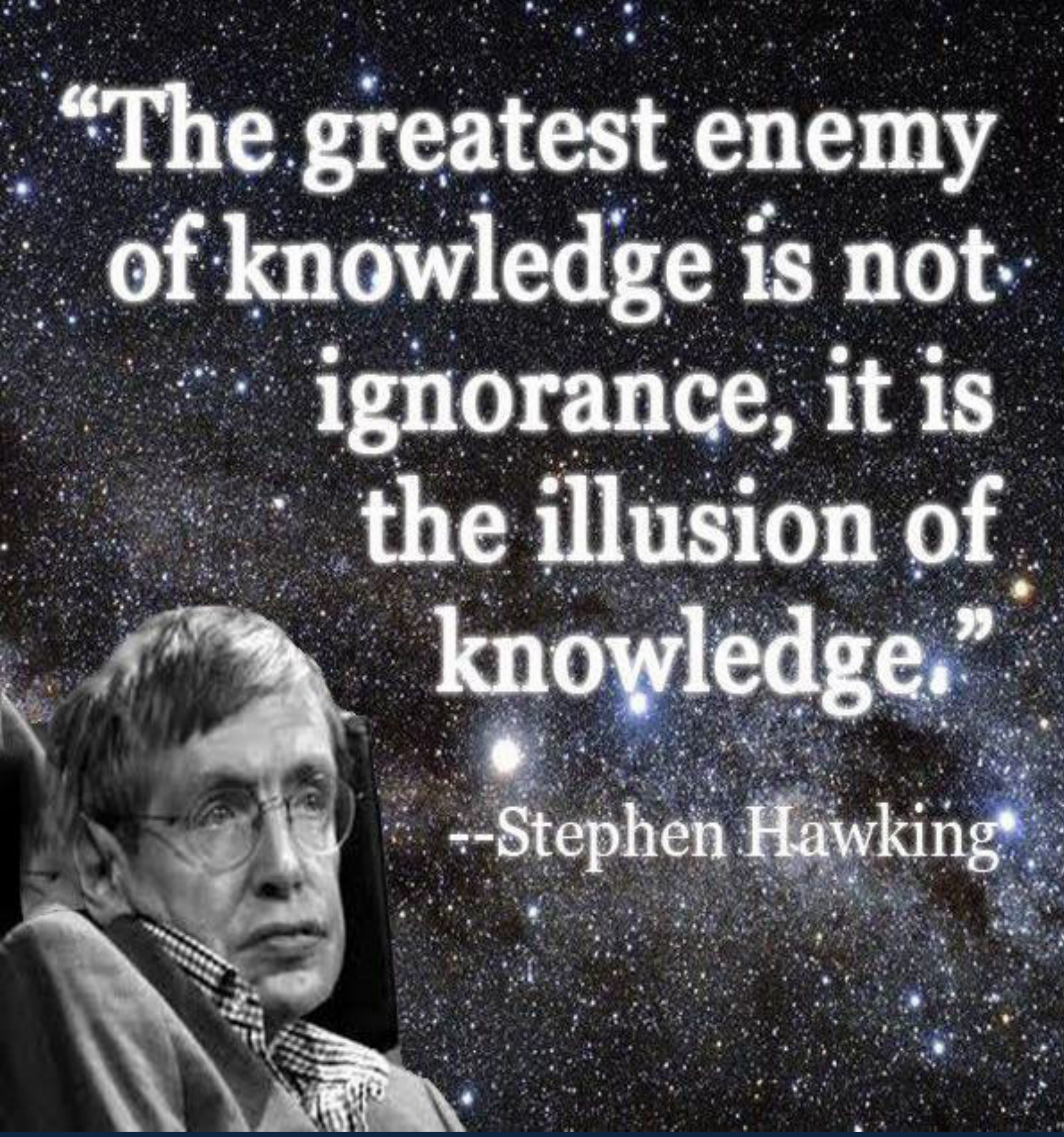

Shree's Tax Bulletin

Volume 1 . Issue 4 . April 2018

Shree Tax Chambers
Integrity . Speed . Expertise
Bengaluru . India

Dear Professional Colleagues,

New financial year, new challenges!! With the Almighty's blessings one more financial year with the great amount of learning, experience and nationwide recognition, just passed on..!! Your Shree Tax Chambers, wholeheartedly, welcomes its fourth financial year with all fresh enthusiasm & true spirit..!!

Pleased to place my official monthly's fourth issue before you. It is hoped that the last three issues have met your expectations. It is really heartening to receive numerous appreciations across the country for its simple presentation / contents.

The latest issue covers all key developments happened in the tax domain including international taxation. As a regular feature, due emphasis has been given to Notifications, Circulars and Orders, issued under various taxing statues up to 31.03.2018.

By the time writing this editorial, all new Income Tax, GST and Customs related books as amended by the Finance Act 2018 reached the bookstalls.

India – Positive Notes

Recently, Mr. Paul Krugman, a distinguished American Economist, rightly observed that *"India's growth story was incredible but it never got the attention it deserved........ the world's attention. Services propelling growth to an extent that hasn't been seen anywhere else in the world and the possibilities of service globalization have only just begun. Globalization of service trade has a huge potential. That's one reason to be especially hopeful of India's progress".* Interestingly, India's latest Economic Survey – 2017-18 and Union Budget was rightly emphasized on Prof. Paul Krugman's.......

