CHAPTER 5 : EXEMPTION (Easy & lengthy)

Back Ground :

SECTION : 11 Gives Power to GOI — that C.G. may issue Exemption Notification with respect to any Goods / service.

SECTION : 11

↓

EXEMPTION from GST By way of ISSUING EXEMPTION NOTIFICATION

↓

- Conditional Exemption
  - Wholly (100%)
  - PARTIAL (Less than 100%)
- Unconditional Exemption
  - Wholly Exemption (100%)
  - Partial EXEMPTION (i.e Less than 100%)

Effective Date & GSTIN :

- Main Notification
  - → Will be Effective from the Date mentioned therein (OR)
  - ↳ Will be effective from the Date of Issue of GSTIN (AS the case may be)
- Supplimentary Notification → It will be Effective from the Date & effectiveness of Main Notification where SUPP. GSTIN issued within ONE year of issue of main Notification

Exple

Main Notification 21/6/2026. Like Pipes are Exempt from GST.

Confusion What about Pipe fittings

Clarification 10/02/2027 Mis in Iyear

Wordings.....

W.r.s Reference to N/N.... (Main Notification No.) the word "Pipes" shall also include Pipe fittings ie Pipe fully : Exempt

Effective Date of Supp. Notification : 21/6/2026 (REFD)

What if GST paid on Pipe fittings During Confusion Period = GST - Refund

WHAT if Supp. Notification ; Issue After ONE year of Main Notification : Say : 22/8/2027

Effective Date of Supp. Notification ?? : 22/8/2027

WHAT ABOUT Special Orders

(i) Have Same Characteristic as of Ein.

(ii) But it is Applicable in Limited AREA & for Limited time

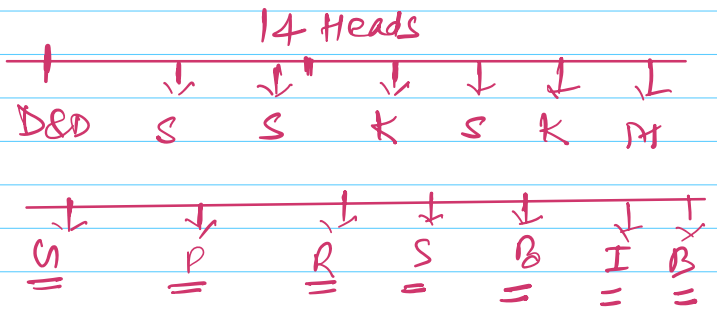
Eg flood affected AREA : like upto 4 months NO GST on Accomodation & Restaurants

By Using EIN: GOVT EXEMPT:

150 ENTRIES of Goods = NOT in Syllabus

100 Plus entries of Services = YES in Syllabus

#



Base Point: Needs = ~~जिसकी कोई कीमत नहीं~~ = GST X

Desires/WANTS = ~~पैसा~~ है तो ~~आवश्यकता~~ = GST

EIN: 12/2017

(I) DAAN & DHARM :

(1) Charitible TRUST (Recognised under I.T. ACT)

Need

→ 4 Type-Specified Activity = CGSTX

(a) CARE & counciling a those people: "JO GAYE KAAM SE" ie Near to death eg HIV Infected, Terminally ill personete & AWARENESS spread KARNA TAKI AUR ISS Category ME AAYE like HIV. Kin Reasons se hota Hai.

(b) ~~Advancement~~ For Religion, Spirituality, Yoga. = CGSTX.

(c) ADVancement of EDUcation & SKILL Development of —
- ~~ABANDONED~~ Kids
- Gramin BUJURG (Age: 65+)
- Prisoner
- Traumatised Person (-ette)

(d) BACHAO-BACHAO-ABHIYAAN eg forest, WATER, -ttdi, yamuna, ENVIRONMENT, etc.

→ Other than 4 Specified = CGST ✓

(2) Religious Ceremony:

FULL EXEMPTION:

JAGRAN PARTY
KATHA
SHRI-MAD-BHAGWAT

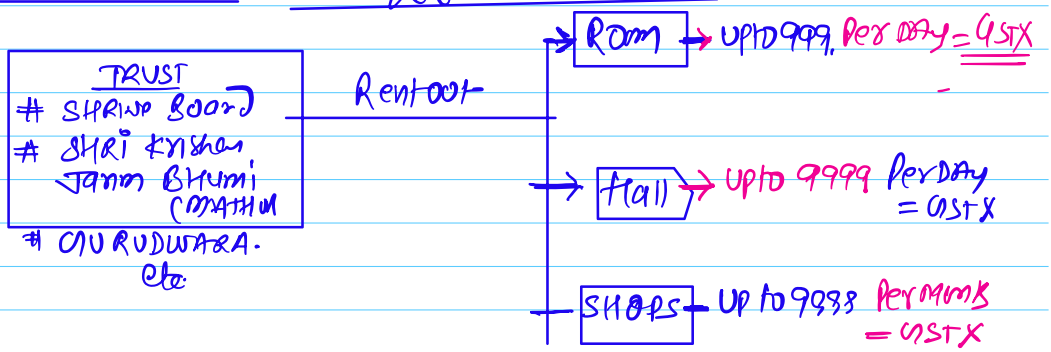
Activity → JIJMAAN

10,00,000 ←

↓

CGSTX

Limited Exemption of Renting of Religious Place:



Note: Room rent = 1000 or 1500 = full Amount liable to GST
Hall Rent = 10000 or more = " " " " "
Shop Rent = 10000 or more per month = " " " " "

(3) **Religious Journey:**

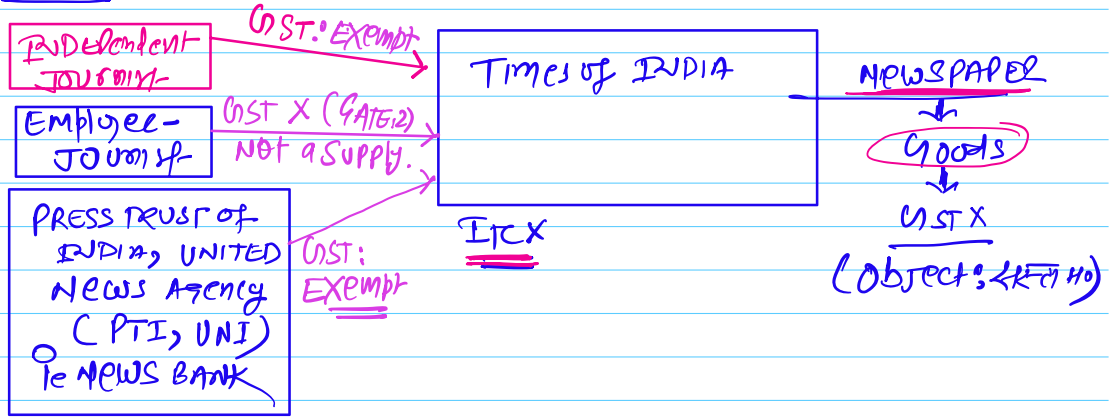
- # Kumaun Mandal Vikas Limited
- # HAJ Committee (CC/SC)

Kailash Mansarovar Yatra & Haj Yatra = GST (00)

: II EDUCATION SECTOR :

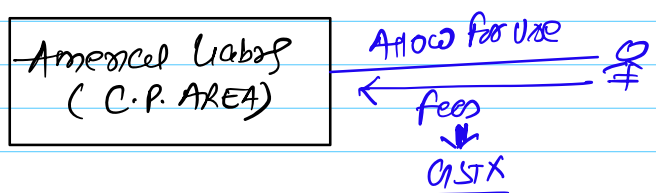
- (i) News
- (ii) Library
- (iii) Educational Institute
- (iv) Corporate cum Institute
- (v) SDI
- (vi) DDUGKY
- (vii) Trans to Govt

(i) News :



(ii) Public Library :

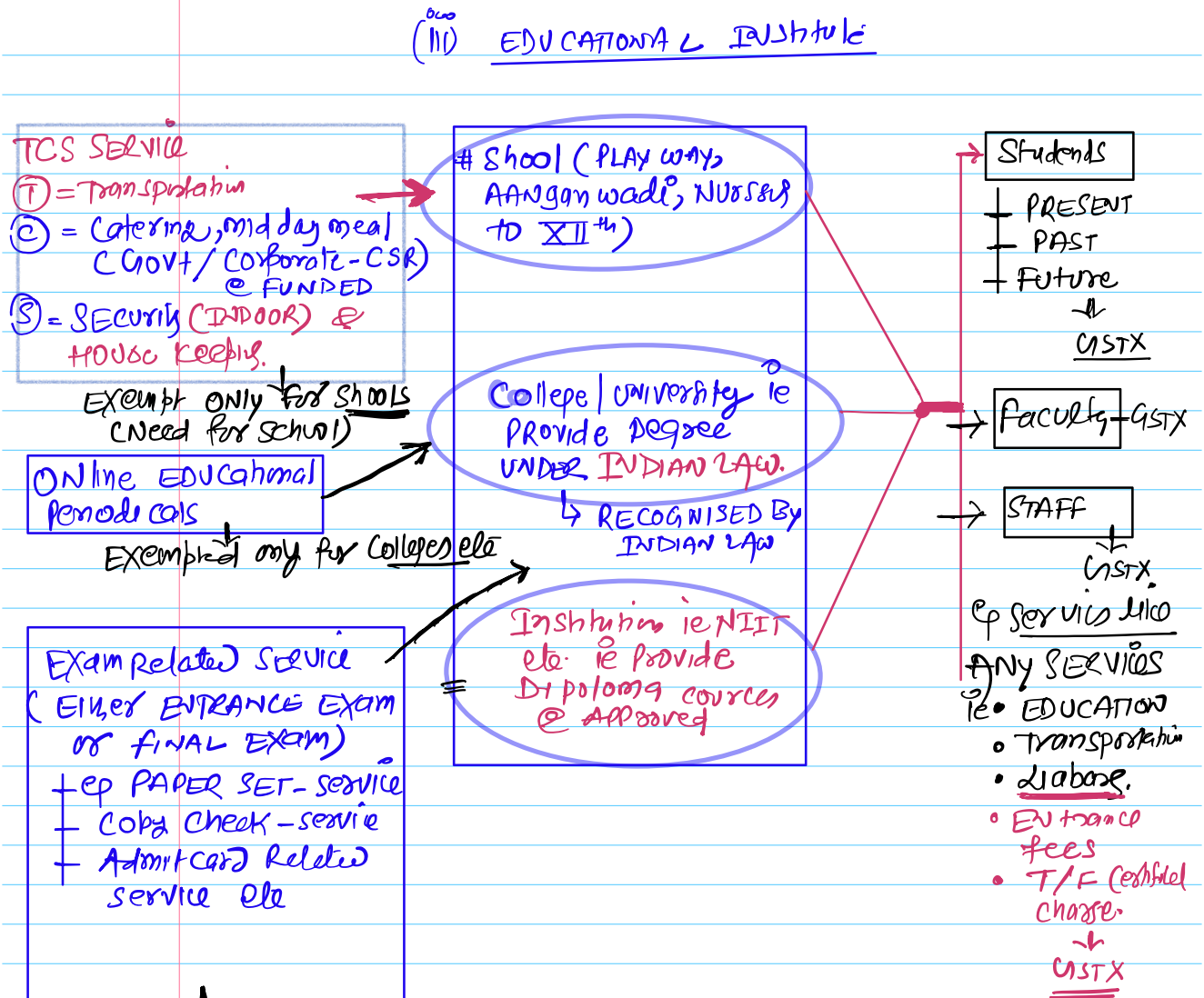
Need



What about Private Library : eg School / College ele ki Library ie have limited Access

GST X (But in NEXT Point (iii) " Educational Institute).

(iii) EDUCATIONAL INSTITUTE



CRUX = Need = GST
= Desire = GST

Note:

GARG Institute ← Flying Training

fees = 2,00000/-

GST = ₹1

↓

EXAM PASS: GARG = Certificate

↓

Govt EXAM - PASS -

↓

2.5 year ; Training By Govt

↓

Licence : उड़ने की

ONE More Submission : As per "AVIATION" Related LAW.

