

Filing of Annual Returns In GST

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Agenda for Discussion

Provisions of Annual Returns

Understanding GSTR 9

Q&A

Annual Returns & Audit

Annual Returns Sec 44(1)

- **Regular Registered Person**

- Every registered person is required to file annual return on or before 31st December of succeeding year in form GSTR-9.

- **Composition Taxable person**

- Person paying tax under composition scheme is required to file annual return in form GSTR- 9A - Rule 80(1).

- **eCommerce Operator**

- Every electronic commerce operator required to collect tax at source under section 52 shall furnish annual statement in form GSTR - 9B - Rule 80(2).

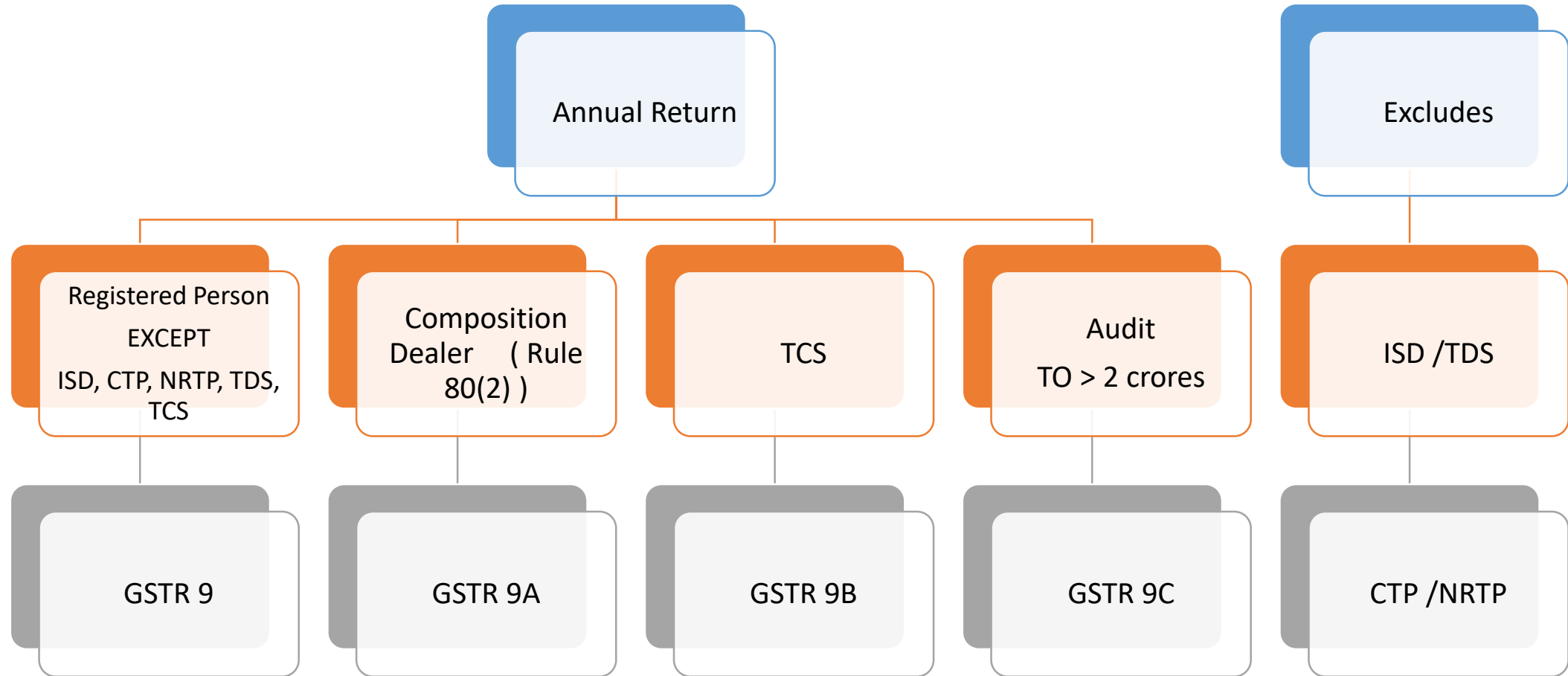
- **Nil Annual Return-**

- As long as person is registered under GST, even in case of nil GST liability for the year he will be required to file return.

- **By**

- For F.Y 2017-18 annual return will be filed on 31st December 2018

Annual Return – GSTR-9ABC



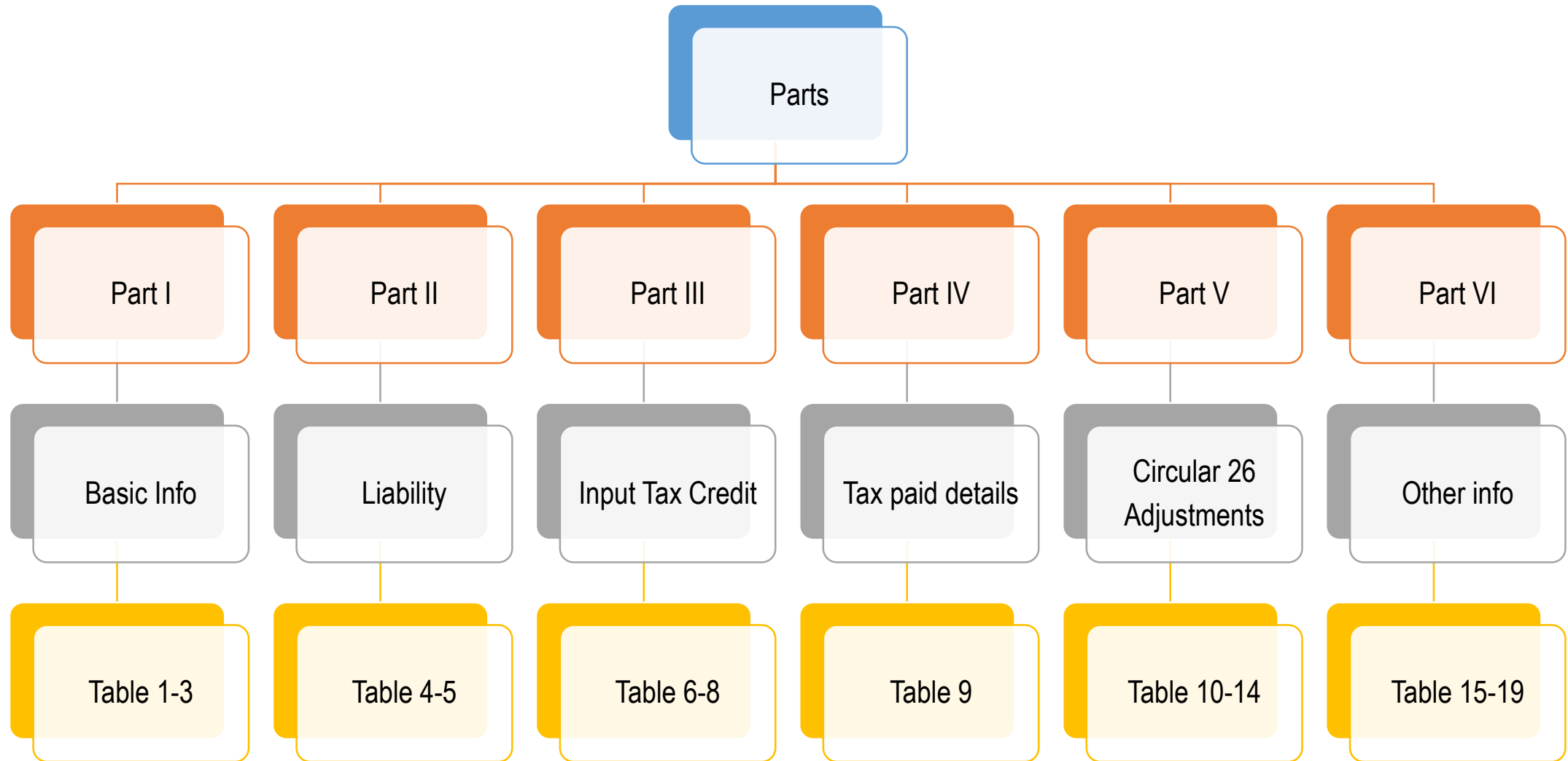
New Due Date for Financial Year 2017-18 : 31st March 2019

Q&A

- Can the Due Date be extended?
 - If so under which section?
- Why ISD and CTP not included in GSTR 9?
 - Would it not have any missed out data for 9C?
- Registration as on What date?
 - Migrated and surrendered.
 - Newly opted and surrendered.
 - Login doesn't exist as on March 2019.
- Can I file GSTR 9 without filing GSTR 1 and 3B
 - If NO, can GSTR 1 of 2017-18 be filed after Sept 2018?
- Multiple switch over from composition to regular in 2017-18.