Sad Demise of Prof. Stephen Hawking

On 14.03.2018, the science world has lost one of its precious gem or legendary theoretical physicist Prof. Stephen Hawking. Late Prof. was the former Lucasian Professor of Mathematics at the University of Cambridge and the author of international bestseller 'A Brief History of Time'. Prof. Stephen Hawking was a Fellow of the Royal Society (FRS). On 16.03.2018, two Russian astronomers who discovered GRB180316A, a newborn black hole in the Ophiuchus constellation had dedicated their find to Prof. Stephen Hawking. According to his family, Professor's ashes will be buried near the grave of Sir Isaac Newton, another famous British scientist, during a thanksgiving service on 15.06.2018.

Being a one of proud Pure Science, Mathematics student and great admirer, would like to dedicate the current Issue of the Tax Bulletin to our beloved Prof. Stephen Hawking.

In addition to, upon request, Taxman Publications, New Delhi, India's leading Tax Law Publishers, happily agreed and dedicated one of my advanced articles, officially.

Few more "Tax Laws" related articles have got published in India's leading Tax Law Weeklies during the month of March 2018, namely –

1. *Govt. should revamp outdated rules on allowance for employees – In Taxmann's prestigious "Corporate Professionals Today" weekly.*

2. *Opinion: An Analysis of Foreign exchanges gain or losses – In Taxmann weekly, as said earlier, the article has been officially dedicated to Late Prof. Stephan Hawking.*

3. *OIDAR or Cross-Border Services – GST Regime- In Taxmann.*

4. *High Sea Sales – In GST Era – GST Law Times weekly, A Centax Publications.*

Numbers of advanced articles are under consideration.

As Robert Frost said, "*The woods are lovely, dark and deep. But I have promises to keep, and miles to go before I sleep, and miles to go before I sleep.........*" *So I will keep......!!*

Let us have a look at key developments.

Happy Reading..!!

Prabhakar K S
A proud Pure Science, Mathematics & International Taxation Student

Shree Tax Chambers
Bengaluru | India

05.04.2018

Income Tax

Key Amendments To the Finance Bill 2018

The Finance Bill 2018 was tabled in the Parliament on 01.02.2018. In light of various suggestions received from the stakeholders, the Hon'ble Finance Minister proposed few more amendments to the Finance Bill while tabling it in the Lok Sabha on 14.03.2018. With approximate 80 changes the Bill has got Presidential assent on 29.03.2018 and became the Finance Act 2018.

Subsequent changes to Finance Bill 2018

Computation of actual cost on conversion of inventory or stock-in-trade - The Finance Act, 2018 has a new Explanation 1A to Section 43 to provide that the FMV of the inventory or stock-in-trade as on the date of conversion shall be deemed to be the actual cost of capital asset in hands of business entity.

LTCGs on sale of listed equities – The Finance Bill 2018 has proposed to levy 10 per cent LTCG tax on transfer of listed equity shares etc. Amendment brought in this regard is – Cost of acquisition of shares as on 01.02.2018 would be the indexed cost by applying Cost Inflation Index for financial year 2017-18 – Unlisted equities shares as on 31.01.2018, but subsequently listed on the date of transfer. Equities received in consideration of transfer of unlisted shares by way of transactions covered under section 47 after 31.01.2018.

Withdrawal of Section 54EC Exemption - The Finance Bill, 2018 proposed to restrict the scope of exemption under Section 54EC only in respect of LTCGs arising from land or building or both. Further, the lock-in period of these bonds, i.e., NHAI and RECL have been proposed to be increased to 5 years. The Finance Bill, 2018 as passed by Lok Sabha inserts a new proviso in section 54EC(2) that exemption shall be withdrawn if bonds issued on or after 01-04-2018 are transferred or redeemed within 5 years.

Requirement of PAN - The Finance Bill, 2018 proposed an amendment to Section 139A to provide that that every non-individual entity will have to obtain a PAN as its Unique Entity Number if they enter into a financial transaction of an amount aggregating to Rs. 2.50 lakhs or more in a financial year. However, the Finance Bill, 2018 as passed by Lok Sabha restricts the scope of this provision to only non-individual residents.

Income Tax related changes w.e.f 01.04.2018

Increase in levy of cess – Vide Finance Act, 2018, 'Health and Education Cess' has been increased to 4% of income-tax including surcharge, if any.

Re-introduction of Standard deduction - Up to the assessment year 2005 – 06, the salaried class were entitled to a Standard deduction of flat Rs. 30,000/-. Vide Finance Act, 2018 said deduction has been reintroduced but little higher amount by flat Rs. 40,000.

Interestingly, to claim such deduction, no documentary proof is prescribed or required...!!

Withdrawal for medical reimbursement and Transport Allowance - In place of medical reimbursement of Rs. 15,000 and deduction on account of transport allowance of Rs. 19,200, said 'Standard deduction' has been introduced. However, the existing transport allowance will be continued in the hands of differently-abled persons/ assessees.