Where a Candidate HAVE "Certificate of following Institutes"

- ABC
- XYZ
- GARG Institute
- etc

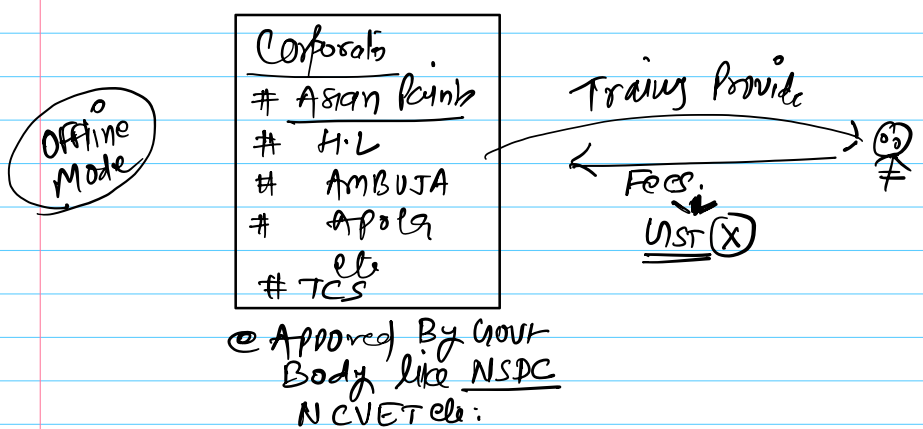
then Training Period will be Reduced to 2 year =

Whether Garg Certificate is Recognized By INDIAN LAW ? YES

↓

NO GST on fee ₹2,00,000 : EXEMPT

Corporate cum Institute :

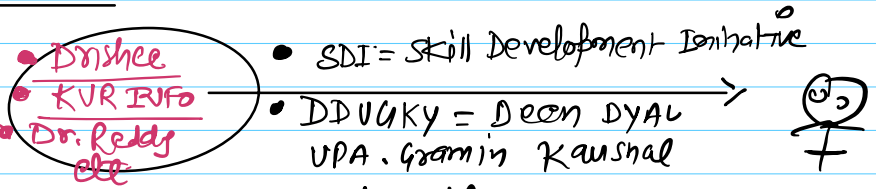


@ Approved By Govt Body like NSDC NCVET etc :

NSDC = NATIONAL SKill Development Corporation

NCVET = NATIONAL COUNCIL of VOCational EDUCation Train

Need online mode :

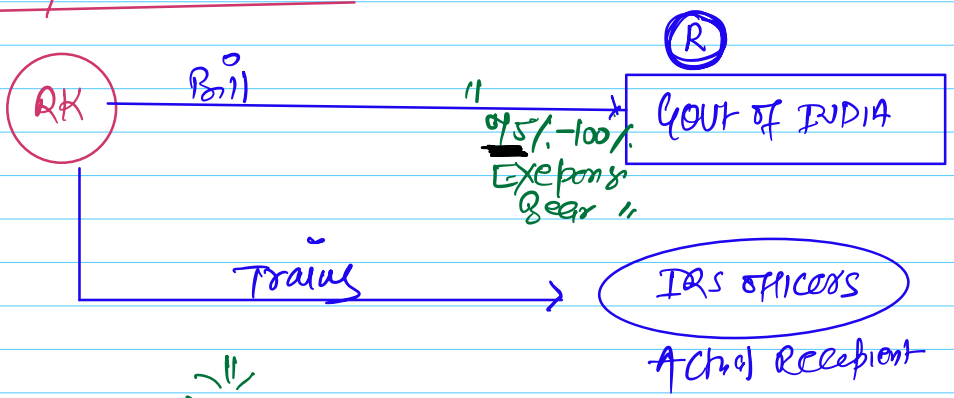


Affiliation Service : (~~IRCTC~~ School etc की Affiliation = GST X)



WHAT ABOUT : Private Schools, Colleges, Universities = GST AAYega

TRAINING SERVICE to GOVT :



" GST X

{ WHAT IF 50% Train EXP. Borne By GOVT
& 50% " " " " OFFICER }

GST ✓

Meet = GST X
Deme = GST ✓

(III) Swasthya (Health Care Sector)

- Health Care of Animals (i)
- Health Care of Human Beings (ii)
- Rehabilitation Centres (iii)
- Public Commence (iv)

Health Care of Animals :

(i)

- # Pet clinic
- # Pet Hospital etc
  - eg Sanjay Gandhi Pet Hospital

Health Care.
- Diagnose
- Treatment
- Care

(R)

Need

Consideration

Cost ✗

(ii) Health Care of human Beings :

(S)	Health Care of human Beings — What is Health Care?	(R)
# Hospital	# OPD Service	Insurance company etc. (Any 2) =
# Nursing Home	# Diagnostic Service	
# Sanitorium.	# Treatment	
# Doctor	# Care	
# Doctor clinic	# Medicine For Indoor Patient (Admit)	
# Path Lab. (Indoor/outdoor) (Part of Hospital)	# I.V.F Service	
# Supporting staff. ie. Nursing staff, Dietitian, Physiotherapist	# Room Charges + upto 5000 : Cost ✗	

~~Beauti Baba~~

ie (S) must be Authorised By Medical Council

~~Jhola Chhap Dr.~~

+ Excess = GST ✓ on Amt.

ICU/ICCU/NICU ele @ GST X (Even 1 Lakh per day kyu na ho)

Hair Transplant, Cosmetic/Plastic Surgery

+ FOR CURE = GST X (Need)
+ For Care (शौक) = GST ✓ (Desire)

Above Also must be Recognised @ medical words.

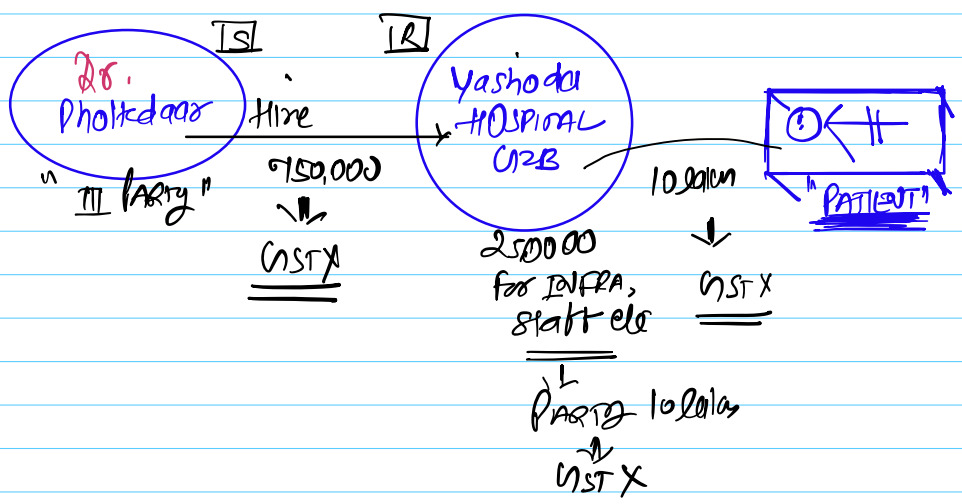
Note:1 TREATMENT By using "Own URINE" (NOT Recognised) = GST ✓

Note:2 Ambulance Service
- By Doctor Hospital ele = GST X
- By Other = GST X

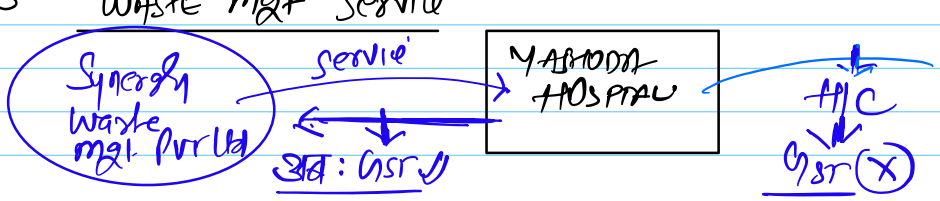
(No Need of Dr. Degree)

Note:3 Referral Charges @ GST ✓ (Nhola Pada H/C)

Note:4



Note: 5 WASTE mgt Service



(11) Rehab. Centres ie "NASHA MUKTI Kendra"

Educational inst. part of Rehab Centres (RUN BY : GOVT | TRUST)

→ CUSTX → NASHEDI

(12)

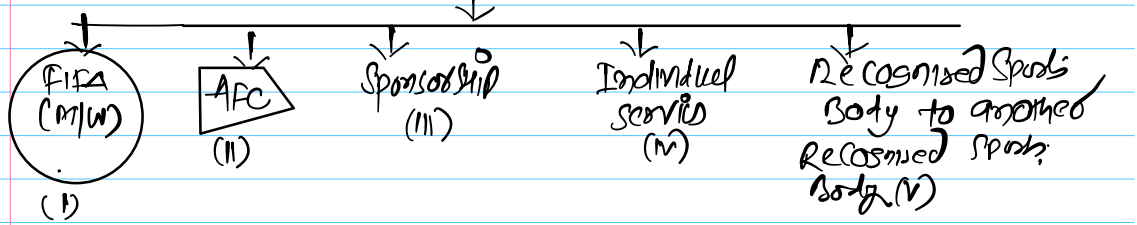
SHRADH SHOCHALAYA

→ SERVICE

← Charges = 5/= / 10/=

→ CUSTX

(IV) KHEL / Sports Sectors



(I) FIFA ⇐ Servis → FIFA (M/W) → Servie (Ticket) → GST X

Reason: Global Practice
NO TAX @ FIFA

(II) Servie → GST X → Asian football confederation → Servie → GST X.

(III) Sponsored Staff Servie:

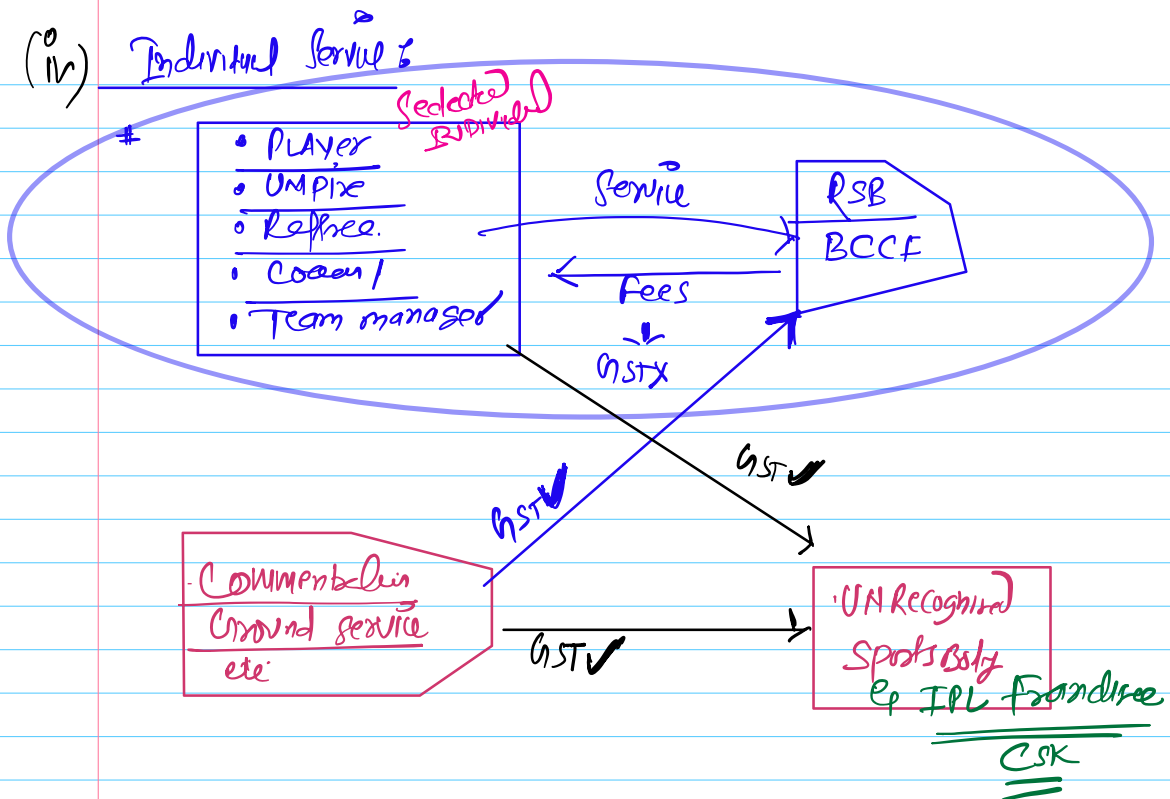
Need fund
RC Vidur league
RSB
BCCI

Sponsorship servie →

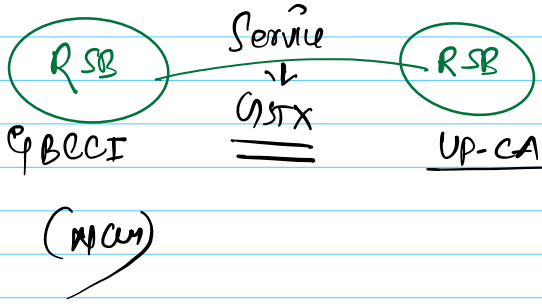
Need Publicity
TATA
Ambani

FUND / Fees → GST X

(iv) Individual Service :



Moreover



Govt Services

MIND SET w/r Respect to govt:

Govt Debit ko GST se Bachana hai
& Resultantly - Govt servis sasti bhi honi

GATE 2 → GATE 5

GATE 2:
- Article 243G/W = GST X
- Liquor License = GST X

GATE 5:
- Long List
- If Taxable
  - (I) = RCM
  - (II) = NCM

Out source/Tender Service to

to CG/SG/UT/LA = GST X (GATE 5)
(Ist. to last 100% service Eliminate)

to Govt Authority = GST → VESAAYEGA

Govt Duties @ Article 243G/W:
- eg Street Light Maintenance
- eg LAND Consolidation
- eg LAND Reform
- eg Public Heath

BY CG/SG/UT/LA (100% Govt) = GST X (GATE 2)

BY Govt Authority (Semi Govt) = GST X (GATE 5)

However some Specified Service given to Govt Authority will be EXEMPTED:
- Water Supply = GST X
- Public Heath = GST X
- Sanitation = GST X
- Solid Waste Mgt = GST X
- Slum Improvement = GST X

WPS - SS (Remember list-wise)

eg Suppose MAJOR PORT = Service

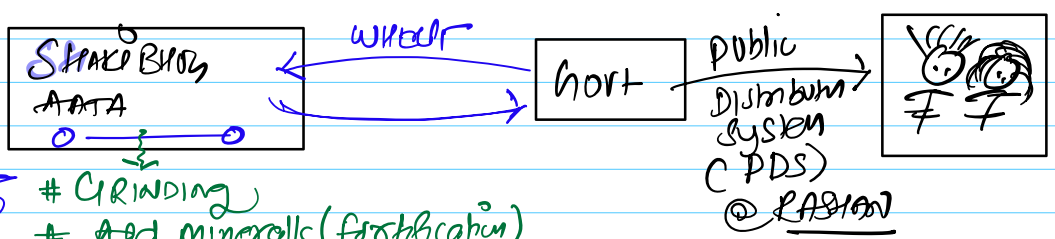
AI (Goods + Service) composite → CG/SG/UT el
- Goods (20%) (Service 80%) = GST Exempt
- Goods (30%) (Service 70%) = GST - Taxable.