GSTR 9 – Annual Return (Registered Person)

Annual Return – GSTR 9 Broad View 6 Parts 19 Tables



Annual Return Format : Table 1, 2 and 3

	FORM GSTR-9 (See rule 80) Annual Return	
Pt. I	Basic Details <<Auto Populated>>	
1	Financial Year	<<2017-18 >>
2	GSTIN	<<Each GSTIN Separate Filing>>
3A	Legal Name	<< AS per PAN/GSTIN>>
3B	Trade Name (if any)	

Points to Note on Annual Returns

- **Period Coverage** : 1st July 2017 to 31st March 2018
- **Time Lines** : 31st Dec 2018 for FY 17-18
- **Late Filing Fees** : Rs. 100/- per day per Act (CGST + SGST/UTGST), subject to a maximum amount of (0.25% CGST + 0.25% SGST/UTGST) of the turnover in the State.
- **Notice for Non filer** : Sec 46 read with Rule 68, A notice in FORM GSTR-3A shall be issued with in fifteen days, electronically, to a registered person who fails to furnish return under section 44.
- **Thresh hold Limit** : All Registered Tax payers even if the turnover is NIL shall file.
- **PAN / GSTIN** : This is not an Entity Level reporting, its GSTIN based filing.
- **Source of Information** : Circular 26/2017 clarifies how to correct information in returns based on the books. Presuming Returns are corrected, information furnished in GSTR 3B to be reported, along with information furnished in GSTR 1 may be considered for reporting various information in sub Tables.

Q&A

- % calculation for late fees..
 - How should Turnover in the state be read as when there are 2 GSTIN in same state.
- How to deal with difference in in GSTR 1 and GSTR 3B
 - Excess Taxes paid in GSTR 3B.
 - Short Taxes paid in GSTR 3B.
 - Taxes Correctly paid but Turnover wrongly reported.
 - Turnover correctly reported but interchange of taxes between I & C+S.
- New Discovery
 - Can new taxes be paid thru GSTR 9.
 - Missed out Input Tax credit can it be availed in GSTR 9.
 - Can RTP reverse excess ITC in GSTR 9.

Part II *Table 4 & 5*

Details of Outward and inward supplies declared during the financial year

Part II: Details of Outward and inward supplies declared during the financial year

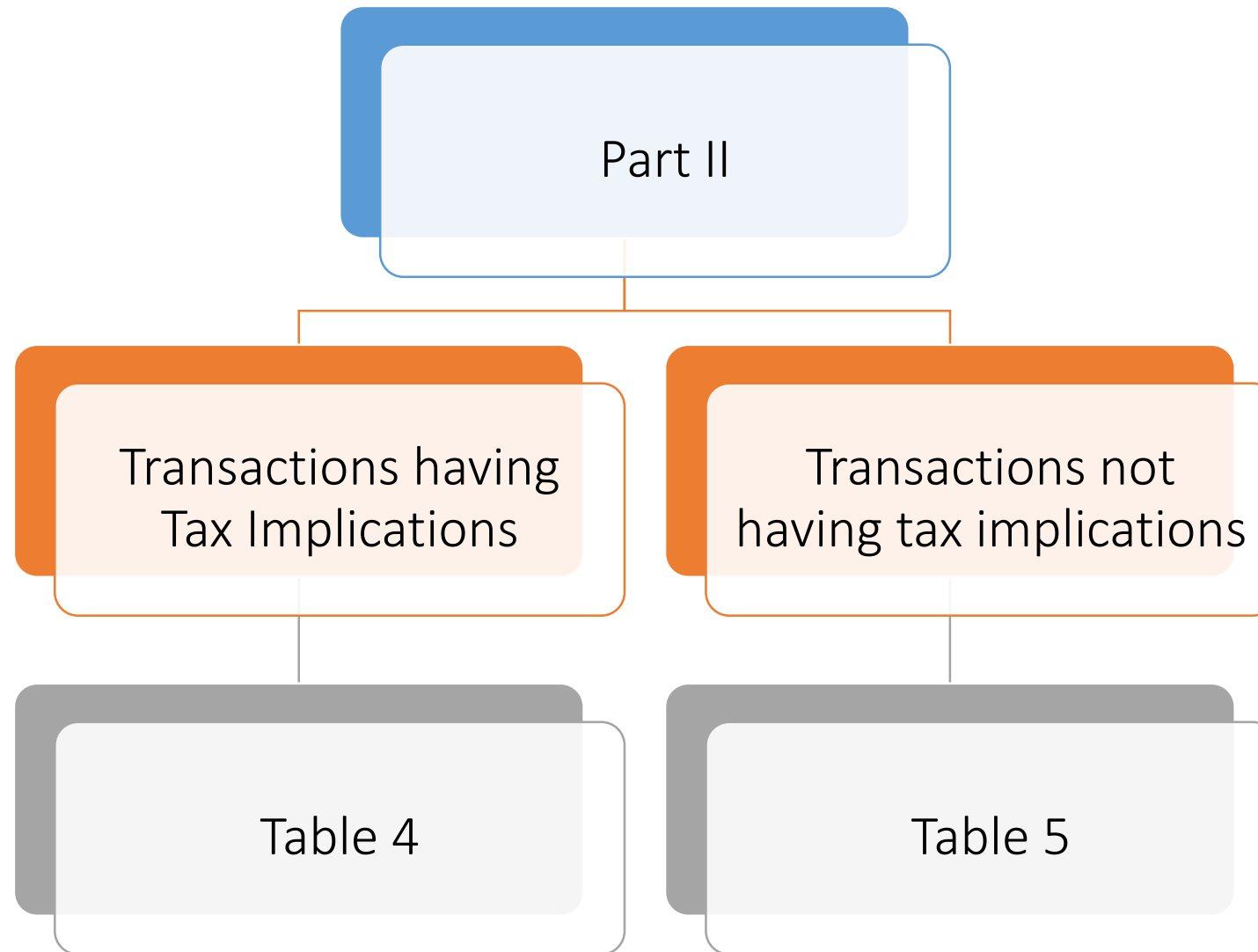
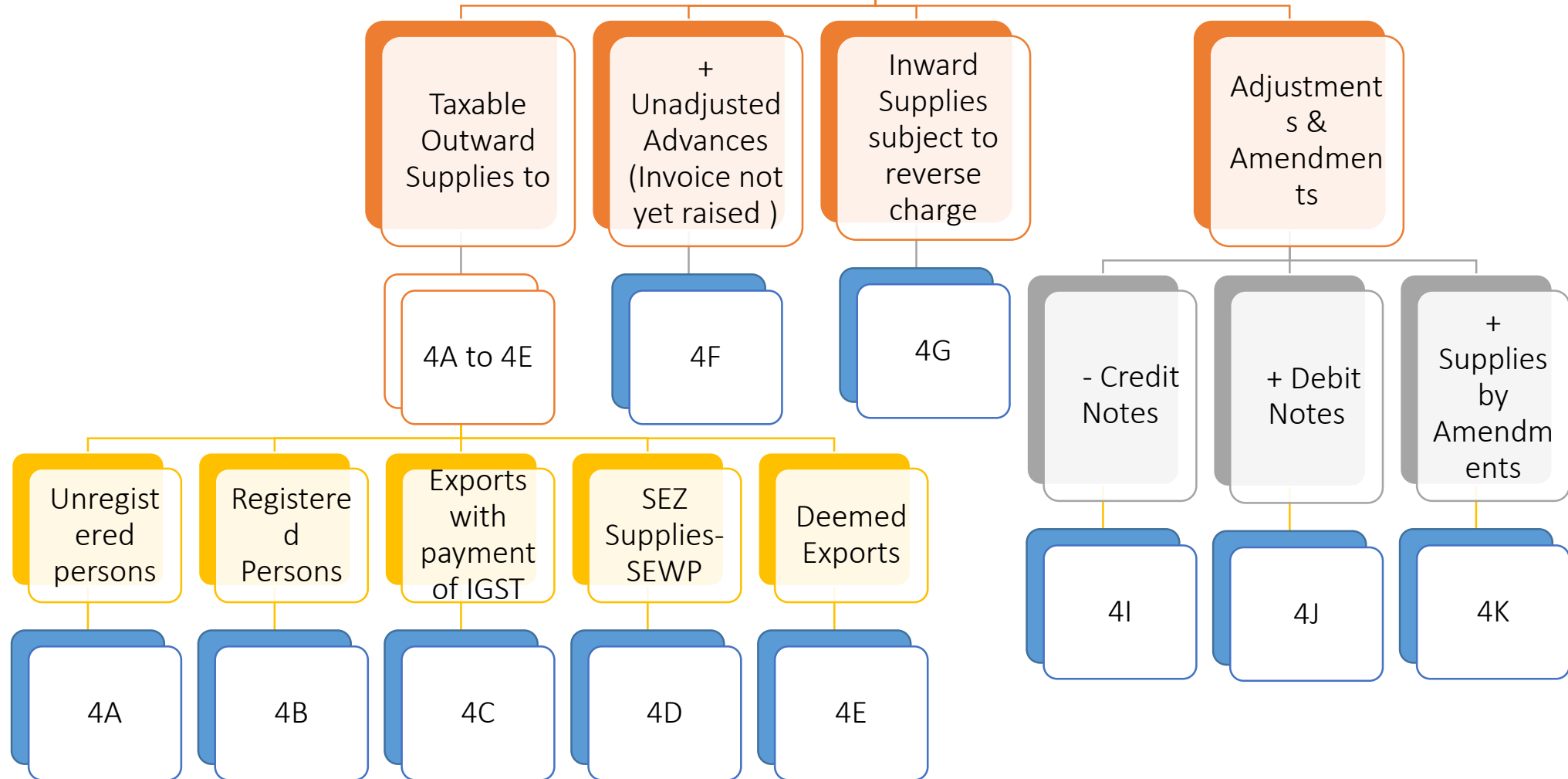