Deduction for Medical Insurance - Till recently, the Section 80D of the Act provides that any payment towards medical insurance or preventive health check -up of a senior citizen or medical expenditure of a super or very senior citizen is entitled to a deduction of up to Rs. 30,000. The said limit has been increased to Rs. 50,000.

Round-up for the month of Month of March 2018

Direct Tax Collections for F.Y. 2017-2018

The **provisional figures** of DT collections for F.Y 2017-18 stands at Rs.9.95 lakh crore which is 17.1% higher than compare to F.Y 2016-17.

Gross collections before adjusting for refunds in F.Y 2017-18 have increased by 13% to Rs.11.44 lakh crore.

Refunds amounting to Rs.1.49 lakh crore have been issued during 2017-18.

The growth rate for net collections for Corporate Income Tax (CIT) stands at 17.1%. Similarly, Personal Income Tax including STT stands at 18.9%.

During FY 2017-18, total 6.84 crore Income Tax Returns (ITRs) were filed as compared to 5.43 crore during F.Y 2016-17, which shows growth of 26%. Interestingly, in F.Y 2017-18, the number of new ITR filers has also increased to 99.49 lakh, as on 30.03.2018, compared to 85.51 lakh new ITR filers added during F.Y 2016-17, which translates into a growth of 16.3%.

The increase in total returns filed and new returns filed during FY 2017-18 is a result of sustained efforts made by the Income Tax Department.

New Direct Tax Law - Suggestions sought from Stakeholders & General Public

In last November, the Central Government has constituted a Task Force to review the Income-tax Act, 1961 and to draft a new

Direct Tax Law in consonance with the economic needs of the country. The Task Force, recently invited suggestions and feedback from stakeholders and general public in specified and insisted to submit theirs to mail at rewriting-itact@gov.in latest by 02.04.2018.

Issues on which the Task Force sought suggestion or feedback are - Filing of return of income, Tax Credit, Processing/ Scrutiny of return, Litigation and recovery of disputed tax demand, Penalty and Prosecution. According to Arvind Subramanian, Chief Economic Advisor, GoI, The task force on direct tax reforms will submit its report in the next 5 months.

CBDT extends date for linking of Aadhaar with PAN

The Central Board of Direct Taxes, the policy making body, on 27.03.2018, issued an Order extending the due date to link PAN with Aadhaar while filing the Income Tax Returns. Upon consideration, due date has been further extended till 30.06.2018.

Goods & Services Tax
Round-up for the month of March 2018

GST Council's 26th Meeting: 10.03.2018 – Key Takeaways

1. Return filing System - Filing of GSTR 3B / 1 is extended for another three months i.e., April to June, 2018.

2. Reverse charge mechanism - The liability to pay tax on reverse charge basis has been deferred till 30.06.2018.

3. TDS/TCS - The provisions for TDS and collection of TCS under the CGST Act shall remain suspended till 30.06.2018.

4. Grievance Redressal Mechanism - GST implementation Committee (GIC) has been tasked with the work of redressing the grievances caused to the taxpayers arising out of IT glitches. According to Press Release dated 04.04.2018, the said redressal has been setup.

5. Recommendations On E-Way Bill - the GST Council has recommended the introduction of e-way bill for inter-State movement of goods across the country from 01st April 2018. For intra-State movement of goods, e-way bill system will be introduced w.e.f. a date to be announced in a phased manner but not later than 01st June, 2018. Latest Rules on E-Way Bill are -

   - E-way bill is required to be generated only where the value of the consignment exceeds Rs. 50000/-.
   - Presently, there is no requirement to generate e-way bill where an individual consignment value is less than Rs. 50,000/-, even if the transporter is carrying goods of more than Rs. 50,000/- in a single conveyance.
   - Value of exempted goods has been excluded from value of the consignment, for the purpose of e-way bill generation.
   - Public conveyance has also been included as a mode of transport and the responsibility of generating e-way bill would be on the consignor or consignee.
   - Railways have been exempted from generation and carrying of e-way bill with the condition of production of e-way bill, etc.
   - Time period for the recipient to communicate his acceptance or rejection will be validity of e-way bill or 72 hours, whichever is earlier.
   - In case of job-work, the registered job worker can also generate e-way bill.
   - Consignor can authorize the transporter, courier agency and e-commerce operator to fill PART-A of e-way bill on his behalf.
   - Movement of goods from the place of consignor to the place of transporter up to a distance of 50 Km [increased from 10 km] does not require filling of PART-B of e-way bill. They have to generate PART-A of e-way bill.
   - Extra validity period has been provided for Over Dimensional Cargo (ODC).
   - If the goods cannot be transported within the validity period of the e-way bill, the transporter may extend the validity period only in the case of transshipment or circumstances of an exceptional nature.
   - Validity of one day will expire at midnight of the day immediately following the date of generation of e-way bill.
   - Once verified by any tax officer, the same conveyance will not be subject to a second check in any State or UT unless specific information is received.
   - In case of movement of goods by railways, airways and waterways, the e-way bill can be generated even after commencement of movement of goods.
   - Movement of goods on account of Bill-To-Ship-To supply will be handled through the capturing of place of dispatch in PART-A of the bill.