Eg Steel Utensil maintenance:

Labour = 60%.
40% - Fuel, User charges → 1,40,000/- → GST ✓

(Service Portion Atleast = 90%.)

Note:



(Goods + service)

GRINDING
Add Minerals (fortification)
Packing (Goods + Labour)
etc

↓

Composite supply

↓

Classification: Service

↓

Fall under Article = NO 2(13) G/W
Service Portion: 70% + Goods (30%) = GST ✓
Service Portion: 80% + Goods (20%) = GST: EXEMPT

" Business Entity (B/E) = JO BUSINESS KARE
NON Business Entity (NON B/E) = JO BUSINESS NA KARE "

(2) Govt Service :

- To NON B/E → GST ✗
- To B/E
  - Garib B/E = T/O in PFY limited to 10/20/40 lakh = GST ✗
  - Amir B/E = T/O in PFY exceeds 10/20/40 lakh (JISKA)

Low value service ie Upto 5000 → GST ✗

High value service ie EXCEED Rs 5000 → GST ✓

Langar service / Common kitchen of temple

Queries: # Renting service to Amir B/E By Govt

Rent 1000 P.M ie 12000 Per FY . How

WHAT ABOUT GST?

GST ✓

(ie check per fy wise Amt > 5000) = YES

GST ✓

- To Govt Deptt = eg Police Deptt → GST ✗ → CBI Deptt

आई - आई

(GST - अपेक्षा ही अपेक्षा) : अहंकार

PARITY Program for Govt & PVT Sector

- Service By P.V.T. R
  - (P) Post Office की service = GST : AAyega.
    - However : ONE Dead service Inland Letter Card (weight upto 10 gram) = Exempt
  - (V) Vessel/Aircraft Related Service = eg Parking service, eg Repair ole service : GST AAyega
  - (T) Transportation of Goods / Passenger = eg Delivery man = J

(R) = INDIAN RAILWAY

In General = Service By Indian Railway = GST लगेगा

However few Notified Exemptions are there.

(a) Transportation of Passengers By Indian Railways
- AC Coach
  - I GST ✓
  - II GST ✓
  - III GST ✓
- NON A/C Coach
  - I = ✓
  - II = ✗
  - III = ✗

Hill AREA

(b) Platform Services = GST ✗
- Platform Ticket
- Cloack Room Service
- Waiting Room
- Battery Car Service

(c) International Services = GST ✗

बॉर्डर की बात नहीं

ONE DIVISION ZONE of Railways → GST ✗ → ANOTHER DIVISION ZONE OF INDIAN RAILWAYS

(d) INFRA Structural Services

पटरी बिछाना & lease पर देना

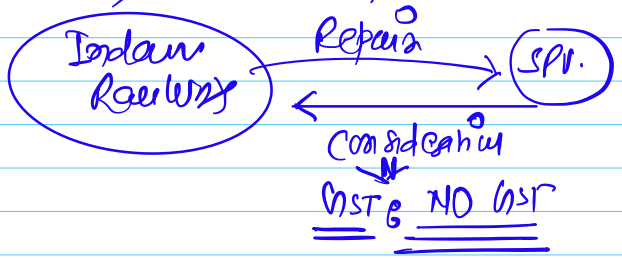
SPV / Special Purpose Vehicle

JV / Adani / Govt etc → Construction of Track

& lease to → Indian Railway

Consideration → GST ✗

पटरी का Repair:
= किसकी Responsibility है = JV/SPV
= Suppose Indian Railways ने Repair करा दी & बीच Raise की to Name of SPV. /JV

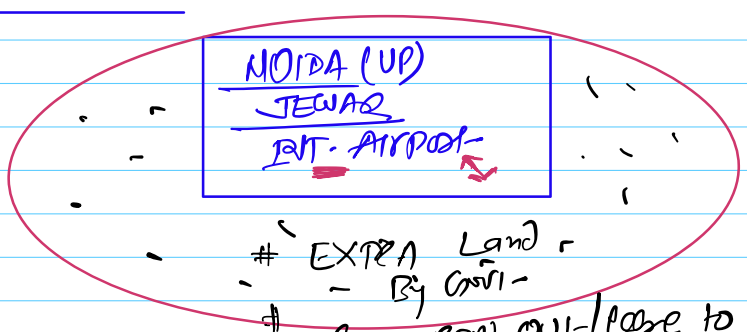


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(3) Govt Grant = GST Exempt

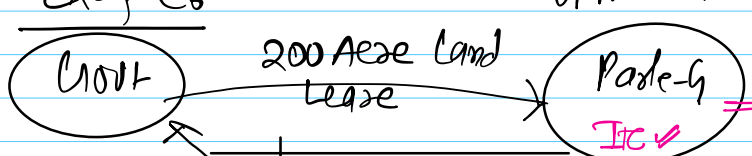
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(4) Long term lease = i.e. Lease period of 30 years or more.



Govt Rent-out/Lease to Corporate:
Upfront Amt = GST

Examples



Upfront Amt = 20Cr = Cost Exempt
Monthly Rental = 2Cr pm = Cost Avoidable

20Cr + 18% = 36Cr — ITC to Party A — Use = 3 year Lease

Note: Instead of Govt:

Govt = Atleast = 20%
+
Addani (Private) = 80%
Equity

Note: # For Exemption
Govt share should be
Atleast = 20%. in an
Equity as supplier

Cost X

Lease =

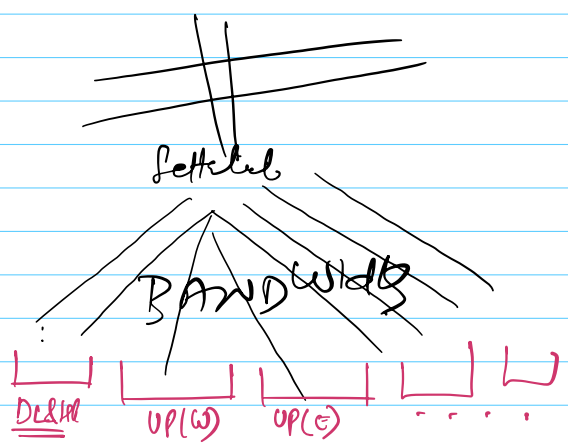
Govt = 15%
PVT = 85%

lease
⇓
Cost ↓

---

(5) Spectrum &

Background:



- 5G
- 4G
- 3G
- 2G
- 935. 6bi

NATURAL Resource/ Spectrum
Govt owned
& Govt Telecom. Co. — Licence provide the spectrum licence for 20 years.

Dept of Telecommunications — DOT

↓

Bidding organised

for spectrum: for 20 years

↓

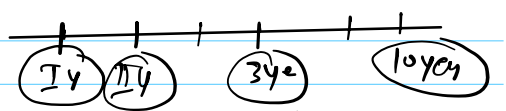
Jio / AIRTEL / Huges etc

↓

Payment @ 20,000 Cr

Option: 1 : INSTANT: 20,000 Cr

Option: 2 : Installment = 10 years



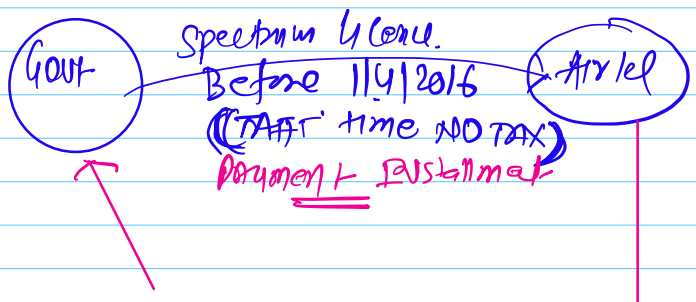
Win bidders @ ₹0/, @ DOT

(i) Before : 1/4/2016 = NO Service TAX on Spectrum License.

(ii) On or After 1/4/2016 = YES. Service TAX - LAGNE LAGA =

(iii) WEF : 1/07/2017 = GST LAGANA Start HUA

NOW Exemption :



A - Particular Installment is paid on or After 1/7/2017

↓

GST ❌ Exempt

(6) Govt Testing:

Govt Body → Service By way of → (R)
- # Testing
- # Safety check
- # MCA Fees
- # Any Registration fee

etc.

GST = NO BABY

(6a) WHAT ABOUT: FSSAI = ARHI Taxable Hai
fee.

(7) NON Performance: (Negative Act)

- # Where any person - Break - Govt Contract
- # & for this - Have to pay Compensation or liquidate Damages = GST : Exempt

As per my Opinion - No need to say it - an Exempt as - It is NOT a Supply. on Sudden Changes

(8) NATURAL Resources:

Govt / SG → Service By way of "Allowing to use NATURAL Resources" eg: Canal WATER → Kissan

Consideration: 100 BIGHA X 20/- = 2000 yearly

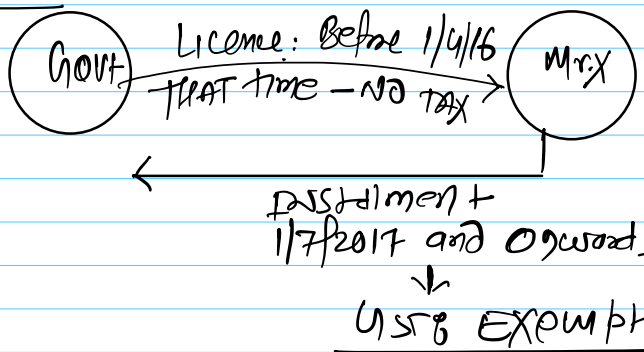
GST ✗

Kissan
- + Individual
- + HUF
- + ~~Corporate~~

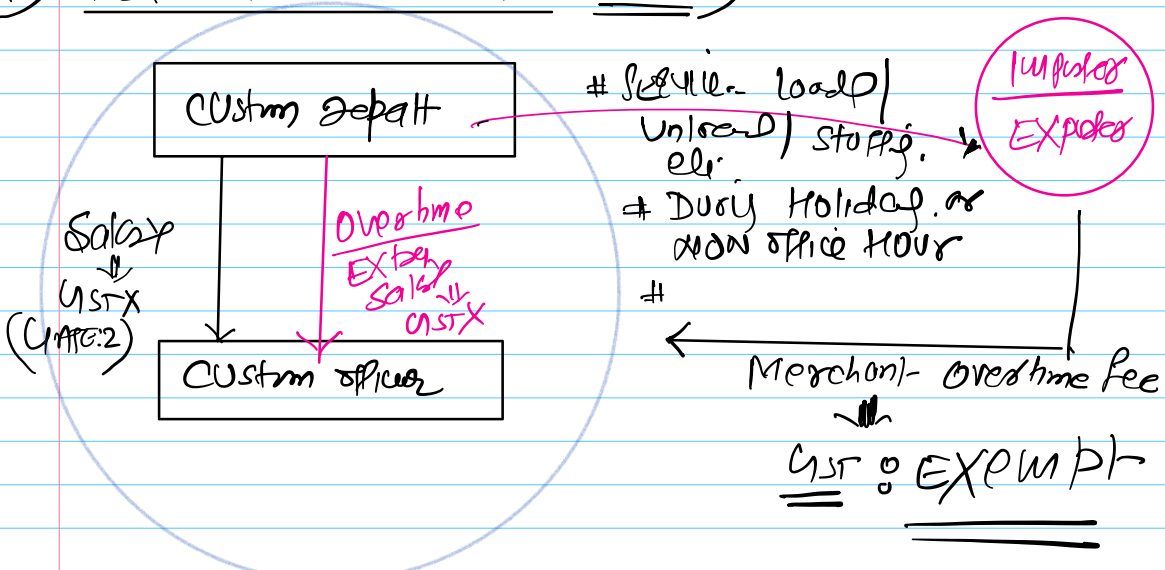
Use it for
- + खेती बाड़ी
- + पशुपालन Except HORSE

(9) Coal mine:

Just like spectrum

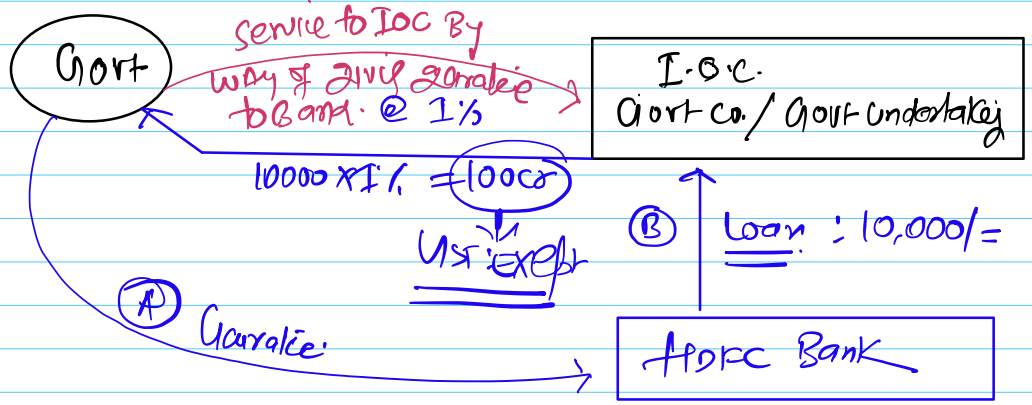


(10) MERCHANT Overtime Fee: (MOT)



