

**GST UPDATES – SUMMARY OF
NOTIFICATIONS ISSUED ON 29th
MARCH 2023**



Hotel & Restaurant Association Western India

Exclusively for members of HRAWI

(Private Circulation to HRAWI members only)

Dear Members,

GST law is a vibrant law, with various changes and updates coming in to streamline the process of paying tax, filing returns and following compliances. There is an ongoing paradigm shift in the manner business transactions being structured.

With the ease of doing business promised by Government of India, GST has brought along its share of complications for businesses, some of which are increase in number of statutory compliances and the complexities therein, taxability of transactions within the entity between branches located in different states, issues with respect to valuation, place of supply, Time of supply etc. Since your organization has presence in multiple states, the statutory compliances viz. obtaining registration, filing of returns, maintenance of accounts and records at respective branches, annual audit, the scope of work would be multiplied substantially in order to ensure GST compliance throughout India

The changes have been plethoric under the GST regime. In the due course of business, the amount of tax that is to be charged from our client has undergone a mammoth change. We might not have covered all possible aspects relating to Hotel & Restaurant industry as the Law is very vibrant and there are continuous changes. Several discussions have been held with our consultants CA Jinit Shah. Their views have been enlisted in the below documentation.

Our views and that of our consultants are based on the interpretation of the GST Law. The material is giving only general guidelines covering general situations our answer may differ on specific situation.

Updates from time to time on the various clarifications obtained and procedures to be followed shall be informed to you.

Thanking you,

Dilip V. Kothari

Joint Honorary Secretary and Chairman of Taxation Committee,

Hotels & Restaurants Association Western India

1st April, 2023

The Government of India has issued various Notifications recently as a trade facilitation measure and in order to further ease the process of doing business under GST. The summary of the various notifications is as under:

1. Notification No. 02/2023 - Central Tax

GSTR-4 (for Composition Taxpayers) if not filed, Late fee restricted to Rs. 500/- and fully waived when tax payable is NIL. Such Returns are to be filed between 01-04-2023 to 30-06-2023 for the quarters from July 2017 to March 2019 or FY 2019-20 to FY 2021 -22.

2. Notification No. 03/2023 - Central Tax

Special procedure for revocation of cancellation of registration, cancelled on or before 31-12-2022

- To be applied on/before 30-06-2023
- Revocation to be filed only after filing all returns along with payment of tax, interest, penalty and late fees, upto the effective date of cancellation of registration
- No further extension of time period for filing application

3. Notification No. 04/2023 - Central Tax

CGST (Amendment) Rules, 2023 - Explains Authentication of Aadhaar during registration, alongwith Biometric-based Aadhaar authentication and taking photograph of the applicant.

4. Notification No. 06/2023 - Central Tax

Special procedure for Assessment of Non-Filers of returns
Assessment shall be withdrawn if;

- Returns furnished on or before 30-06-2023
- Along with payment of Interest u/s 50 and Late Fees u/s 47

5. Notification No. 07/2023 - Central Tax

GSTR-9 (Annual Return) if not filed within due date, Late fees restricted to Rs. 20,000/- if GSTR-9 is filed between 01-04-2023 to 30-06-2023 for the FY 2017-18, 2018-19, 2019-20, 2020-21 or 2021-22.

Late Fees Revision from FY 22-23 onwards;

Aggregate Annual T/O	Late fees
Upto Rs. 5Cr.	Rs. 50 per day Subject to maximum of 0.04% of T/O
Above Rs. 5Cr. & upto Rs. 20Cr.	Rs. 100 per day Subject to maximum of 0.04% of T/O
Above Rs. 20Cr.	Rs. 200 per day Subject to maximum of 0.50% of T/O

6. Notification No. 08/2023 - Central Tax

GSTR-10 (Final Return) if not filed within due date, Late fees restricted to Rs. 1,000/- if GSTR-10 is filed between 01-04-2023 to 30-06-2023

7. Notification No. 09/2023 - Central Tax

Extension of Time Limit for issuance of Order u/s 73(9) for recovery of tax not paid or short paid or input tax credit wrongly availed or utilized -

FY 17-18 - Upto 31-12-2023

FY 18-19 - Upto 31-03-2024

FY 19-20 - Upto 30-06-2024

Complied by:-

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