Table 4



GSTR 1 Relevant Table

Table No	Description
4	B2B Invoices including RCM & E-commerce
5	B2CL Supplies to unregistered persons (Inter - state) Large Invoices > 2.5 Lacs
6	Exports , SEZ Supplies and Deemed Exports
7	B2CS (Net of Debit / credit notes) other than supplies covered in Table 5
8	Exempt : Nil rated, Exempted and Non GST outward supplies*
9	Amendments in Table 4, 5 and 6 for earlier tax periods
10	Amendments in Table 7 for earlier tax periods
11	Tax Liability (Advances received) & Adjustment of advances

Source of Information for Outward Supply

No	Nature of Supply	Instructions
4A	Supplies made to un-registered persons (B2C)	Aggregate value of supplies made to consumers and unregistered persons on which tax has been paid shall be declared here. These will include details of supplies made through E-Commerce operators and are to be declared as net of credit notes or debit notes issued in this regard. Table 5, Table 7 along with respective amendments in Table 9 and Table 10 of FORM GSTR-1 may be used for filling up these details.
4B	Supplies made to registered persons (B2B)	Aggregate value of supplies made to registered persons (including supplies made to UINs) on which tax has been paid shall be declared here. These will include supplies made through E-Commerce operators but shall not include supplies on which tax is to be paid by the recipient on reverse charge basis. Details of debit and credit notes are to be mentioned separately. Table 4A and Table 4C of FORM GSTR-1 may be used for filling up these details.

Source of Information

- Not
 - Books of Account
 - GSTR 1
 - GSTR 3B
- Extracted from
 - Turnover on which Tax has been paid
 - Reported in similar format of GSTR 1
- Considering
 - Reported in 2017-18 { Table 4 & 5 }
 - Reported in 2018-19 { Table 10 & 11 }

comparison

Table 4	Description	GSTR 1
4A	Supplies made to un-registered persons (B2C)	5&7
4B	Supplies made to registered persons (B2B)	4
4C	Zero rated supply (Export) on payment of tax (except supplies to SEZs)	6A WPAY
4D	Supply to SEZs on payment of tax	6B WPAY
4E	Deemed Exports	6C
4F	Advances on which tax has been paid but invoice has not been issued (not covered under (A) to (E) above)	11
4G	Inward supplies on which tax is to be paid on reverse charge basis	NA
4H	Sub-total (A to G above)	

comparison

Table 4	Description	GSTR 1
4I	Credit Notes issued in respect of transactions specified in (B) to (E) above (-)	9B
4J	Debit Notes issued in respect of transactions specified in (B) to (E) above (+)	9B
4K	Supplies / tax declared through Amendments (+)	9A & 9C
4L	Supplies / tax reduced through Amendments (-)	9A & 9C
4M	Sub-total (I to L above)	
4N	Supplies and advances on which tax is to be paid (H + M) above	

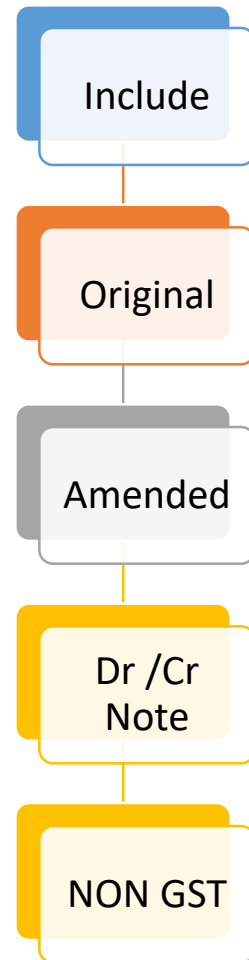
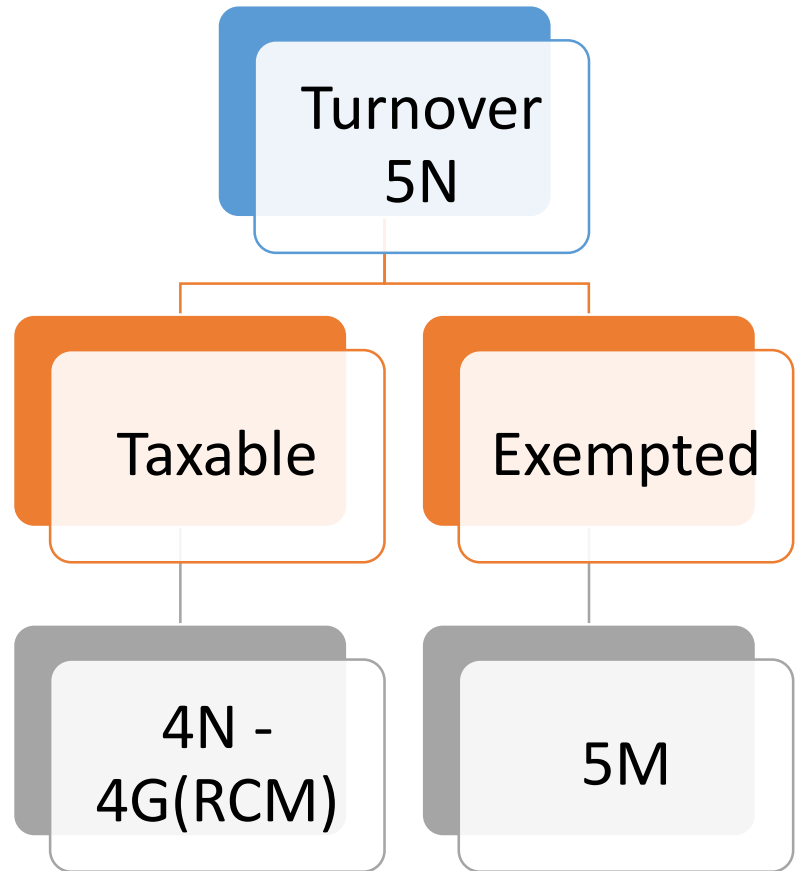
Q&A