(11) RTI – fees – Rs 10/= GST: Exempt

(12) Gaurantee By Govt : GST = Exempt

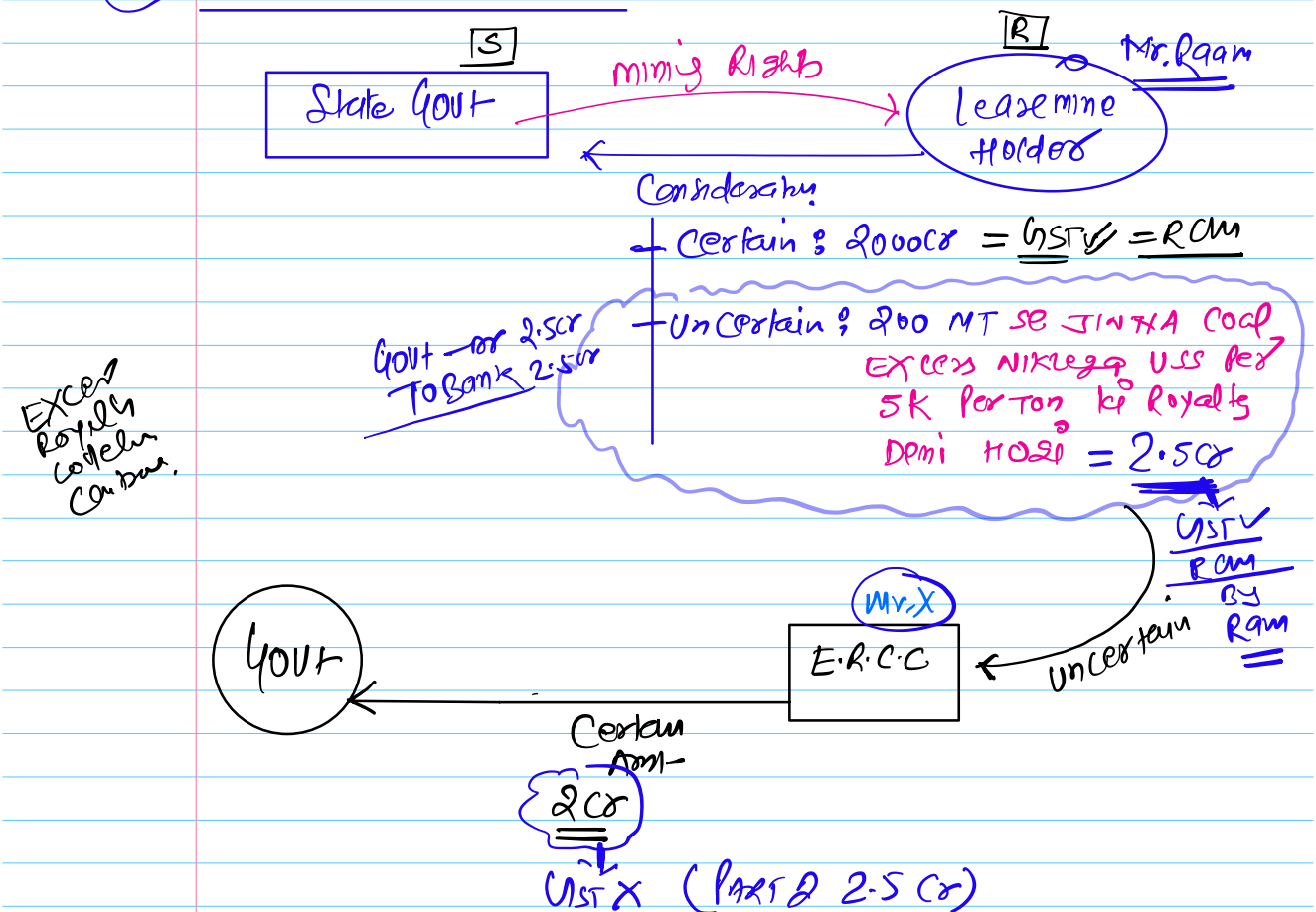


(B) R&D servis :

- # Govt
- # Research Association, Universities, Colleges notified Under Income TAX ACT AT the time of servie

R&D servie → GST X

(14) ERCC ki Example



What if Uncertain = 50 lakh &

↓

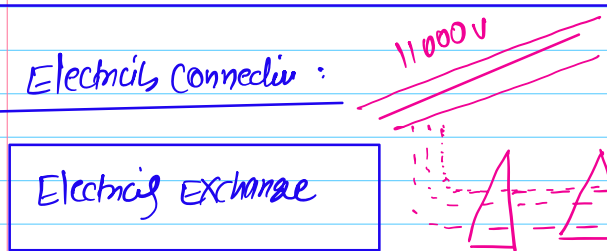
Ram = GST ✓ By my Ram

1.5cr Mr X - GST = Ram

Kissan

- Electricity
  - Electricity Connection
  - Electricity Trasmission & Distribution
  - Electricity Support Service (i)
- Warehousing Loading, Unloading (ii)
- Agriculture Related Service (iii)
- Artificial Insemination (v)
- Jobwork (iv) =
- Fruit & Veg. (vi)
- NCCCD (vii)

(i) Electricity Connection :



- Use for KHETI BADI
- Rearing Animals EXCEPT Horse

INFRA Structure EXPENSES Load - Lega = Kissan on Service charges

ie All INFA Project is of Govt

Rs 250,000 /=

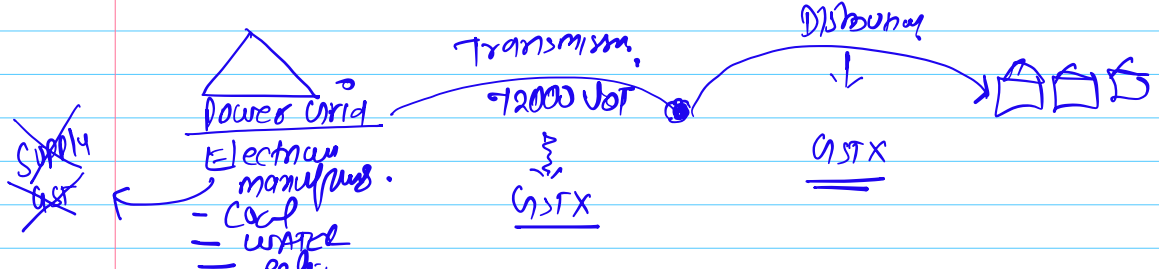
↓

Kissan NE VE Service Lee Kar

GST & EXCEPT

(ii) Electricity Transmission & Distribution

(Whole Sale) (Retail Sale)



Pe • Transmn / Distribution of Electricity
By
• Transmn – Distribution Utility (ie By Authorised Person) } GST ✗
@ Electricity Act

Bijli & Bachche

WHAT ABOUT SUPPORT SERVICE
eg Duplicate Bill charges
eg Meter Charges / Fixed Rental
eg Line shifting charges
etc
↓
GST ✗

NOTE: Transmn / Distribution of Electricity
By

Other than :- Transmission/Distribution Utility
eg By D.G. Holder
eg By Solar System – Bijli Sale
= GST ✓

→ Electricity Act = N.A

CRUX

↓
Electricity Act Applicable
↓
Electricity Duty ✓
GST ✗

Electricity Act : NA
↓
Electricity Duty = ✗
GST = ✓

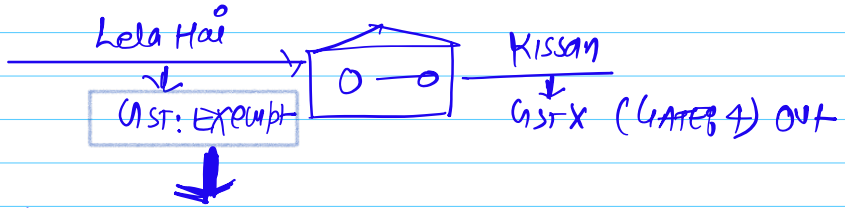
Agr. Produce = JOBHI KHET SE NIKLA

Imp

(ii)

	WAREHOUSE/STORAGE	Loading, Unloading
* Agriculture Produce	Exempt	Exempt
* Rice (main food)	Exempt	Exempt.
* MINOR forest Produce (ie JO KHUD UGG AAYE - ie GRASS PHUS - SHIKAKAI, Kaalmegh, Tendu leaves etc, BAMBOO, HONEY)	EXEMPT	TAXable
* DAAL, DALIYA, FAL (fruit), SABJI	Exempt.	TAXable

(iii) Multiple Agriculture Related - JO KISSAN NE Lee Hai



SERVICE Related to:

- Cultivation & Plant (ie KHETI BADI, BAAGWANI, मूंग वाली etc)
- Rearing of ANIMAL, For Food, fuel, fibre etc
  EXCEPT: HORSE.
- ~~Agriculture~~ Produce

Illustrative list of Related Services: —

(i) Agriculture operation like Cultivation, Harvesting, Threshing etc
(ii) Supply of farm labour.
(iii) PROCESS AT Agriculture farm ie खेत पर Including, Tending, Pruning, Cutting, Drying, Sun Drying, Grading, BULK Packaging etc: WHICH DO NOT After the Characteristic of Agriculture Produce ie Agr. Produce — Agr.

produce ही RAHE है only make the product marketable for primary market (MANDI)

(iv) Renting / Lease of Agro machinery ie Tractor etc OR VACANT LAND - with or without structure (Tubewell)

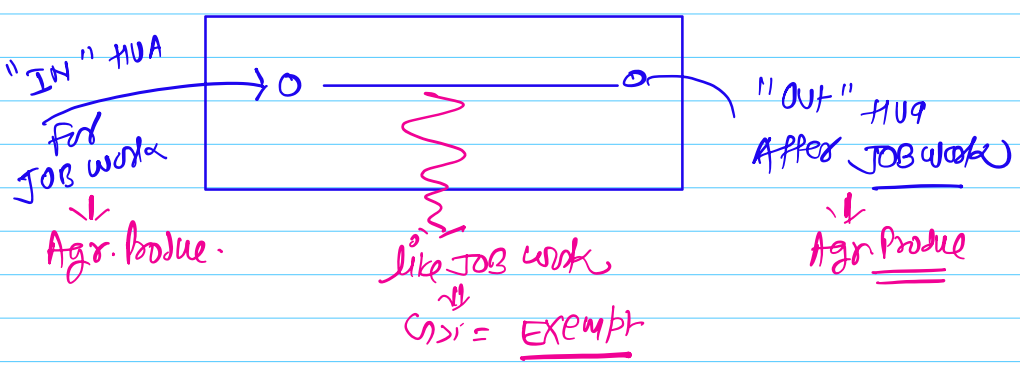
(v) Agriculture Extension service (ie scientist - multi-disp.)

(vi) Service of marketing committee / (मंडी परिषद)

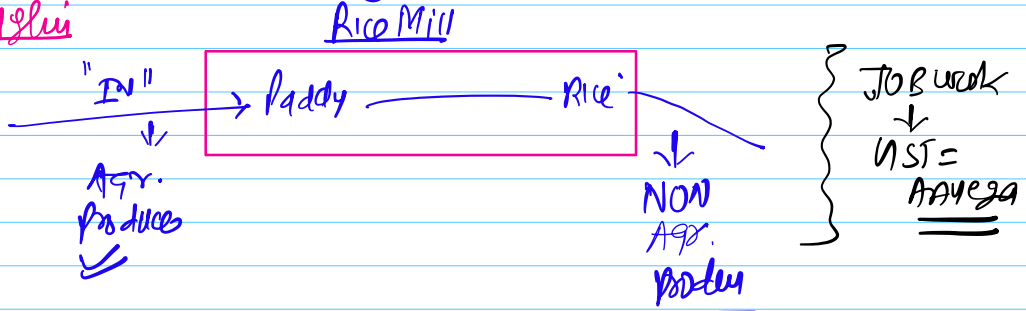
GST Exempt

(iv) JOB work :

JOB work @ Agr. Produce = GST Exempted.