GST Council's 27th Meeting *– The date, agenda and place of all-powerful GST Council's meeting will be communicated in due course.*

GST Status as on 01.04.2018 – *A Statistical Snapshot*

Sl. No.	Details		
1	Total Number of	Migrated tax payers	64,06,486
2		New registrations approved	41,16,360
3		Applications still pending	54,888
4		Applications rejected	5,55,826
5		Taxpayers (new as well as migrated)	1,05,22,846
6		Taxpayers who have opted for composition scheme	17,86,735
7		GSTR 1 filed till January 2018	2,66,49,590
8		GSTR 2 filed for the month of July 2017	25,72,552
9		GSTR 3B filed till January 2018	4,54,53,883
10		GSTR 4 filed till December 2017	2,18,332

GST – Final Monthly Collection

The revenue collection figures under GST laws including cess for the period July 2017 to February 2018 paid in the period July 2017 – March 2018 is as follows:

1. August - Rs. 93,590
2. September – Rs. 93,029
3. October – Rs. 95,132
4. November – Rs. 85,931
5. December – Rs. 83,716
6. January - Rs. 88,929
7. February – Rs. 88,047
8. March – Rs. 89,264

Total in Rs. 7,17,638. Besides the above Rs. 27,811 crores were collected as IGST and cess on imports in the month of March.

Exporters & Their IGST Refund – Special Drive

The Central Board of Indirect Taxes and Customs (CBIC) have successfully concluded its refund fortnight special drive from 15.03.2018 – 31.03.2018. Special refund cells manned by experienced staff were put in place throughout the country. All field formations were tasked to go extra mile in order to facilitate the sanctioning of refunds.

The Circulars, Instructions etc were issued by CBIC to clarify the issues which threw new challenges while sanctioning of refunds.

Status - By the end of 31.03.2018 another Rs. 4265 crore IGST refund has been sanctioned in the refund fortnight taking the total tally to Rs. 9604 crore. Total 2,73,017 Shipping Bills with the payment of IGST have been filed by the exporters till 31.01.2018. The number of Shipping Bills disposed of till 31.03.2018 is 2,28,829 which is about 83% of those Shipping Bills filed till January end.

The eligible IGST claims submitted to Customs of the period till 31.01.2018 are of Rs 10,720 crore, out of which Rs 9,604 crore have been sanctioned which is about 89.6% of those eligible claims.

As regards to ITC refunds, Rs. 1,136 crore has been sanctioned.

1. 1,61,325 refund applications have been filed in FORM GST RFD-01A, in which an amount of Rs. 17,471 crore has been claimed. Of these, 60,183 refund applications are in relation to zero rated supplies, in which an amount of Rs. 14,649 crore has been claimed.
2. However, only 26,620 refund applications out of 1,61,325 applications have been actually received in the Central or State tax offices. Of these, 17,734 applications have been disposed off.
3. Of the total amount claimed of Rs. 17,471 crores, an amount of Rs. 8,012 crores has already been sanctioned (Rs. 5,510 crore by Centre and Rs. 2,502 crore by States).n

Thus, in all, Rs 9,604 crore (IGST refunds), Rs. 5,510 crore (ITC refund by Centre) and Rs 2,502 crore (ITC refund by States) all totalling to Rs 17,616 crore has been sanctioned.

Apart from this, an amount of Rs 16,680 crore duty drawbacks has been disbursed to exporters during the period from 1.7.2017 to 31.03.2018. An amount of Rs 1,833.25 crore approx. has been disbursed to exporters against RoSL claims during financial year 2017-18.

Notifications, Circulars & Orders Issued during the month of March 2018

Sl. No.	Statutes	Notifications	Circulars	Orders
1	Central Tax	09	05	01
	Central Tax (Rate)	01		
2	Integrated Tax	-	-	-
	Integrated Tax (Rate)	01		
3	Union Territory Tax	05	-	-
	Union Territory Tax (Rate)	01		
4	Compensation Cess	-	-	-
	Compensation Cess (Rate)	-		