- **B2C Reporting**
 - Originally reported as B2C later corrected as B2B, how to report ?
 - Credit Note and Debit Notes issued for B2CL
- **Value to Report**
 - Difference between Taxable Value and Invoice Value.
 - 1/3rd Land Deduction for Works contract how to report
- **B2B**
 - Sales in 2017-18 , credit note in 2018-19
- **Exports**
 - Originally reported as with pay, later corrected it as without pay
- **Amendment Reporting**
 - Original Invoice reported in March-18 for 100/-, Amended in June-18 to 85/-

Table 5

5	Details of Outward supplies on which tax is not payable as declared in returns filed during the financial year					
	Nature of supplies	Taxable Value	IGST	CGST	SGST	Cess
A	Zero rated supply (Export) without payment of tax					
B	Supply to SEZs without payment of tax					
C	Supplies on which tax is to be paid by the recipient on reverse charge basis					
D	Exempted					
E	Nil Rated					
F	Non-GST supply					
G	Sub-total (A to F above)					
H	Credit Notes issued in respect of transactions specified in A to F above (-)					
I	Debit Notes issued in respect of transactions specified in A to F above (+)					
J	Supplies declared through Amendments (+)					
K	Supplies reduced through Amendments (-)					
L	Sub-Total (H to K above)					
M	Turnover on which tax is not to be paid (G + L above)					
N	Total Turnover (including advances) (4N + 5M - 4G above)					

Part II Summary 5N



Taxable & Exempted

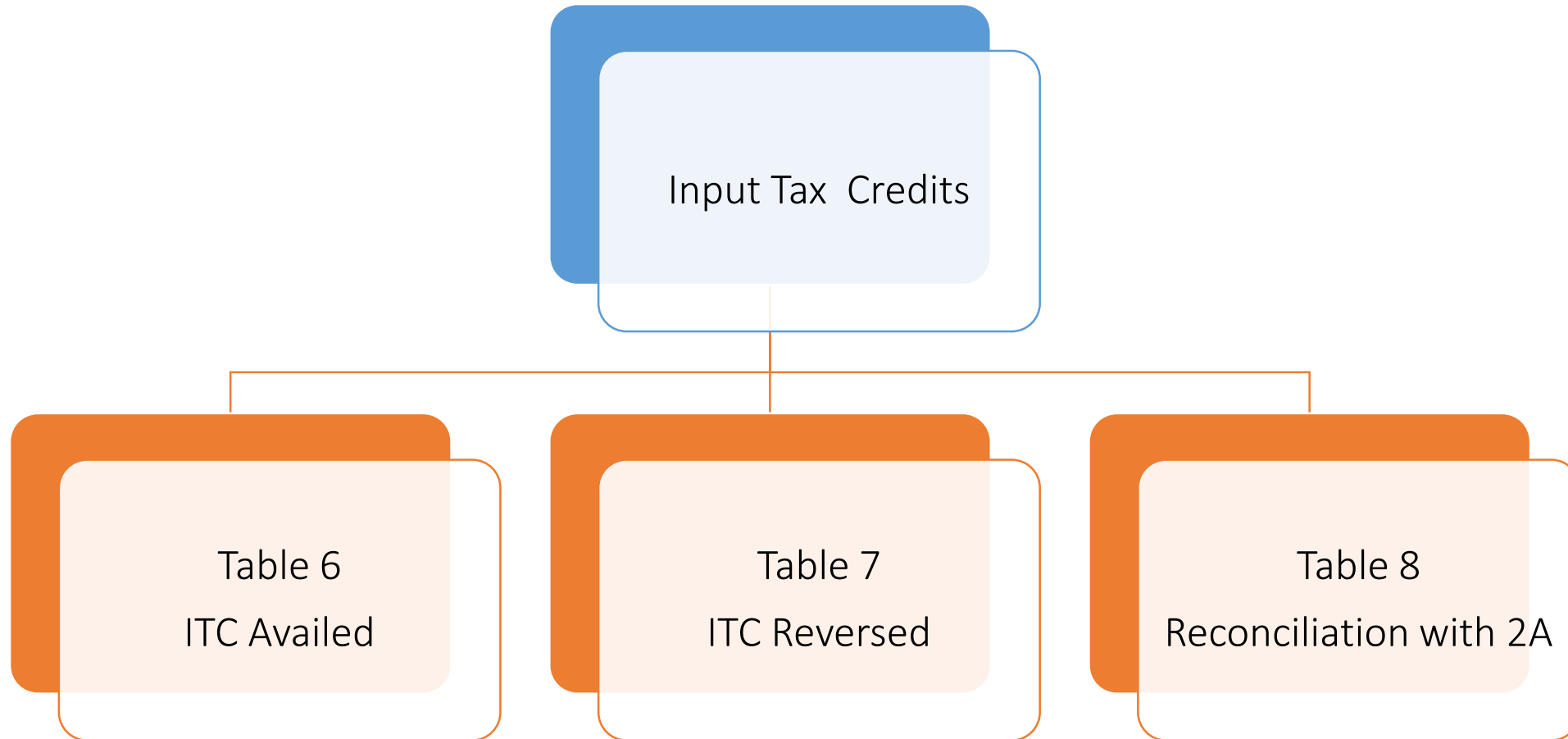
In 17-18 and also in 18-19

The value of “no supply” shall also be declared here.

Part III *Table 6,7 &8*

Details of ITC as declared in returns filed during the financial year

Annual Return – ITC



Important Information for GSTR 9 - ITC

Source of Information ITC Data to be reported in GSTR 9 will NOT be

- Books
- GSTR 3B
- Values reported shall not result into
 - NO New availment of ITC in GSTR 9
 - Nor Reversal of an already availed ITC
- Reconciliation
 - Detailing of Net Credits taken
 - Gross Credits minus reversals
 - 7J = All credits taken matching Electronic credit ledger
- ITC of 2017-18 availed in 2018-19 shall be ITC of 2018-19 ONLY

3B Filing – Table 4

(A) ITC Available (whether in full or part)

- (1) Import of Goods
- (2) Import of Services
- (3) Inward supplies liable to reverse charge (other than 1 & 2 above)
- (4) Inward supplies from ISD
- (5) All other ITC

(B) ITC Reversed

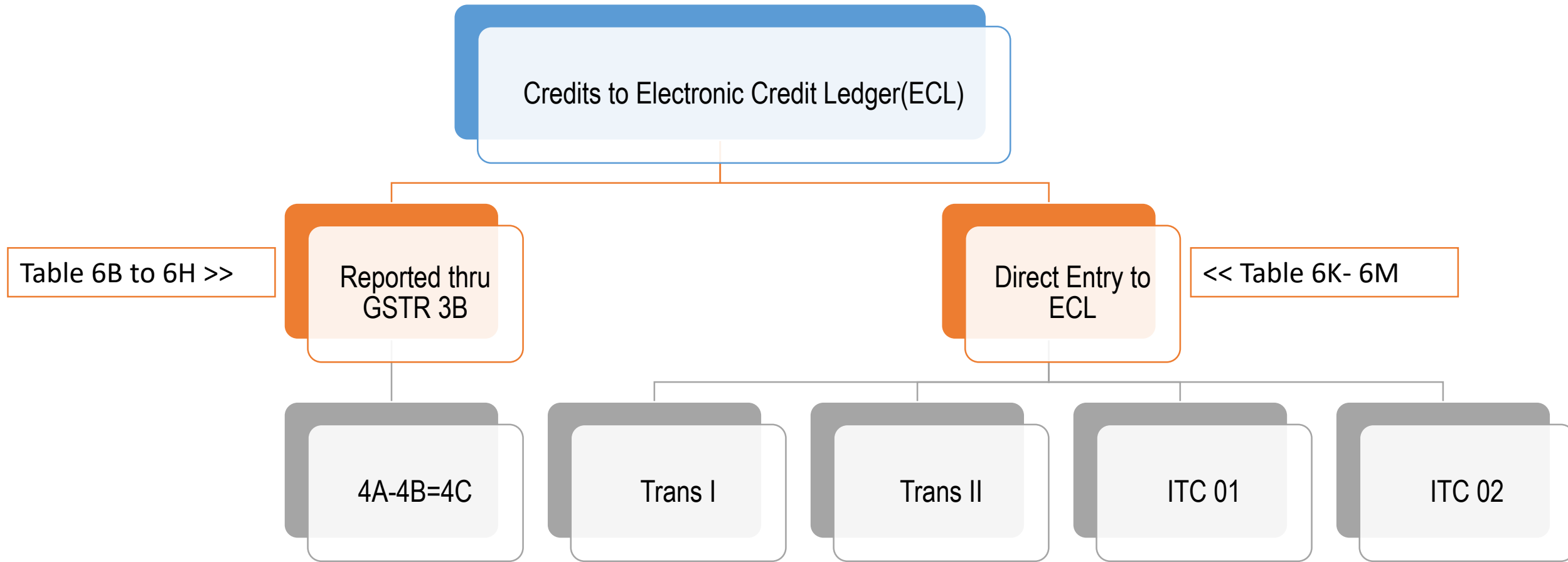
- (1) As per rules 42 & 43 of CGST Rules
- (2) Others