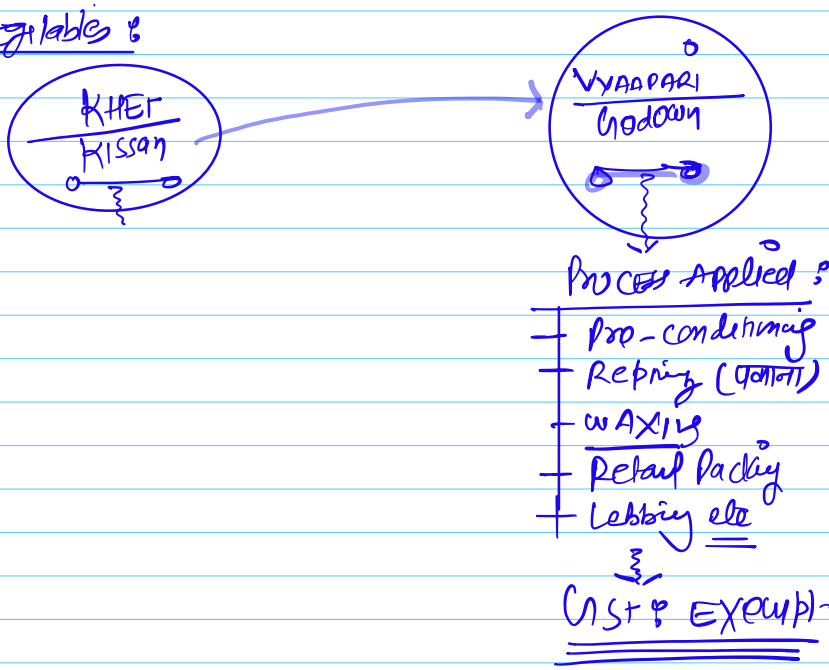


Ques



(v) Artificial Insemination - of Live Stock will be exempted
EXCEPT : HORSE.
(like IVF)

(vi) Fruits & Vegetables :



(vii) NCCCD : # NATIONAL Centre For Cold Chain Development
Ki membership etc fees = Cost
Govt Body.

"MANORANJAN"

(1)

MAZA

Amusement

Entertainment

KHUD MAZE KARNA

DUSRE KO DEKHKER MAZA LENA

Active MAZA

PASSIVE

THOKA GST ✓

Special Entertainment Activity

- # DANCE
- # Circus
- # Theatre.
- # Award function
- # Recognised Sport Event
- # Planetarium (TARA MANDAL)
- # musical performance.

Others

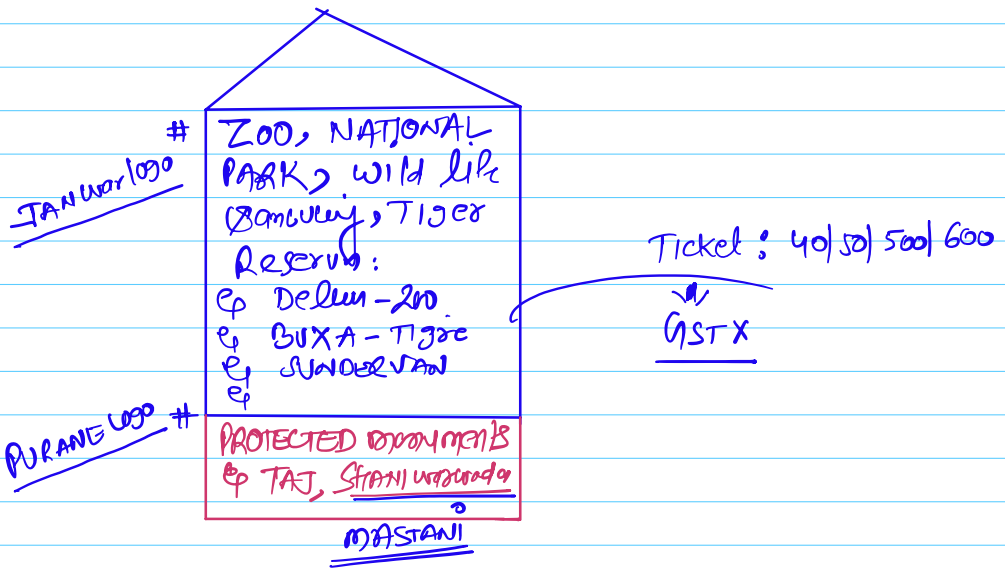
GST ✓ ep MOVIE

Ticket ; Upto ₹500/= ie SASTA MAZA

GST X

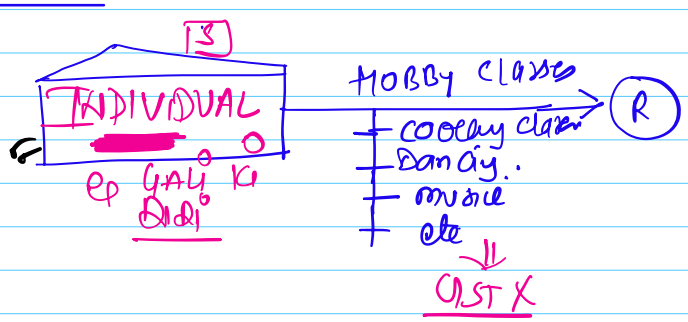
(# (Ent + Special + upto ₹500) = GST X
Otherwise) = GST ✓

(II)

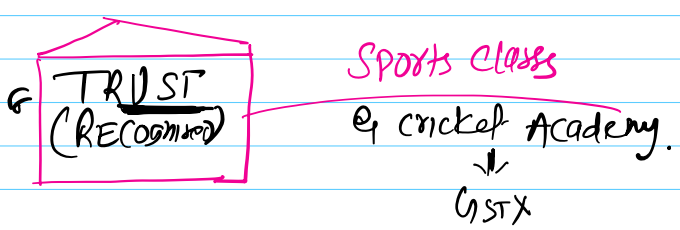


(3) Fun Classes :

(I)



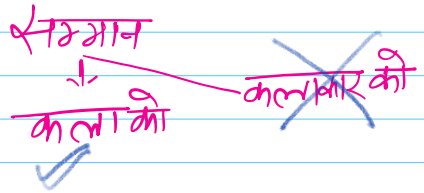
(II)



④ Folk or Classical ART :

Desi → KABHI-BHI & KAPPI BHI → may in Group

Desi → # well Dressed → # max - Solo.

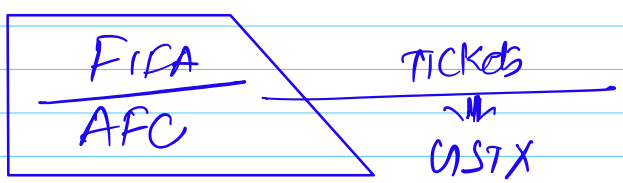


folk or Classical ARTIST → Performance (show) → upto Rs 150,000 ⇒ = GST ✗

WHAT if it is 151000/= → fully 151000 Taxable

Brand ambassador ie Advertisement (Mota) - VAT = GST ✓

⑤ Need NAHI thi :



G P R S

: RENTING, Construction : of Immovable Property :

BASIC Needs ROTI, KAPDA, Makaan

OWN

Rental

GARIB KA CHHAR

Construction "under. P.M. AAWAS YOJANA"

Available to Poor @ Subsidised Price

Ase Homes ki Construction Servie hai ⇒ GST : EXEMPT

WHAT ABOUT Building MATERIAL USED ?
GST = YES ie goods EXEMPT NAHI hai

WHAT ABOUT :
Works Contract Servie ie Homes jese flat BANE hai
Works Contract Servie
+ Goods ie Building Mat
+ Servie ie Construction servie.
ie Combined Value NON Separable hai
⇓
fully Taxable
" Goods pe chahe hi - chahe "

Amir. KA CHHAR

- Single Residential UNIT ie flat, coothi
  ⇓
  Construction Servie
  ⇓
  GST : EXEMPT
- Multi-Residential UNIT ie Residential Complex - ie FLATS Group Housg

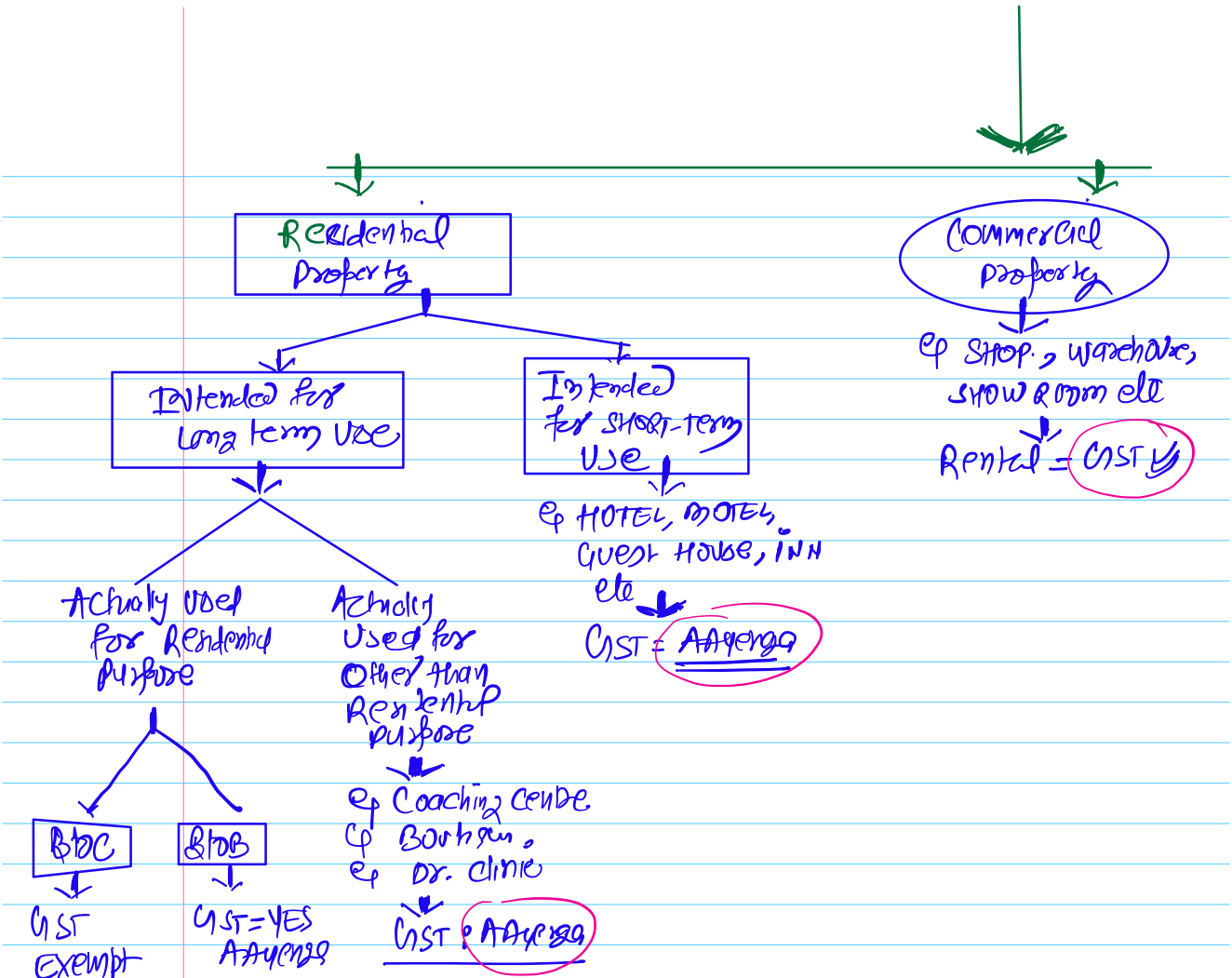
500 FLAT

Construction Servie
⇓
GST : Taxable

Note: Remember
Sale of under cons. Buildg = Deemed Supply
GST ✓

Q : 200 sq yard PLOT

SF
FF
GF
⇒ Multi UNIT Residential COMPLEX
⇓
GST ✓



CRUX: Residential Property + Intended for long term Used + Actually Used for Residence purpose + B2C = GST Exempt
= Otherwise : GST - Aayega

Example

RAJIV & Company
Prop. firm
ie INDIVIDUAL

CASE: 1 — ONE Home Rent Pe Liya For Employees.
Billing Name of firm
Payment: Current A/c
B2B = GST ✓ (RCM)

CASE: 2 — ONE Home Rent Pe Liya For his Family
Bill - Individual Name
Payment Saving Bank A/c

B to C = ✓
Exempt

NOTES

WHAT ABOUT HOSTLES :

KYA INKA NATURE HOTEL JAISA HAI ⇒ NO
KYA INKA NATURE HOME JAISA HAI ⇒ NO
ie HOSTEL MEIN ME HAI ⇒ GST ??

WHERE Minimum Stay Period : 90 DAYS

MAXIMUM RENT PER BED PER MONTH : 20,000/=

GST Exempt

Note: TDR | FSI | Long term - lease - Pending
(Read GOI's RCM Chapter)

Note: TDR | FSI | Lonsterm – lease – Pending (Read coin RCM Chapter)

GTA RS

(1) : Passenger Transportation : (JAL, THAL & VAYU)

JAL
- Inland water ways eg JHEEL, River, canal etc = GST X
- Sea Water
  - Public Transport = GST X
  - Tourist = GST ✓
- Ferry (ANDMAN/NICO) =
  - Public = GST X
  - Tourist = GST ✓

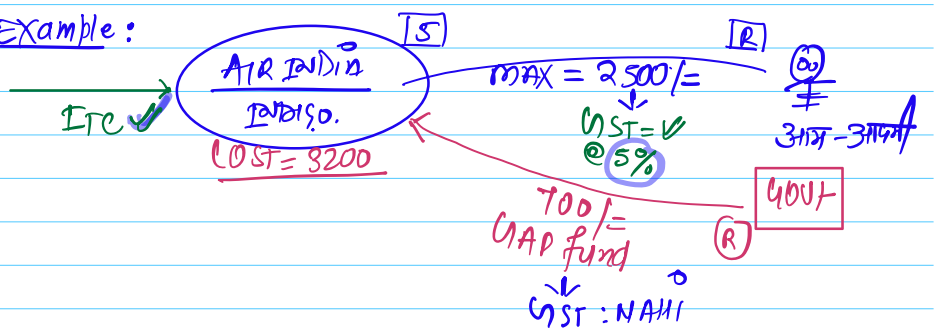
THAL
- By Road
  - Contract Carriage =
    - AC = GST ✓
    - NON A/C =
      - Public Transpt = GST X
      - Tourism = GST ✓
      - Special = GST ✓ (Bus. eg Company Hire eg BHARAT BUS)
  - STAGE Carriage (for Public Transport only)
    - A/C = GST ✓
    - NON A/C = GST X
  - CAR
    - Radio TAXI = GST ✓
    - Metered CAB & Run by SG = GST X
  - Others
    - School BUS = GST X (Already)
    - Swaraj vahan = GST X (GATE: 2)
- By Rail
  - INDIAN Railways
    - AC =
      - I : GST ✓
      - II : GST ✓
      - III : GST ✓
    - NON AC (Hill AREA)
      - I ; GST ✓
      - II ; GST X
      - III ; GST X
  - Others (Pure public transport)
    - METRO = GST X
    - MONO = GST X
    - Tram = GST X

VAYU.

