting 'single super phosphate', shall pay IGST at the rate of 18 per cent under Sl No. 43 of Schedule III of Notification No. 1/2017-IT (Rate) dated 28-6-2017, as amended from time to time, if it opts for refund in terms of section 16(3)(b) of the IGST Act.
8	[2019] 108 taxmann.com 167 G.K. Winding Wires Ltd. v. Union of India* WRIT TAX NO. 268 OF 2019 MARCH 8, 2019	HIGH COURT OF ALLAHABAD	Judgement	Where assessee was unable to upload Form GST TRAN-1 because electronic system of department did not respond, GST Authorities were directed to open portal before 31-3-2019 and in event they did not do so, they would entertain Form GST TRAN-1 of assessee manually

- **News/Latest Developments/Other updates**

❖ **CBIC launched full flash window on its portal regarding Sabka Vishwas (Legacy Dispute Resolution) Scheme, 2019**
Browse here to get all details about the scheme

❖ **CBIC issued E-Flyer on Sabka Vishwas (legacy Dispute Resolution) Scheme 2019.**
Click here for your copy

❖ **IDTC of ICAI is conducting a survey on the entire gamut of GST to find out the achievement, glitches and area which needs attention going forward.**

Chartered Accountants, are acknowledged as knowledgeable professional and are actually involve in the implementation of the GST at the ground level and kept abreast of the evolving GST law, therefore, are in a great position for providing feedback and making GST, a robust, simple, fair and transparent law to improve ease of doing business and facilitate trade. All members are accordingly requested to participate in this survey and give their feedback using this link.

The survey would be published as research paper by Sep, 2019 for the information of various stakeholders.

❖ **GST has flaws; redesign, revisit in its entirety: Punjab Finance Minister**
Money Control Report

❖ **Advance ruling: A useful tool for achieving tax certainty**
Advance ruling can be obtained in respect of registration requirement, classification, determination of time and value of supply, admissibility of input tax credit and determination of the tax liability. Taxpayers need to exercise this option with caution, compared with other modes of obtaining certainty and dispute resolution, in view of the recent trend of adverse rulings.
Live mint report

❖ **Unplanned GST roll-out led to fraud of ₹45,682 crore**
The "hurried and unplanned" roll-out of the GST has not only led to lower tax collections, but has also allowed frauds worth more than ₹45,000 crores to take place, West Bengal Finance Minister Amit Mitra wrote in a letter to Union Finance Minister Nirmala Sitharaman.
Hindu Report here

Updates related to Income Tax by CBDT

- **News/Latest Developments/Other updates**

❖ Reporting of foreign assets in income tax return: CBDT issues clarification.
ET Report

❖ Equity-linked saving scheme: ELSS mutual funds help you save income tax! You can save your money too, here is how.
Zee Business Report

Updates related to Corporate Laws by MCA

- MCA is filling up of 06 (six) posts of Judicial Member and 05 (five) posts of Technical Member in the National Company Law Tribunal (NCLT).
  Read here for more details
  Apply here online

Updates related to Listing/Market by SEBI

- **Handling of Clients' Securities by Trading Members/Clearing Members**

  In order to protect clients' funds and securities, The Securities Contracts (Regulation) Act, 1956 and Securities and Exchange Board of India (Stock-Brokers) Regulations, 1992 specifies that the stock broker shall segregate securities or moneys of the client or clients or shall not use the securities or moneys of a client or clients for self or for any other client. SEBI issued Circular No. CIR/HO/MIRSD/DOP/CIR/P/2019/75dated June 20, 2019 to this effect.

  Further, the following circulars were issued by SEBI from time to time detailing the operational modalities with respect to handling of client's funds and securities by stock broker (hereinafter referred to as 'Trading Member /Clearing Member 'or TM/CM).

  Effective deadline for implementation of above guidelines was 31st August 2019 which is now extended to 'October 01, 2019.