(C) Net ITC Available (A) – (B)

(D) Ineligible ITC

- (1) As per section 17(5)
- (2) Others

Source of Information



Electronic Credit Ledger – Basis Tax Period

Date	Tax Period	Description	Dr/Cr	IGST	CGST	SGST
29-08-17	Jul-17	ITC accrued through - Inputs	Credit	2,75,831	13,92,549	13,92,549
30-08-17	Jul-17	Other than reverse charge	Debit	(2,75,831)	(13,92,549)	(13,92,549)
22-09-17	Aug-17	ITC accrued through - Inputs	Credit	6,37,874	15,60,743	15,60,743
25-09-17	Aug-17	Other than reverse charge	Debit	(6,37,874)	(15,60,743)	(15,60,743)
					
					
					
17-04-18	Feb-18	ITC accrued through - Inputs	Credit	1,51,613	14,73,589	14,73,589
17-04-18	Feb-18	Other than reverse charge	Debit	(1,51,613)	(14,73,589)	(14,73,589)
14-05-18	Mar-18	ITC accrued through - Inputs	Credit	2,16,202	20,68,455	20,68,455
14-05-18	Mar-18	Other than reverse charge	Debit	-	(17,32,357)	(17,32,357)
29-06-18	Jul-17	FORM GST TRAN - 2	Credit	-	4,99,218	-
29-06-18	Aug-17	FORM GST TRAN - 2	Credit	-	2,32,488	-
29-06-18	Sep-17	FORM GST TRAN - 2	Credit	-	1,78,624	-
29-06-18	Oct-17	FORM GST TRAN - 2	Credit	-	1,40,513	-
29-06-18	Nov-17	FORM GST TRAN - 2	Credit	-	1,23,270	-
29-06-18	Dec-17	FORM GST TRAN - 2	Credit	-	1,46,211	-

comparison

Table	Description	GSTR 3B
6A	Total amount of input tax credit availed through FORM GSTR-3B (sum total of Table 4A of FORM GSTR-3B)	AUTO
6B	Inward supplies (other than imports and inward supplies liable to reverse charge but includes services received from SEZs)	4A5
6C	Inward supplies received from unregistered persons liable to reverse charge (other than B above) on which tax is paid & ITC availed	4A3
6D	Inward supplies received from registered persons liable to reverse charge (other than B above) on which tax is paid and ITC availed	4A3 4B*
6E	Import of goods (including supplies from SEZs)	4A1
6F	Import of services (excluding inward supplies from SEZs)	4A2
6G	Input tax credit from received from ISD	4A4
6H	Amount of ITC reclaimed (other than B above) under the provisions of the Act	
6I	Sub-Total (B to H above)	

Segregate as
Input
Capital Goods
Input Service

Segregate as
CGST
SGST
IGST
Cess

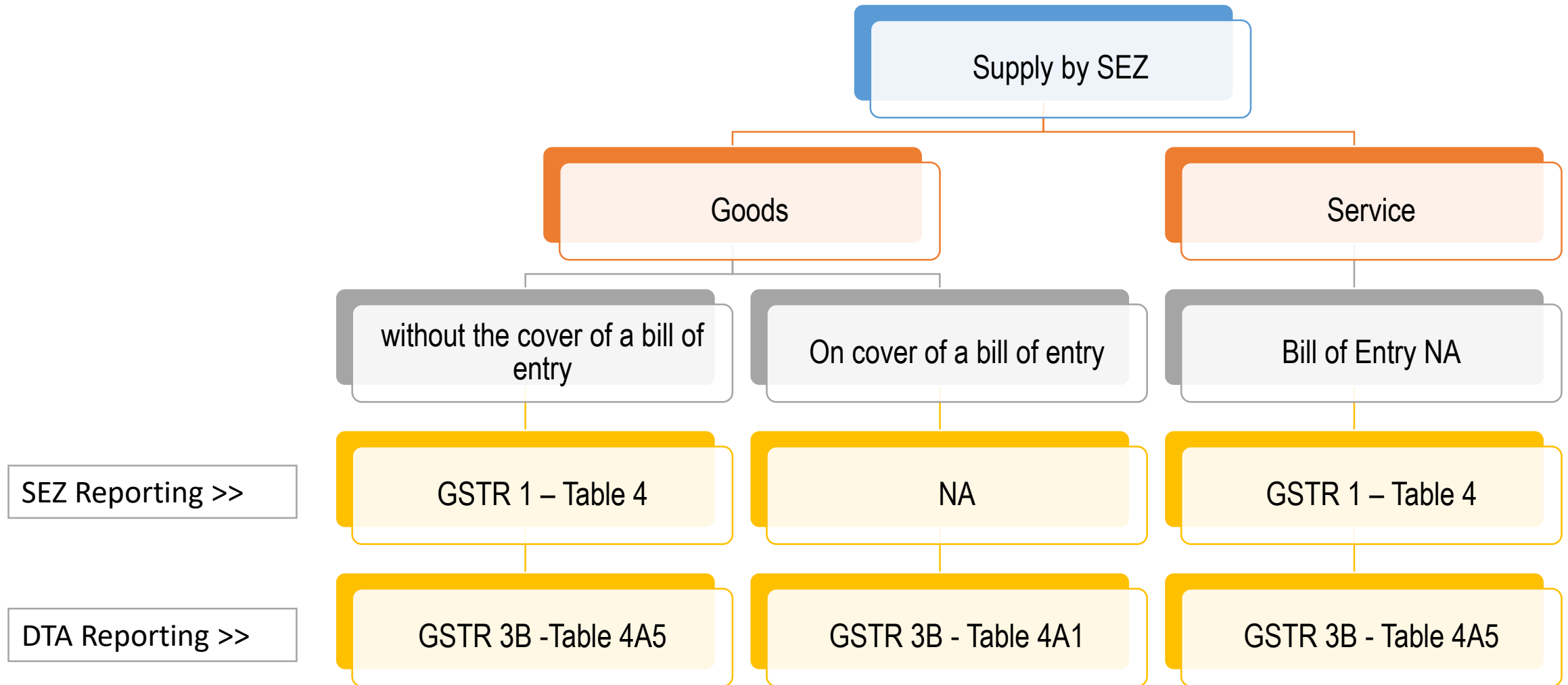
comparison

Table	Description	
6J	Difference (I - A above) Actual 3B vs Detailed Reporting (Result could be Positive, Negative or Matching)	AUTO
6K	Transition Credit through TRAN-I (including revisions if any)	TRAN
6L	Transition Credit through TRAN-II	TRAN
6M	Any other ITC availed but not specified above eg ITC 01, ITC 02 etc	xxx
6N	Sub-total (K to M above)	AUTO
6O	Total ITC availed (I + N above)	AUTO