Central Tax

Notification No & Date	Purpose
12/2018-Central Tax , Dated 07-03-2018	To amend CGST Rules, 2017 Second Amendment (2018) to CGST Rules - http://www.cbec.gov.in/resources//htdocs-cbec/gst/Notification-12-2018-central_tax-English.pdf
13/2018-Central Tax , Dated 07-03-2018	To rescind Notification No. 06/2018 – CT dated 23.01.2018
14/2018-Central Tax, Dated 23-03-2018	To amend CGST Rules, 2017 Third Amendment (2018) to CGST Rules- http://www.cbec.gov.in/resources//htdocs-cbec/gst/Notification-14-2018-central_tax-English.pdf
15/2018-Central Tax, Dated. 23-03-2018	To notify e-Way Bill Rules w.e.f 01.04.2018 http://www.cbec.gov.in/resources//htdocs-cbec/gst/Notification-15-2018-central_tax-English.pdf
16/2018-Central Tax, Dated. 23-03-2018	To prescribe the due dates for filing FORM GSTR-3B for the months of April to June, 2018 http://www.cbec.gov.in/resources//htdocs-cbec/gst/Notification-16-2018-central_tax-English.pdf
17/2018-Central Tax, Dated 23-03-2018	To prescribe the due date for quarterly furnishing of FORM GSTR-1 for those taxpayers with aggregate turnover of upto Rs. 1.5 crore - http://www.cbec.gov.in/resources//htdocs-cbec/gst/Notification-17-2018-central_tax-English.pdf
18/2018-Central Tax, Dated. 23-03-2018	To prescribe the due dates for furnishing of FORM GSTR-1 for those taxpayers with aggregate turnover of more than Rs. 1.5 crores - http://www.cbec.gov.in/resources//htdocs-cbec/gst/Notification-18-2018-central_tax-English.pdf
19/2018-Central Tax, Dated. 23-03-2018	To extend date for filing FORM GSTR-6 - http://www.cbec.gov.in/resources//htdocs-cbec/gst/Notification-19-2018-central_tax-English.pdf
20/2018-Central Tax, Dated. 23-03-2018	To extend due date for filing of application for refund 55 by notified agencies - http://www.cbec.gov.in/resources//htdocs-cbec/gst/Notification-20-2018-central_tax-English.pdf

Central Tax (Rate)

Notification No & Date	Purpose
10/2018-Central Tax (Rate), Dated 23-03-2018	To exempt payment of tax under RCM till 30.06.2018 - http://www.cbec.gov.in/resources//htdocs-cbec/gst/notfctn-10-2018-cgst-rate-english.pdf

Central Tax - Circulars / Orders

Circular No & Date	Purpose
34/2018 Dated 01.03.2018	Clarification regarding GST in respect of certain services – http://www.cbec.gov.in/resources//htdocs-cbec/gst/circularno-34-cgst.pdf
35/2018 Dated 05.03.2018	Clarification regarding taxable services provided by the member of the Joint Venture(JV) to the JV and vice versa and inter se between the members of the JV - http://www.cbec.gov.in/resources//htdocs-cbec/gst/circularno-35-cgst.pdf
36/2018 Dated 13.03.2018	Processing of refund application for UIN entities - http://www.cbec.gov.in/resources//htdocs-cbec/gst/circularno-36-cgst.pdf
37/2018 Dated 15.03.2018	Clarifications on exports related refund issues - http://www.cbec.gov.in/htdocs-cbec/gst/circularno-37-cgst.pdf
38/2018 Dated 26.03.2018	Clarifications on issues related to Job Work - http://www.cbec.gov.in/resources//htdocs-cbec/gst/circularno-39-cgst.pdf
Order No & Date	**Order**
01/2018-GST	To extend date for submitting FORM GST TRAN-2 - http://www.cbec.gov.in/resources//htdocs-cbec/gst/order1-2018-cgst.pdf

Integrated Tax (Rate)

Notification No & Date	Purpose
11/2018-Integrated Tax (Rate), Dated. 23-03-2018	To exempt payment of tax under RCM till 30.06.2018 http://www.cbec.gov.in/resources//htdocs-cbec/gst/notfctn-11-2018-igst-rate-english.pdf

Union Territory Tax

Notification No & Date	Purpose
02/2018-Union Territory Tax, Dated 31-03-2018	No requirement of e-way bill, where the movement of goods commences and terminates within the Union Territory of Andaman and Nicobar Islands. http://www.cbec.gov.in/resources//htdocs-cbec/gst/Notification-2-2018-Union-Territory-Tax-English.pdf
03/2018-Union Territory Tax, Dated 31-03-2018	No requirement of e-way bill, where the movement of goods commences and terminates within the Union Territory of Chandigarh http://www.cbec.gov.in/resources//htdocs-cbec/gst/Notification-3-2018-Union-Territory-Tax-English.pdf
04/2018-Union Territory Tax, Dated 31-03-2018	No requirement of e-way bill, where the movement of goods commences and terminates within the Union Territory of Dadra and Nagar Haveli http://www.cbec.gov.in/resources//htdocs-cbec/gst/Notification-4-2018-Union-Territory-Tax-English.pdf
05/2018-Union Territory Tax, Dated 31-03-2018	No requirement of e-way bill, where the movement of goods commences and terminates within the Union Territory of Daman and Diu. http://www.cbec.gov.in/resources//htdocs-cbec/gst/Notification-5-2018-Union-Territory-Tax-English.pdf
06/2018-Union Territory Tax, Dated 31-03-2018	No requirement of e-way bill, where the movement of goods commences and terminates within the Union Territory of Lakshadweep. http://www.cbec.gov.in/resources//htdocs-cbec/gst/Notification-6-2018-Union-Territory-Tax-English.pdf

Union Territory (Rate)

Notification No & Date	Purpose
10/2018-Union Territory tax(rate), Dated 23-03-2018	To exempt payment of tax under RCM till 30.06.2018 http://www.cbec.gov.in/resources//htdocs-cbec/gst/notfctn-10-2018-utgst-rate-english.pdf

Customs

Customs related changes w.e.f 01.04.2018

Advance Ruling

Definition of the Applicant under Section 28E (c) is widened and aligned with the WTO's Trade Facilitation Agreement which will be included importers, exporters and other persons.