→ NER & Baghdogra ie Hilly Area = Land/TAKEOFF = GST X

→ R.C.S. ie Regional Connectivity scheme. @ Subsidy = GST X (700)

Example:



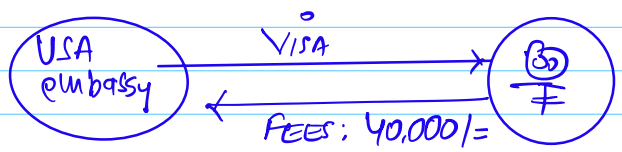
→ Interstate transaction

- Going Abroad ; POS = (13) = IT = GST ✓
- Coming from abroad = POS (13) NIL GST X

---

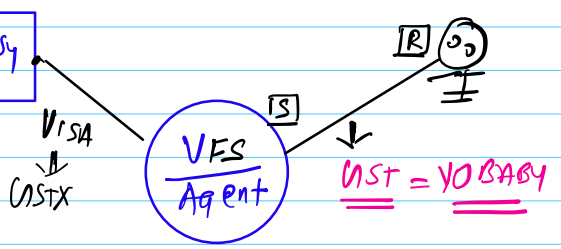
(2) VISA:

(I)



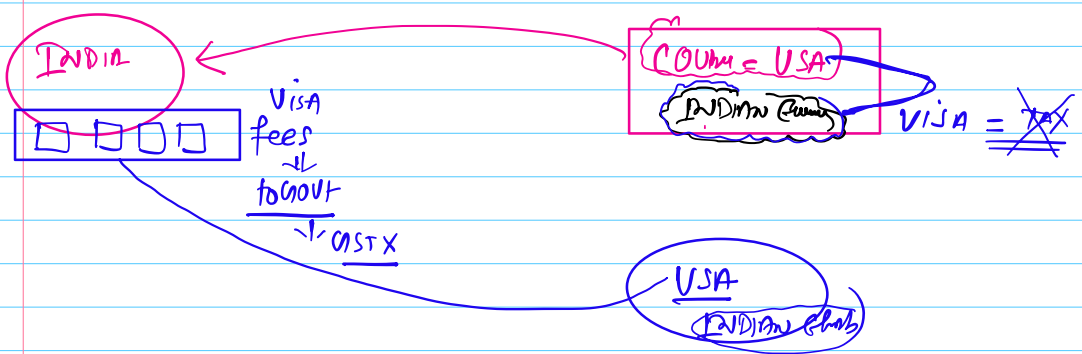
GST X (BEST International practice)

(II) USA Embassy

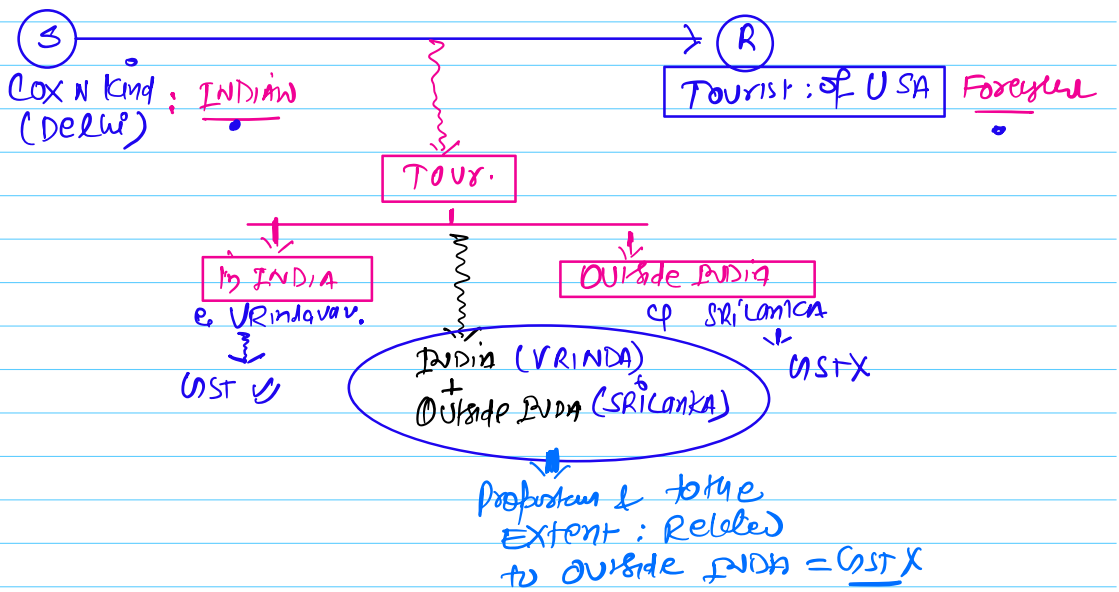


(3) GOUT DOC. :

GOUT CONSULATE — ISSUE: DL / Birth Certificate, Death Certificate, VISA ON ARRIVAL @ fees ⇓ GST X



(4) TOUR operator Service :



Example: 3 DAYS & 10 HOUR in Sri Lanka & 2 DAYS 10 HOUR in Vrindavan.

Package = 100000/-

- $100000 \times \frac{3.5 \text{ DAY}}{5.5 \text{ DAY}} = 63,636/-$

OR

- 50% = 50,000 (Lower = 50000) Exempt

Tech method

Legal:

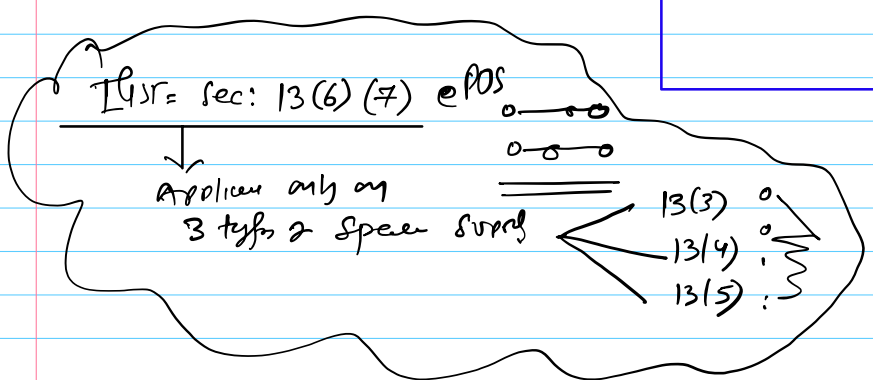
- NO of DAYS @ Prop.
  (Less than 12 HOUR = ½ DAY)
  (12 HOUR or more = 1 DAY)

OR

Random

- 50% - 50%
  (Which one is Lower.
  = Exempt

CRUX: जो portion Exempt होगा 50% or less.



Notes: # Where any vehicle is operated through ECO - then that will Always be taxable U/S = 9(5)

Eg Suppose Metered CAB - Route @ECO = GST

1

GPRS

Goods Transportation ka Service (JAL - THAL - JAYO)

JAL → INLAND waterway eg River, WHEEL = GST X

→ Sea Water eg 🚢 = GST ✓

THAL → By Road Transport → Other than GTA & Courier eg Bullock cart, HORSE cart etc = GST X

→ GTA & Courier = In General GST AATA Hai.

However Some Exemptions Also there.

Keeping Mind GTA - RCM ie (R) ✓

(i) Bhoc Supply = Exempt.

(ii) Bhoc (CTP @ Handicraft) = Exempt.

(iii) Where (R) is a Govt Deptt - which has TDS Reg. only.

Example (a)

GTA → Service → I-Tax Deptt

AS A TAXPAYER REG = (X)

TDS Deductor Reg = ✓

GTA = X

I Tax. Deptt = RCM ~~Reg. as TAXPAYER~~

Hats why Exempt

Example (b):

GTA → Service → Post office

Reg. as TAXPAYER ✓

TDS REG. ✓

GST ✓ = RCM ✓ le Post office

(iv) Transportation of Specified Goods

- # SALT – MILK
- # AATA – DAAL – CHAWAL
- # Agri Produce
- # Newspaper / Magazine
- # Defence mat, Relief mat

= GST X

By Rail

- In general = GST ✓
- However Above Specified Goods = Transportation Taxable & Exempt

VAYU

- **Domestic Transportation** = e Delivery Consignee = GST ✓
- **International Transportation**
  - Import Cargo KA transportation = Freeight GST ✗
  - Export Cargo KA Transportation = GST ✓

Example

Import Cargo:

Import Goods = 100000/-

Duty = 30,000/-

At Customs Port For Import Duty

Value of Goods = 100000

+ Cost = 30000 ✓

130,000

+ Import Duty @10% 13000

143000

TAX on Goods

+ IGST @ 18% on 143000/= → 25740

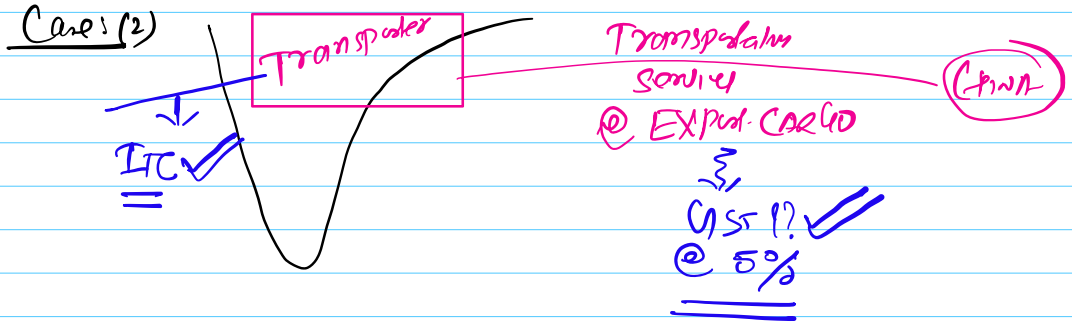
ie Here 30,000 pe GST AA GYA "in forms of goods"

NOW Q: 30,000 ki service – as Treating Service GST ANA Chahiye = NO

@ forward double taxable

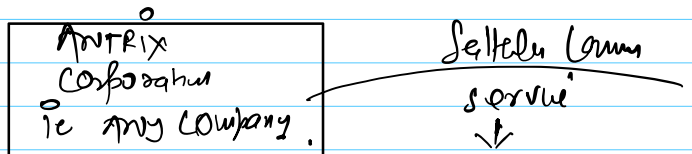
~~@~~ Exempt

Case: (2)

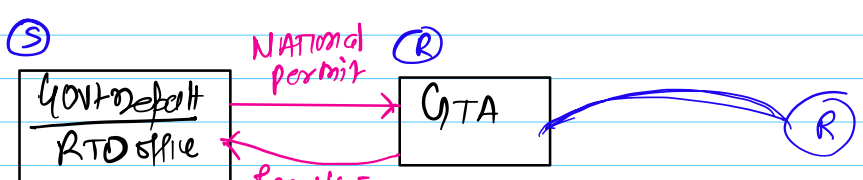


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(2) Selected Courier Service ?

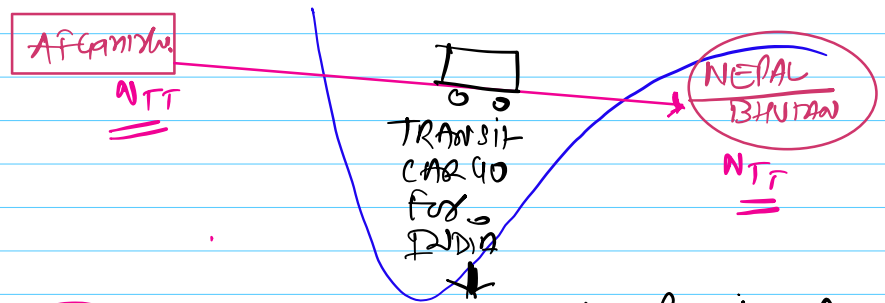


(3)



(S) GST X
(R) GTA = X

(4) Servio Related to Transit Cargo. @ NEPAL / BHUTAN



KYA GOODS PAR GST = AAYEGA = HO.