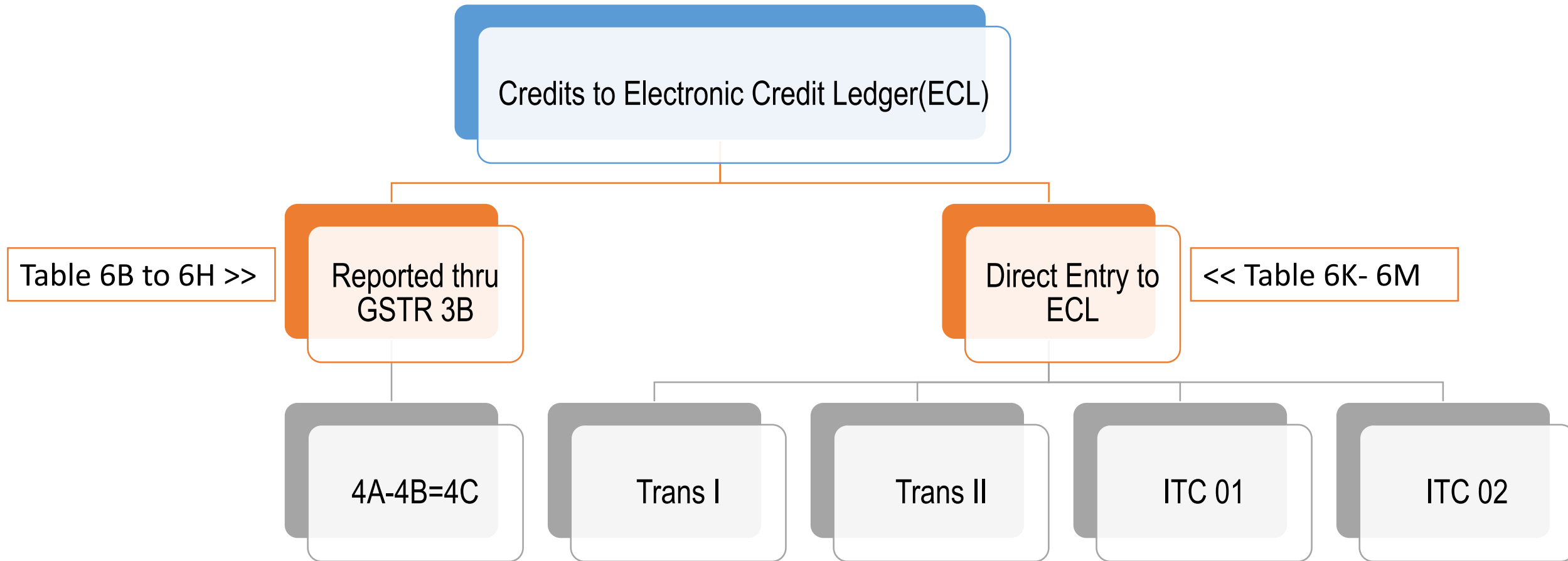
Note:

1. 6J is only for reporting

Inward Supply from SEZ



Source of Information



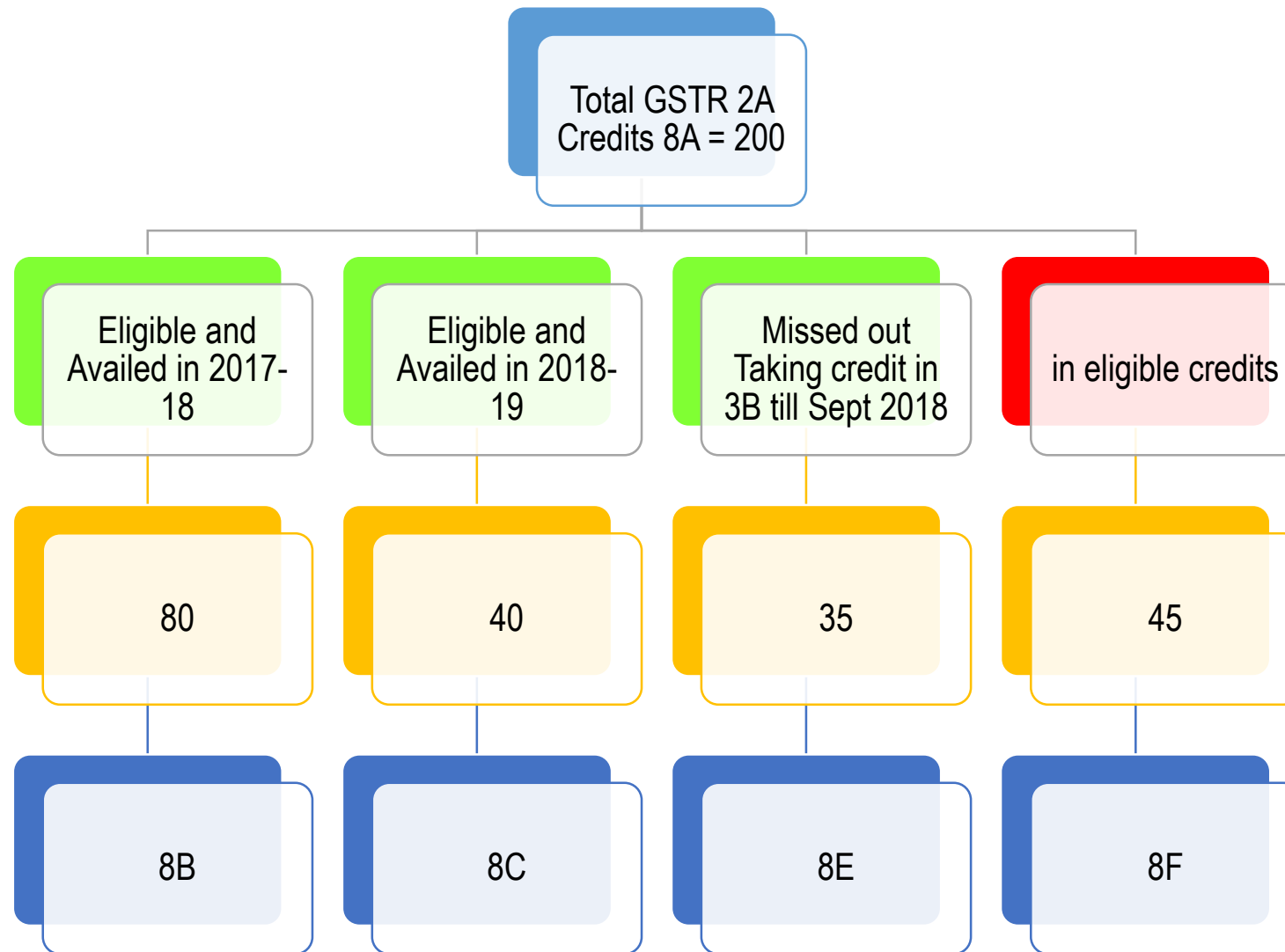
ITC Reversed as declared in returns filed during the financial year

Table	Description	
7A	As per Rule 37	Section 16(2) – payment to supplier not made – 180 days
7B	As per Rule 39	ISD – apportioned is in negative because of CR Note by the ISD
7C	As per Rule 42	Proportionate reversal of credit on common input tax and other than business purpose input tax (D1+D2)
7D	As per Rule 43	Proportionate reversal of credit on common Capital Goods
7E	As per section 17(5)	Blocked Credits
7F	Reversal of TRAN-I credit	
7G	Reversal of TRAN-II credit	
7H	Other Reversal (Pl Specify)	Rule 38, Rule 44
7I	Total ITC Reversed (A to H) above	<AUTO> < Total Reversal >
7J	Net ITC Available for Utilization (60 - 7I)	

Reconciliation with GSTR 2A

Table	Description	
8A	ITC as per GSTR-2A (Table 3 & 5 thereof)	AUTO
8B	ITC as per sum total of 6(B) and 6(H) above	6B = 4A5 ; 6H- Reclaimed Credits
8C	ITC on inward supplies (other than imports and inward supplies liable to reverse charge but includes services received from SEZs) received during 2017-18 but availed during April to September, 2018	Credit taken based on Circular 26/2017
8D	Difference [A-(B+C)]	AUTO
8E	ITC available but not availed (out of D)	
8F	ITC available but ineligible (out of D)	
8G	IGST paid on import of goods (including supplies from SEZ)	<INFO>
8H	IGST credit availed on import of goods (as per 6(E) above)	<INFO>
8I	Difference (G-H)	GST NOT AVAILED
8J	ITC available but not availed on import of goods (Equal to I)	
8K	Total ITC to be lapsed in current financial year (E + F + J)	Auto

Table 8 : Understanding 8D



Q&A

- Import in March 2018 availed in April 2018.
- Counter party amended after filing RTP Annual Return.
- Counter party amended GSTIN, still appearing in 2A of RTP.
- 2A has erroneous credits, missed out credits, how to handle?
- What if 8D is Negative?
- 8D has a positive value, where to allocate first 8E or 8F?
- Is there any connection with 8C to Next year Annual Return?
- Can Tax payer legally claim Input Tax Credit in 3B without reflection in GSTR-2A ?