Definition of the Advance Ruling under Section 28E (b) is also amended and extended to other aspects.

The existing Authority for Advance Ruling for Customs Act will be redesigned as "Appellate Authority" by amending Section 28E.

A new exclusive Authority for Customs called 'The Customs Authority for Advance Rulings – (CAAR)' is proposed to be constituted.

To empower the Central Government to notify cases other than those specified in Rules by inserting Clause (f) in Section 28H (2)(C) where Advance Ruling can be sought.

Suitable amendments have been done to allow an applicant where he may be represented by a duly authorized person who is a resident in India.

Definition of 'non-resident' as provided under the Income Tax Act is made applicable for the purposes of a non-resident applicant seeking Advance Ruling.

The time frame for pronouncement of an Advance Ruling is reduced to 3 months from current 6 months, etc.

Provisional Assessment - New Provisions

The Central Government will prescribe time limit for submission of documents for finalization of provisional assessment. Two new sections i.e. Section 25A and 25B has been inserted to provide exemption for goods re-imported/re-exported for repair, further processing or manufacture.

An Electronic Cash Ledger shall be created to enable the importers to make advance payment of customs duties.

The provisions for audit under Customs Act have been inserted.

Valuation

The Customs Tariff Act has been amended to provide for value of warehoused goods when they are sold to any person before clearance for home consumption or export under the Act for purpose of computation of IGST and compensation cess. The value shall be as follows:

Whole of the value of goods are sold: The value of goods computed for levy of IGST under normal circumstances or transaction value of goods i.e. amount paid/payable for sale of goods whichever is higher.

In case the goods are sold in proportion then the proportionate of the value as determined above.

In case the goods are sold more than once, the transaction value of last such transaction shall be considered.

Round-up for the month of March 2018

CBEC renamed as CBIC

Through Finance Act, 2018, the Central Government has amended the Central Boards of Revenue (CBR) Act, 1963, as well as the Central Goods and Services Tax Act, 2017 to rename the Central Board of Excise & Customs (CBEC) to Central Board of Indirect Taxes & Customs (CBIC).

The said change was necessitated due to enactment of Goods and Services Tax (GST) which has consolidated multiple indirect taxes.

As per the reorganization plan, the CBIC will supervise the work of all its field Formations and directorates and assist the government in policy-making in relation to GST, while continuing central excise levy and Customs functions.

Notifications, Circulars & Instructions Issued during the month of March 2018

Sl. No.	Notifications		Circulars	Instructions
1	Tariff	08	02	01
2	Non- Tariff *	09		
3	Safeguards	-		
4	Anti-Dumping Duty	12		
5	CVD	-		

Customs – Tariff Notifications

Notification No & Date	Purpose
28/2018-Cus, Dated 01-03-2018	To increase BCD tariff rate on Chickpeas, [Tariff item 0713 20 0] from 40% to 60% by invoking section 8A (1) of the Customs Tariff Act, 1975
29/2018-Cus, Dated 01-03-2018	To amend notification No. 50/2017 Customs dated 30.06.2017
30/2018-Cus, Dated 20-03-2018	To amend notification No. 27/2011-Customs dated the 1st March, 2011, so as to reduce export duty on raw sugar, white or refined sugar from 20% to Nil.
31/2018-Cus, Dated 20-03-2018	To amend notification No. 50/2017-Customs, dated 30.06.2017, so as to make consequential amendment in wake of change made vide notification on No. 22/2018-Customs (N.T.) dated 20.03.2018.
32/2018-Cus, Dated 23-03-2018	To further amend notification No. 50/2017-Customs so as to reduce BCD from 10% to 5% on Open cell (15.6" and above) of LCD/LED TV panels.
33/2018-Cus, Dated 23-03-2018	To Amend notification No 52/2003- Customs dated 31.03.2003 for extending exemption from IGST and compensation cess to EOUs on imports till 01.10.2018.
34/2018-Cus, Dated 27-03-2018	To Amend notification No 69/2011- -Customs, dated the 29th July, 2011, published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section(i), vide number G.S.R. 593 (E), dated the 29th July, 2011.
35/2018-Cus, Dated 28-03-2018	To amend various Customs exemption Notifications to exempt integrated tax and goods and services tax compensation cess on import of goods under Advance Authorization /EPCG Schemes till 01.10.2018.