  [Read SEBI Circular SEBI/HO/MIRSD/DOP/CIR/P/2019/95August 29, 2019]

Updates related to Start-ups by Start Up India Department

- For recognised Start-ups, sensitizing them about the opportunity to work with Govt Departments, Start Up India is now conducting a workshop in Gurugram on September 4.
  [Read here for more]

- BSE's First Start-up Listing Alphalogic Techsys Oversubscribed On Day 2
  Read here

- "Bengaluru-based Empathy Design Labs, founded by Shivi Kapil, has designed Kriya, a wearable device for daily monitoring of pregnancy. The IoT-embedded product provides alerts & suggestions to expecting parents for timely action.
  Read here

- The next leg of growth in India's start-up ecosystem to come from the North-East Region.
  Read here

- Pune to host Smart Cities Mission Technology Showcase Day
  Read here

Updates related to Money Market/Banks by RBI

- Reserve Bank of India released its Annual Report for 2018-19, a statutory report of its Central Board of Directors.
  [Download here]

- RBI issued notification on Cash withdrawal at PoS devices enabled for all debit cards/open loop prepaid cards issued by banks.
  Read here for more

Updates related to Latest developments in Economy & Finance world

- IBC will override RERA if time line for completion of project as per contract not followed. Held by NCLT reported in Delhi [2019] 108 taxmann.com 517 (NCLT - New Delhi) in case of Sunil Hada v. Today Homes Noida India Ltd.
- We haven't seen any slowdown in client spending: Nasscom chairman
- New speed breaker on India's road to $ 5 trn economy; NHAI's mounting debt
- Indian economic slowdown drags: Experts say only big bang reforms will help
- New FDI norms: Govt plans mega meet to fast-track Make in India
- Q1 GDP growth likely to be weaker at 5.5%, says RBI annual report
- RBI could have gone for higher risk provisioning, says Rakesh Mohan
- Govt's surcharge rollback fails to curb FPI selling spree, say experts
- NBFC funding to commercial sector plunges 20% in FY19: RBI annual report
- FM Nirmala Sitharaman press conference LIVE updates: To announce more measures to boost economy in coming weeks

SAVE WATER || SAVE UNIVERSE

Knowledge shared= Knowledge^2

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About Scribbler

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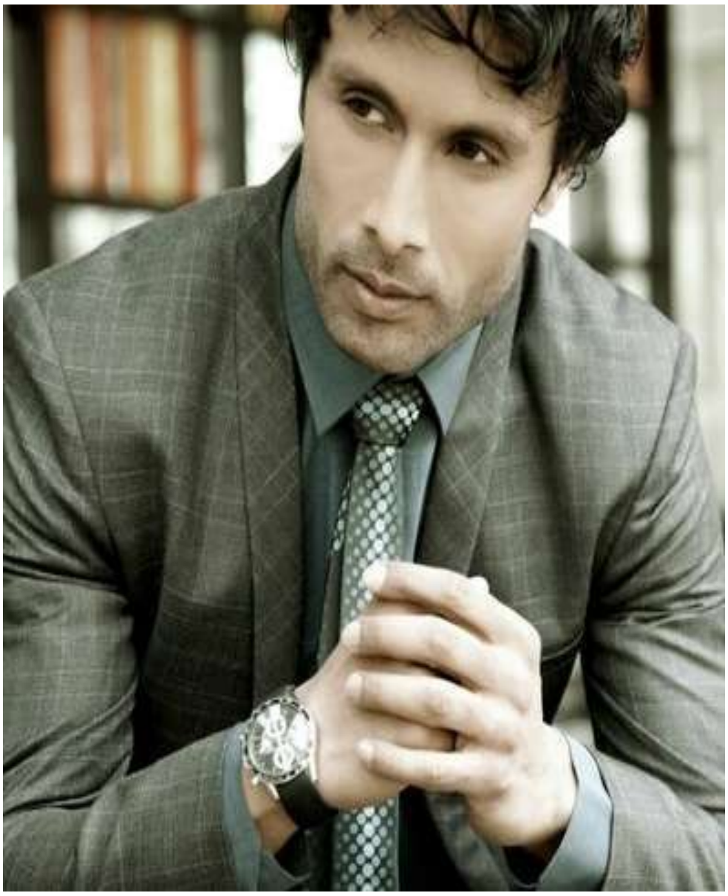

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