Part IV *Table 9*

Details of tax paid as declared in returns filed during the financial year

Annual Return Format : Table 9

Pt. IV	Details of tax paid as declared in returns filed during the financial year						
9				Paid through ITC			
	Description	Tax Payable	Paid through cash	Central Tax	SGST/UTGST	Integrated Tax	Cess
	1	2	3	4	5	6	7
	Integrated Tax						
	Central Tax						
	State/UT Tax						
	Cess						
	Interest						
	Late fee						
	Penalty						
	Other						

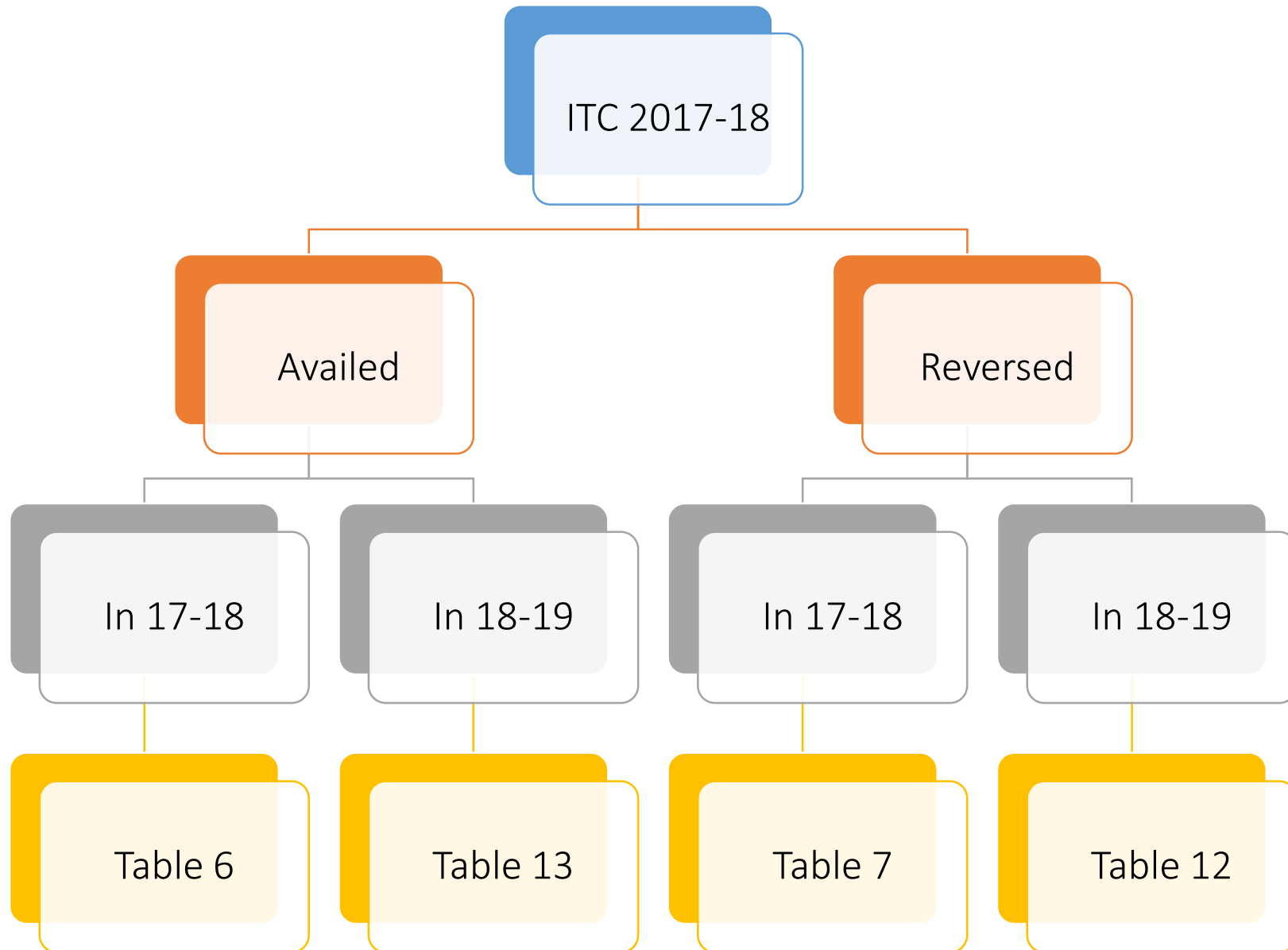
Table 6.1

Part V *Table 10, 11, 12, 13, 14*

Particulars of the transactions for the previous FY declared in returns of April to September of current FY or up to date of filing of annual return of previous FY whichever is earlier

Disclosed in Apr to Sept returns

SL	Particulars	Explanation
10	Supplies / tax declared through Amendments (+) (net of debit notes)	1. Details of amendments made through CN/DN in April to Sept 18 return
11	Supplies / tax reduced through Amendments (-) (net of credit notes)	2. Increase or decrease in liability 3. 9A, 9B & 9C table in GSTR-1
12	Reversal of ITC availed during previous financial year	1. ITC available in PFY – reversed in current FY 2. Table 4B of GSTR-3B
13	ITC availed for the previous financial year	1. ITC of PFY – availed in current FY 2. Table 4A of GSTR 3B 2018-19
14	Differential tax paid on account of declaration in 10 & 11 above	Any difference tax paid as per above amendments.



14	Differential tax paid on account of declaration in 10 & 11 above		
	Description	Payable	Paid
	1	2	3
	Integrated Tax		
	Central Tax		
	State/UT Tax		
	Cess		
	Interest		