**** Non-Tariff – Latest Exchange Rates, kindly check http://www.cbec.gov.in/Customs-Notifications***

Anti-Dumping Duty

Notification No & Date	Purpose
06/2018-Cus (ADD), Dated 12-03-2018	To impose anti-dumping duty on imports of 'O-Acid' originating in or exported from China PR.
07/2018-Cus (ADD), Dated 13-03-2018	To impose definitive anti-dumping duty on the imports of " Sulphonated Naphthalene Formaldehyde" originating in or exported from China PR.
08/2018-Cus (ADD), Dated 15-03-2018	To impose anti-dumping duty on imports of 'Ofloxacin' originating in or exported from China PR
09/2018-Cus (ADD), Dated 19-03-2018	To rescind notification No. 48/2012-Customs (ADD) dated the 8th October, 2012.
10/2018-Cus (ADD), Dated 20-03-2018	To amend notification No. 11/2014-Customs (ADD) dated the 11th March, 2014.
11/2018-Cus (ADD), Dated 20-03-2018	To order for provisional assessment in the matter of initiation of New Shipper Review under Rule 22 of the Customs Tariff (Identification, Assessment and Collection of Anti-dumping duty on dumped articles and for determination of injury) Rules, 1995, for determination of individual dumping margin for exports by M/s. Kuitun Jinjiang Chemical Industries Co. Ltd (Producer) through Foshan Kaisino Building Material Co. Ltd. (Exporter) in the case of anti-dumping duty imposed on imports of â☐Melamineâ originating in or exported from China PR.
12/2018-Cus (ADD), Dated 20-03-2018	To impose anti-dumping duty on imports of 'Dimethylacetamide' originating in or exported from China PR and Turkey.
13/2018-Cus (ADD), Dated 21-03-2018	To impose anti-dumping duty on imports of 'Resorcinol' originating in or exported from China PR and Japan.
14/2018-Cus (ADD), Dated 21-03-2018	To impose anti-dumping duty on imports of 'Monoisopropylamine' originating in or exported from China PR .
15/2018-Cus (ADD), Dated 22-03-2018	To amend notification No. 03/2013 – Customs (ADD) dated 26 March, 2013.
16/2018-Cus (ADD), Dated 23-03-2018	To notify provisional assessment for imports of Jute Products namely, Jute Yarn/Twine (multiple folded/cabled and single), Hessian fabric, and Jute sacking bags exported by M/s. Natural Jute Mill [Bangladesh] and M/s Kreation Global, LLC, USA [Bangladesh] .
17/2018-Cus (ADD), Dated 27-03-2018	To impose anti-dumping duty on Veneered Engineered Wooden Flooring, originating in or exported from China PR, Malaysia, Indonesia and the European Union.

Customs – Circulars

Circular No & Date	Purpose
06/2018 Dated 16.03.2018	Refund of IGST on Export-EGM Error related cases.
08/2018 Dated 23.03.2018	Refund of IGST on Export-Extension of date in SB005 alternate mechanism cases & clarifications in other cases.

Customs – Instructions

Instruction No & Date	Purpose
F.No. 391/40/2017-Cus(AS) – 28.03.2018	Completion of Data Entry in DIGIT: Issuance of Show Cause Notices and Adjudication Orders through DIGIT.

International Taxation

Round-up for the month of March 2018

India & Hong Kong – DTAA

On 19.03.2018, the Central Government and the Hong Kong Special Administrative Region (HKSAR) of People's Republic of China have signed an Agreement for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with respect to taxes on income. The Agreement will stimulate flow of investment, technology and personnel from India to HKSAR & vice versa, prevent double taxation and provide for exchange of information between the two Contracting Parties. It will improve transparency in tax matters and will help curb tax evasion and tax avoidance. The Agreement is on similar lines as entered into by India with other countries.

India & Qatar – DTAA

On 21.03.2018, the Union Cabinet has given its approval for revision of the Agreement between India and Qatar for the avoidance of double taxation and for the prevention of fiscal evasion with respect to taxes on income. The existing Double Taxation Avoidance Agreement (DTAA) with Qatar was signed on 07.04. 1999 and came into force on 15.01.2000. The revised DTAA updates the provisions for exchange of information to latest standard, includes Limitation of Benefits provision to prevent treaty shopping and aligns other provisions with India's recent treaties. The revised DTAA meets the minimum standards on treaty abuse under Action 6 and Mutual Agreement Procedure under Action 14 of G-20 OECD Base Erosion & Profit Shifting (BEPS) Project, in which India participated on an equal footing.

Country by Country Reporting – CBDT's Clarification

To implement the recommendations of 2015 Final Report on Action 13, titled "Transfer Pricing Documentation and Country-by-Country Reporting", section 286 of the Income-tax Act, 1961 ('the Act') was inserted vide Finance Act, 2016, which provides for furnishing of a Country-by-Country (CbC) report in respect of an international group.

The CbC report is to be furnished by the ultimate parent entity of an international group in the country or territory of its residence. As specified under subsection (2) of section 286, the said report is to be furnished on or before the due date specified under section 139(1) of the Act for furnishing of return of income for the relevant accounting year.

The date for furnishing of CbC report for FY 2016-17 was subsequently extended to 31.03.2018 vide CBDT Circular No. 26 of 2017 dated 25.10.2017.

Sub-section (4) of section 286 specifies situations in which the said report shall be furnished in India by the constituent entity of an international group, resident in India, namely, those in which there is failure to obtain CbC Report on account of the parent entity being resident of a country or territory with which India does not have an agreement providing for exchange of CbC reports or where there has been a systemic failure of the country or territory and the same has been intimated to such constituent entity.

In order to allay apprehensions, the CBDT has clarified that the due date of 31.03.2018 applies for furnishing of CbC report under sub-section (2) of section 286 only and not under sub-section (4) of the said section.