गुड्स X

जानी (X)

We Indians Provide various servios Relate to Transit CARGO

eg Transportation Servio

eg Insurance servio etc

GST = Exempt

WHAT: Empty Container/TRUCK = VAPIS AA RAHA

USSE Relate - Servio = GST X

AA RIYA HO - YA JA RIYA HO
(BHARA HO - YA - KHALI HO)
} = GST on servio ⇓ Exempt.

G P R S

Social Welfare/Activities

(1) Old age Homes

Need

OLD age Home Run By Govt / TRUST

Service

Consideration

BUYER, 60 years or more

MAX ₹ 25,000 per MONTH per MEMBER (for All - Accomodation & Food etc. Inc All)

GST ✗

(2) Fair Price Shop:

Govt / Block-level

RASHAN

KALUA

RASHAN Distribute

JANTA

For this work ₹ Commission from Block/Govt @ ₹ 60/- per kg.

₹ 10000 kg RASHAN

10000 × 6 = 6000/-

S = KALUA.

R = Govt (Block

6000 ⇒ Supply

= Exempt

③ NOT For PROFIT ENTITY (N.G.O.) (JISKA object Profit KAMANA HAI)

VN IN Corporated BODY / ENTTS

- (a) = TRADE UNION.
- (b) = EXempted Service
- (c) = RWA.

(a) TRADE UNION:

UNION
HIND MAZDUR SABHA
MAZDUR MUKTI MORCHA etc.

EXP = 5,00,000

(NOT for Profit)

Deemed Separate

Activity @ DHRNA / Dena, Rally, Road Show जैसी गतिविधि करे

Members of UNION 1000 MEMB

CONTRI = 5,00000 / 1000 (=500 each * 1000)

Supply = YES (Paid Transaction Between – Deemed Separate Person)

EXEMPT

(b)

Old - CA. = PRANNATH JI / VRINDAVAN

NOT for Profit

EVERY Memb: Collected se ie conby se kisi EK Member ke YAHA – SRI – MAD BHAGWAT JI KATHA

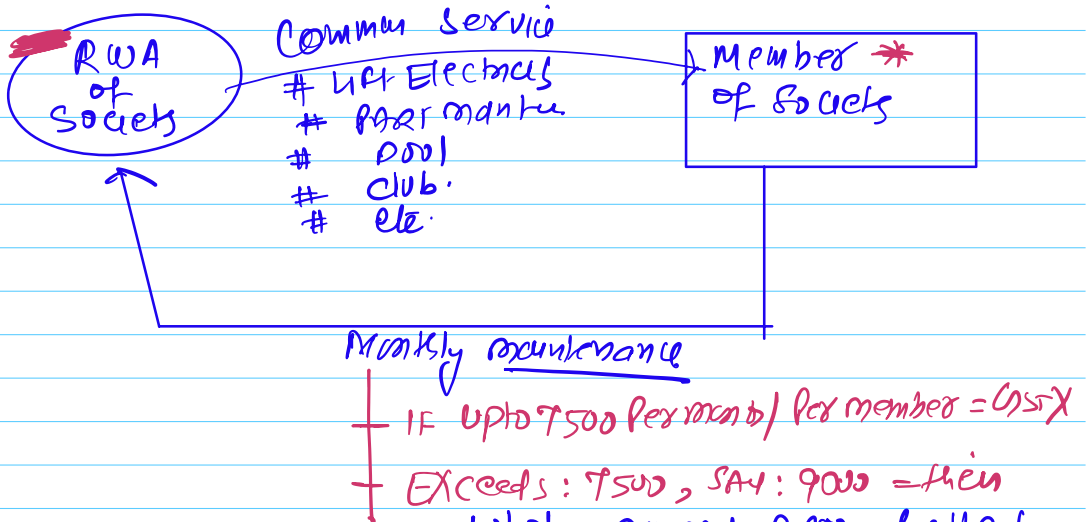
JANTA

300 Per Member Per Month

@ 300 X 100 members = 30,000 प्रति
300 X 400 mem = 120,000 प्रति

* Q. ye hua : "Exempted Activity" ki liye Apne member se Contribution kara rahe ho = GST = Exempt

(C) RWA (Resident welfare Association) :



* Society ke member means ?? = NO. of FLAT

(i) Mr. X → (4) FLAT in Society = Member = (4)

(ii) Mr. X + Y + 2 → Owner of (one) FLAT = Member = (1)

---

(4) NOT For Profit (NGO/NPO) @2 (MIN°)

UN Incorporated Body | Entity

working AREAS: Agri, Industry, Labour, Farmers, Science, Promotion, Trade etc

Contri = MAX = 1000
Per Member
Per ~~MONTH~~
YEAR

Excess

IF: 1500 P. Member
Per year
↓
Fully Taxable

"B.I.B"

Banking Section 5

(1) Interest / Discount, Forex :

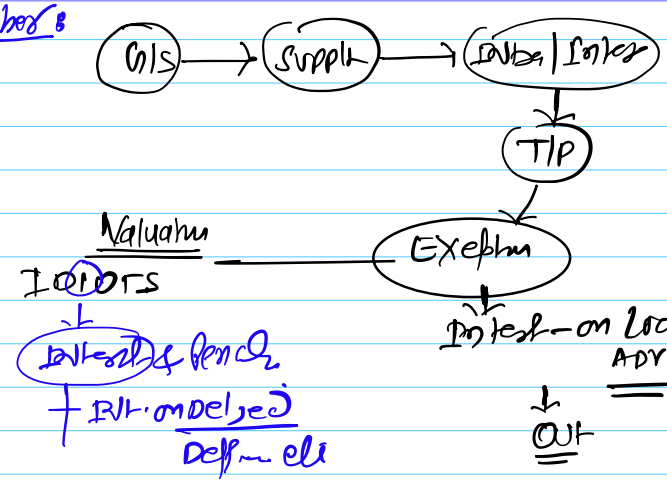
(a) = Interest & Discount

LAD

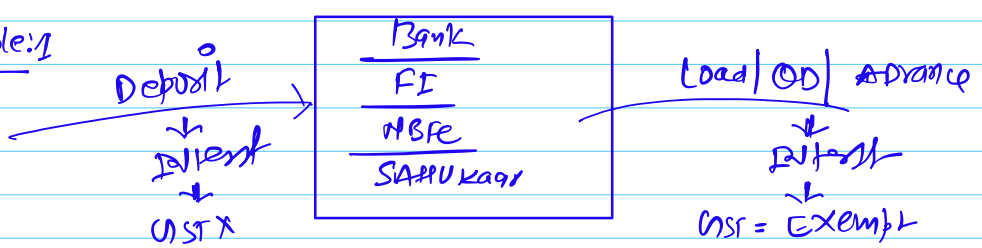
Interest on Loan / Advance / Deposit = GST & Exempt

Interest on
- Delayed consideration of Goods/Service = GST ✓
- Deffered Consideration eg spectrum GST ✓ (EMI)
- Credit Card Charges = GST ✓

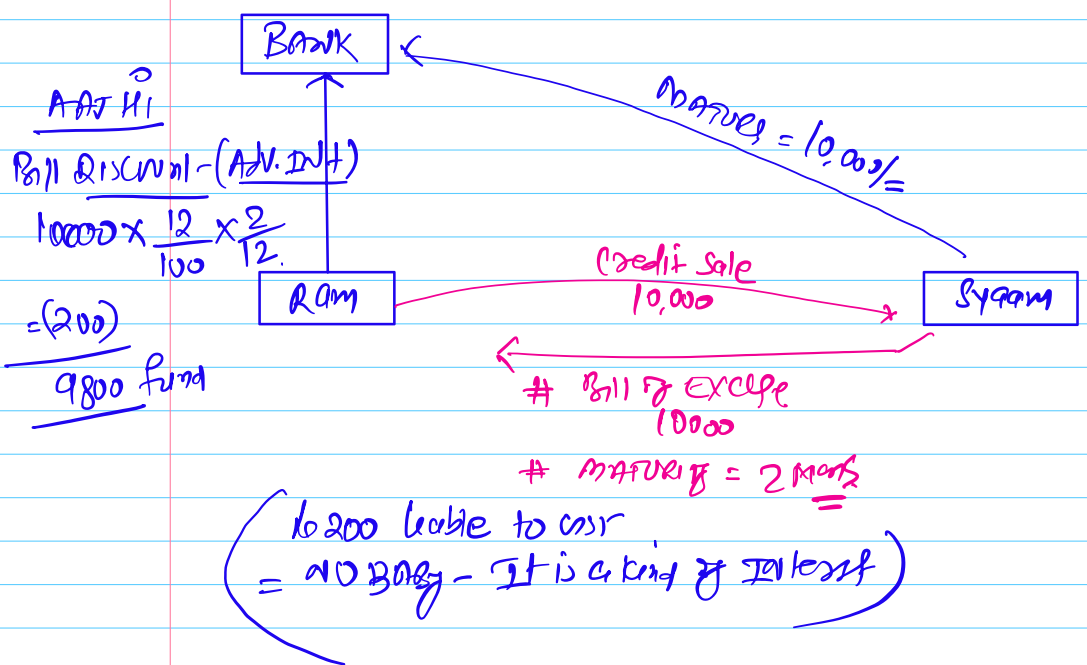
Remember :



Example: 1



Exple:2 Discount = Bill Discounting :



AAJ HI

Bill Discount - (Adv. INT)

$10000 \times \frac{12}{100} \times \frac{2}{12}$

= (200)

9800 fund

10200 liable to cost
= NO Body - It is a kind of Interest

Example 3 H.P.P. = Cost Price : 10000
Int. = 2000
12000

4K 4K 4K = Cost of 10000 / 12000

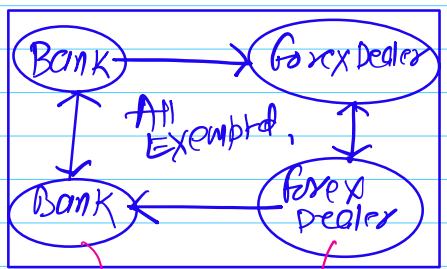
Int. on deferred Consideration = Cost

4K × 3 = 12K Liable to cost

Example 4 : Ram Goods Sale = 10,000
Payment time = 150 days
Actual Payment = 40 days
Delayed Consideration INT = 500/=
Cost of 500/= = YES

(1) Forex : < Internal Transaction = Exempted
External Transaction = Taxable

Example

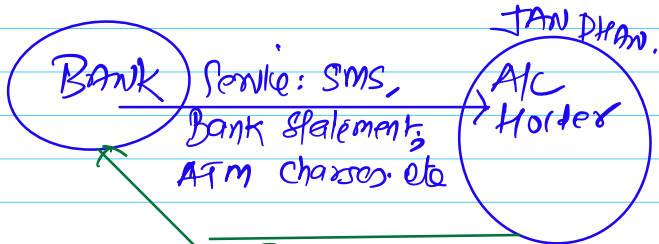


Public @ Deal Commn. = GST

Public Deal = Commn = GST

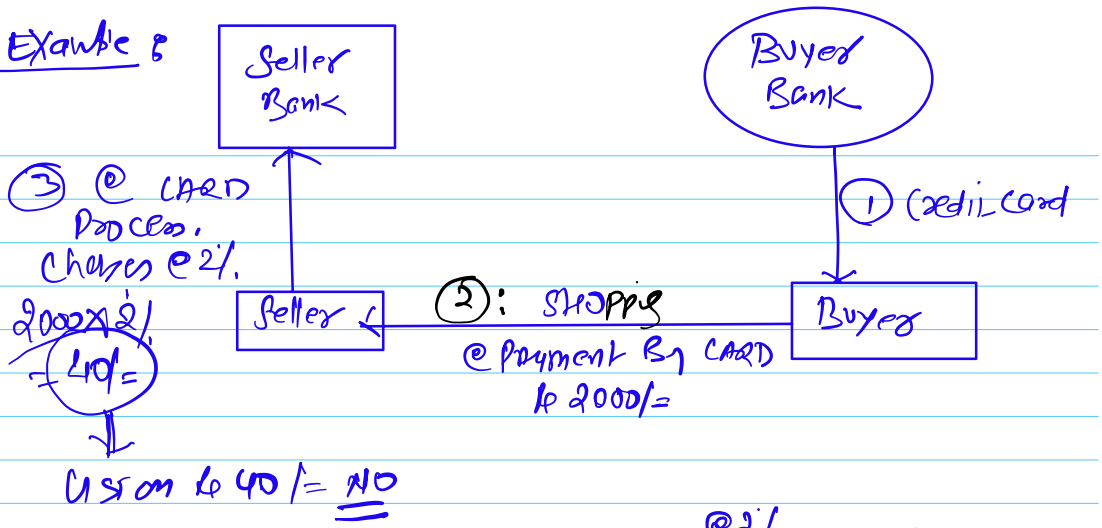
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(2) JAN DHAN YOJANA A/C : (GARIB KA A/C)



(3) CARD Processing CHARGES : Where - Transaction Amt upto 2000/- - then BANK charges on such Amount will be Exempted.