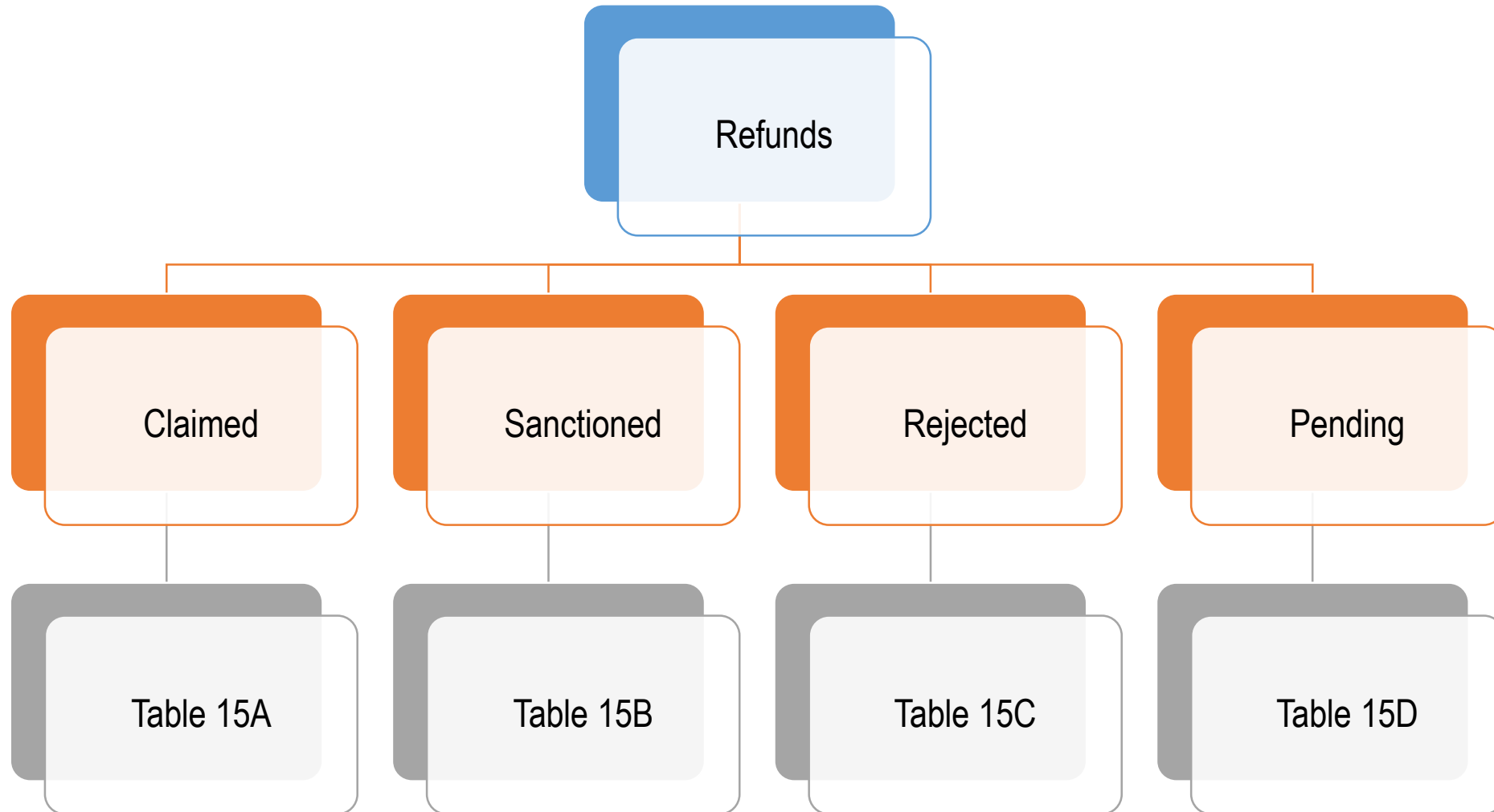
Events after year-end now 'included'

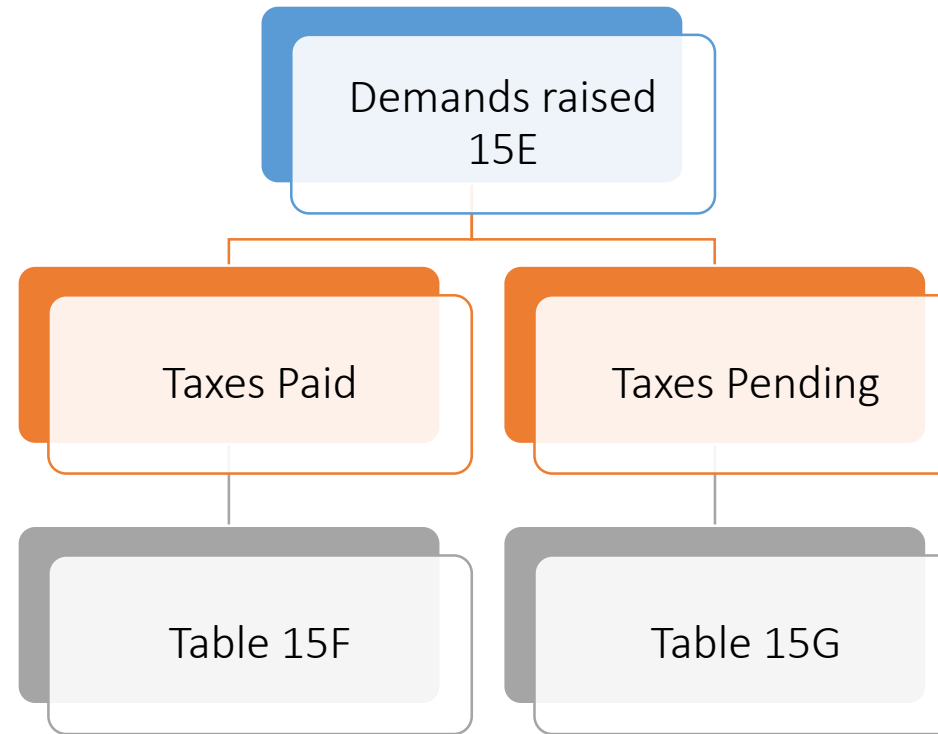
- Calculate 'admitted' tax-payable on 10 and 11
- Report 'if' tax-paid within Apr-Sept
- Ensure no double-counting of liability and payment
- Tax 'unpaid' can also be reported here

Part VI *Table 16,17,18,19*

Other Information

Table 15 : Refunds





Demand

- Only GST demand to be included
- SCN are not to be reported under this table
- Check rejected credits are restored or written-off
- appeal made values also to be reported in this section.

16	Information on supplies received from composition taxpayers, deemed supply under section 143 and goods sent on approval basis					
	Details	Taxable Value	Central Tax	State Tax / UT Tax	Integrated Tax	Cess
	1	2	3	4	5	6
A	Supplies received from Composition taxpayers	Table 5				
B	Deemed supply under Section 143					
C	Goods sent on approval basis but not returned					

Special Information

- Provide factual data and if details not available, state it
- Tracker for goods sent to job-worker (not transition 141)
- Information only; no tax to be paid

17	HSN Wise Summary of outward supplies							
HSN Code	UQC	Total Quantity	Taxable Value	Rate of Tax	Central Tax	State Tax / UT Tax	Integrated Tax	Cess
1	Table 12	3	4	5	6	7	8	9

Special Information

- HSN summary of 'outward' supplies required
- Match with 5N + 10 + 11
- Prepare such summary for non-monetary/sch I supplies
- Identify limitations in data collection

18	HSN Wise Summary of Inward supplies							
HSN Code	UQC	Total Quantity	Taxable Value	Rate of Tax	Central Tax	State Tax / UT Tax	Integrated Tax	Cess
1	2	3	4	5	6	7	8	9

Special Information

- HSN summary of 'inward' supplies required
- Creditable and non-creditable inward supplies
- Data of value and tax required, if available
- Expect more attention to this table 18, in future
- Cannot be 'nil' in all columns, provide available data
- Disclose limitations of data maintenance

19	Late fee payable and paid		
	Description	Payable	Paid
	1	2	3
A	Central Tax		
B	State Tax		

Late Fee

- GSTR 9 attracts late fee; Rs.100+Rs.100, cap 0.25%+0.25%
- Single GSTR 9 for CGST-SGST, IGST and Cess
- GSTR 9 can be filed with 'unpaid' late fee also

Verification : 3B

Verification:

I hereby solemnly affirm and declare that the information given herein above is true and correct to the best of my knowledge and belief and nothing has been concealed there from.

Place
Date

Signature
Name of Authorised Signatory
Designation / Status

Verification
(by Registered Person)

- Declaration of 'passing on benefits' includes:
 - Cost side benefit – how to verify?
 - Selling price side benefits – how to verify?
- No 'text' space allowed for 'limitations' disclosure

Annual Return : Verification

Verification:

I hereby solemnly affirm and declare that the information given herein above is true and correct to the best of my knowledge and belief and nothing has been concealed there from and in case of any reduction in output tax liability the benefit thereof has been/will be passed on to the recipient of supply.

Place
Date

Signature
Name of Authorised Signatory

Designation / Status

Verification
(by Registered Person)

- Declaration of 'passing on benefits' includes:
 - Cost side benefit – how to verify?
 - Selling price side benefits – how to verify?
- No 'text' space allowed for 'limitations' disclosure

Thank You

For Clarifications, mail to
venu@vnm.ca