Further, the Finance Act, 2018 clearly says that the due date for furnishing of CbC report under sub-section (4) of section 286 shall be as prescribed.

Advance Pricing Agreement – India

The Central Board of Direct Taxes (CBDT) has entered into 14 Unilateral Advance Pricing Agreements (UAPA) and 2 Bilateral Advance Pricing Agreements (BAPA) during the month of March, 2018.

The 2 bilateral APAs have been entered into with the United States of America.

With the signing of these Agreements, the total number of APAs entered into by the CBDT has gone up to 219.

This includes 199 Unilateral APAs and 20 Bilateral APAs. A total of 67 APAs (9

Bilateral and 58 Unilateral) have been signed in the F.Y. 2017-18.

The 16 APAs entered into during March, 2018 pertain to various sectors of the economy like Telecommunication, Information Technology, Automobile, Pharmaceutical, Beverage, Trading, Manufacturing and Banking, Finance & Insurance.

The international transactions covered in these agreements include payment of royalty fee, provision of business support services, provision of corporate guarantee, contract manufacturing, provision of marketing support services, provision of engineering design services, provision of engineering support services, etc.

European Union's Black list of Tax Heavens

The European Union's Economic and Financial Affairs Council (ECOFIN), has updated its "blacklist of non-cooperative jurisdictions in taxation matters," adding three countries and deleting three others, during its meeting held in Brussels on 14.03.2018. In addition, the British Virgin Islands, Anguilla, Antigua and Barbuda, and Dominica have become the newest additions to the EU's 'grey' list.

The Council added the Bahamas, Saint Kitts and Nevis, and the US Virgin Islands to its blacklist and removed three countries, Bahrain, the Marshall Islands, and Saint Lucia.

Tax Calendar – For The Month of April 2018

Statutes	Due Date	Purpose
Income Tax	07.04.2018	To deposit tax deducted by an office of the government for the month of March, 2018.
	14.04.2018	To issue of TDS Certificate for tax deducted under Section 194-IA and Section 194-IB in the month of February, 2018
	15.04.2018	To remit Quarterly statement in respect of foreign remittances in Form No. 15CC for quarter ending March, 2018
	30.04.2018	• To furnish Form 24G by an office of the Government where TDS for the month of March, 2018 has been paid without the production of a challan • To furnish challan-cum-statement in respect of tax deducted under Section 194-IA and Section 194-IB in the month of March, 2018 • To deposit tax deducted by an assessee other than an office of the Government for the month of March, 2018. • To e-file Form No. 61 containing particulars of Form No. 60 received during the period October 1, 2017 to March 31, 2018. • To upload declarations received from recipients in Form. 15G/15H during the quarter ending March, 2018. • To deposit of TDS for the period January 2018 to March 2018 when Assessing Officer has permitted quarterly deposit of TDS under section 192, 194A, 194D or 194H.
GST	10.04.2018	GSTR 1 for the month of Feb, 2018 (for persons with Turnover above 1.5 Crore)
	18.04.2018	GSTR 4 for the month of January – March, 2018
	20.04.2018	GSTR 3B for March, 2018
	20.04.2018	GSTR 5, for the month of March, 2018 (for Non Resident taxable person)
	20.04.2018	GSTR 5A, for the month of March, 2018 (for OIDAR)
	30.04.2018	GSTR 1 for the month of Jan- March, 2018 (for persons with Turnover below 1.5 Crore)

Disclaimer

Shree's Tax Bulletin is an informational bulletin intended to provide specific information to taxpayers and other stakeholders.

Contents are accurate as of the date issued. However, stakeholders are advised to aware that subsequent changes in the said Tax Laws.

Information published in the Newsletter are taken from public domain and believed to be accurate.

The Founder or the Chamber takes no responsibility for accuracy and reliability of information published in the Bulletin.

The Founder

Mr. Prabhakar K S is the founder of Shree Tax Chambers, a spiritually inclined & budding Tax Law Professional, having a decade of solid exposure in Indian Tax Laws, Company Laws & other allied corporate Laws. He is an ambitious Post graduate in Commerce, Post Graduate Diploma in Finance & Taxation and on the verge of acquiring Tax Laws related professional qualifications.

The Chamber

Shree Tax Chambers, a well-founded professional set--up, on strong three pillars of Integrity, Speed & Expertise, with a sole purpose of providing an excellent advice on Indian as well as International Tax Laws which includes Income Tax, Goods & Services Tax (GST), Customs & Double Tax Avoidance, Transfer Pricing & other related Domains, established on 1st January, 2015 on an auspicious Vaikunta Ekadasi day at Srirangam, Trichy, Tamil Nadu, presently has its head office at Rajajinagar, Bengaluru, India.

Today our world is being brought together not simply by the mandate of nations, but by the power of individuals who allow themselves to hope for a better life. Nothing holds greater possibility than a world with hope for its own future. Although the road may not be easy or quick we think we can help our clients achieve even greater success.

The future belongs to those who believe in the beauty of their dreams. *E. Roosevelt*

Shree Tax Chambers ™

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Domestic & International Taxation

Ramanuja Millennium Year – 2017