Example :



GST on Rs 40/= NO

Ex file: (2)

	Transaction Price	@2% Bank Chgs	GST on Bank Chgs
(i)	500	10/=	GST X
(ii)	1500	30/=	GST X
(iii)	2500	50/=	GST = YES

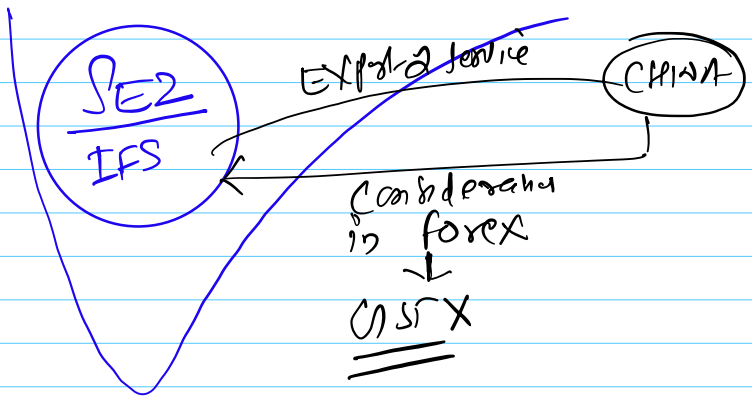
BC = Business Correspondent
BF = Business facilitator

(4) Agency Service :

- (a) Bank Agent (BC/BF) [S] — Activity — [R] Bank Branch / RURAL AREA
  - Commission → GST X
- (b) Above Agent & Agent (Sub-Agent) Activity — Commission → GST X
- (c) Insurance Agent — Activity → Ins. Co. Branch / RURAL AREA
  - GST : Exempt

⑤ IFS ie Intermediary of Financial Services ; = Exempt

Example

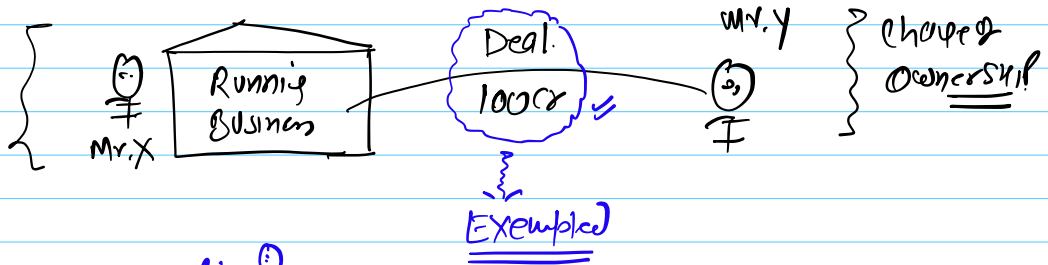


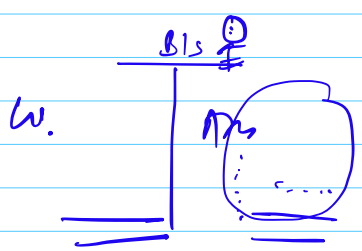
B I B

: Business Related :

- Going Concern (I)
- Hiring of M/V (II)
- Toll (III)
- Procedure (IV)
- Legal Service (V)
- Business Exhibition (VI)

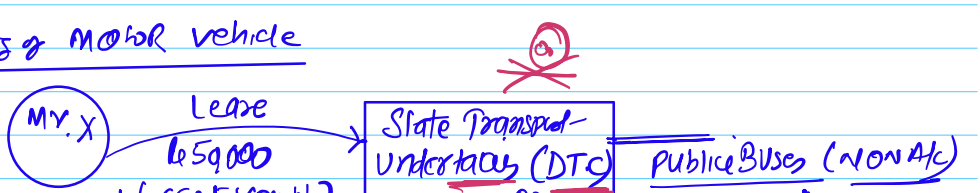
(I) Transfer of going concern:





(II) HIRING of MOTOR VEHICLE

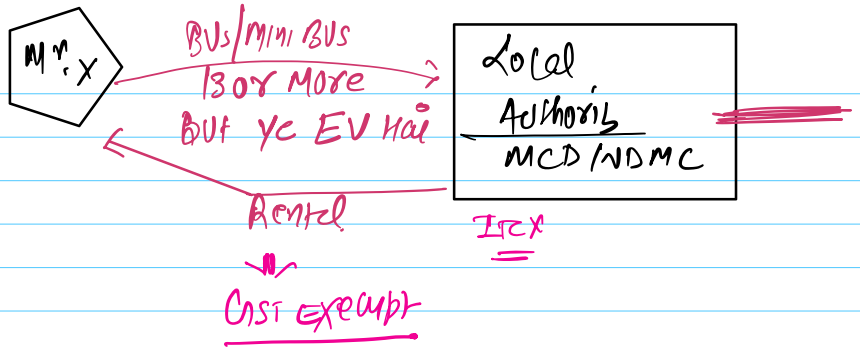
(a)



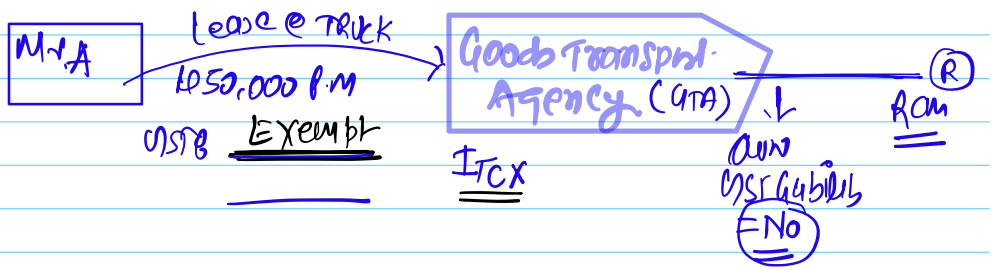
Bus. / Mini Bus
13 or more seat (Inc. Driver Seat)

Exples (a) 20 seat Bus → to ABC Ltd = Taxable
(b) 6 seat M/V → to DTC / STU = Taxable
(c) 40 seat M/V → STU = Exempt

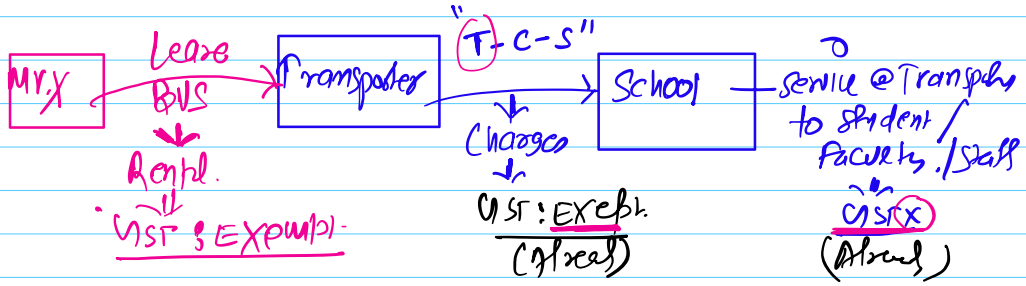
(aa)



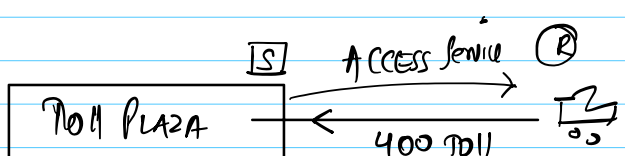
(b)



(c)



(iii) Toll Charges



(Already State Levy) @SG

WHAT ABOUT EXTRA TOLL + OVER LOAD + FAST-TAG Issue = GST@ Exempt

(iv) Incubatee :

Incubate (सेना)

↓

Incubation (सेना मदद)

Incubator (MURGI) | Incubatee (ANDA) STARTS-UP

Josh Start-up अंडा

Incubator
e.g. N D R.I karnal
e.g. MUSHROOM R. INSTITUTE
ie R&D Centre.

Servic By Start-up

Exemption: only for first-3 year

CHECK Every year

CONDITON: 1 : PFY → TTO → limited to Rs 50 lakhs

CON: 2 : CFY - Exemption - Limited to 50 lakhs

Example:	I Y	II Y	III Y	IV Y
Case: 1	20 X	30 X	40 X	50 ✓
case: 2	55 (GST ON 5L)	25	40 X	30 ✓
case: 3	20 X	25 X	40 X	15 ✓

✓ = GST Aayega

X = GST Exempt

(v) Legal Service :

What is Legal service @ Advocate
- # Giving Advice / Consultancy
- # Representational service
- # Assistance in NATURE
  - eg Return file
  - eg Contract draft
  - etc

Legal Service IF GST Applicable @ RCM

GST ON Legal Service :

(a) # Advocate (Juni / Senior.)
Firm of Advocate
ARBITRAL TRIBUNAL

Temp. Circle JIV

→ NON BIE = GST X
Inc. Govt Auth

→ Business Entity
- GARIB BIE ie PFY T/O Limited to 10/20/40L → GST X
- Amir BIE ie PFY T/O Exceed 10/20/40L → GST ✓ RCM

(b) Advocate (Juni) / Firm of Adv. → Advocate (Jr.) / Firm of Advocate

Adv. to Adv. service → GST X

(c) Mr. B: Senior (Adv) → Mr. A: Junior Adv. / Senior Firm → RCM ✓ → Client Amir

Govt - client - Deemed (R) @ RCM

client GST ✓

(VI) Busines Exhibn Abroad:! → Service in Respect of Busines Exhibn Held outside India } GSTX

Ex file

DL

Footwear Association of India (S)

Stores → Germany Exhibition

Funds

(R) Footwear Manufacturer (UP)

POS = U/s: 12 = Location of event Germany

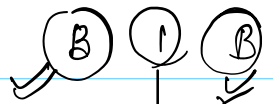
U-TURN: AT Recipient Location

(UP)

Export Promotion

नियत = GST & Excmpt

(Q) What if Exhibn Held in India = GST ✓



"INSURANCE SECTOR"

- Govt Regulatory Body (i)
- # Life Insurance
  # General Ins.
  # Govt Insurance
  ↳ Re-Insurance. (ii)
  # GROUP INSURANCE FUND
  # Individual/Family Life Insurance.
  # Motor Vehicle Accident Fund.
- # Atal Pension
  # State Pension (iii)

(i) Govt Regulatory Bodies

ESIC = Employee State Insurance Corporation
EPFO = Employee Provident Organisation
CM-PFO = Coal MINE PROVIDENT fund Organisation
NPS = NATIONAL Pension system

SERVICES → GST (X)

WHAT ABOUT SEBI & IRDA = Taxable

↓

Why?

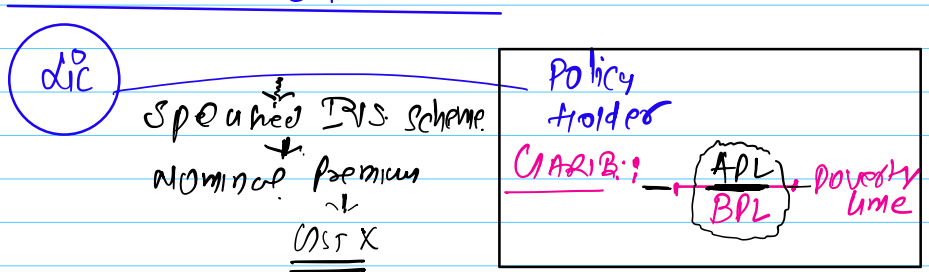
↓

to Book ITC

IRDA | SEBI → GST @ 5%

(ii) Various Insurance :

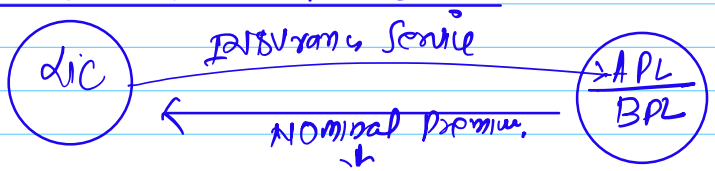
(a) Garibo ka life Insurance :



Schemes For Garibo
- # PM JAN DHAN YOJANA
- # JAN SHRI Bima Yojna
- # Varishtha Pension Bima YOJANA
- # VAYA Vandan Bima YOJANA ~~Old~~
- # LIFE MICRO INSURANCE PRODUCT WHERE ~~Sum~~ Assured / MAX COVER UP-TO Rs 2,00,000/-

~~Imp~~

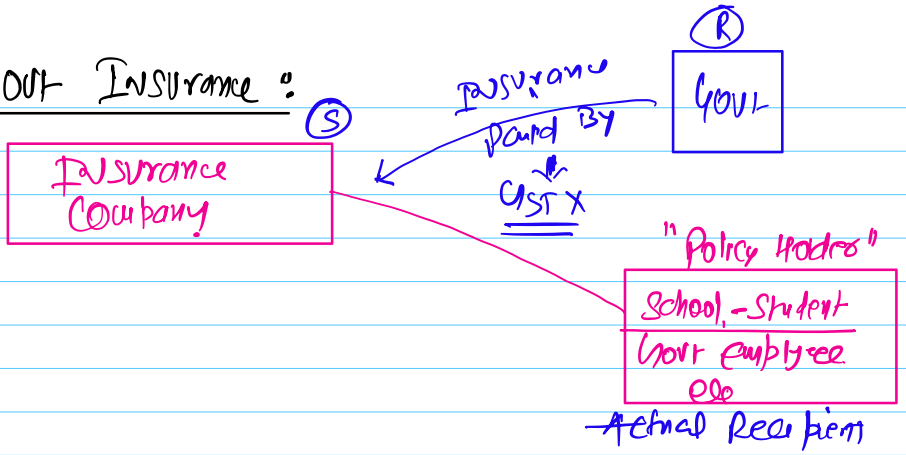
(b) Garibo ka General Insurance :



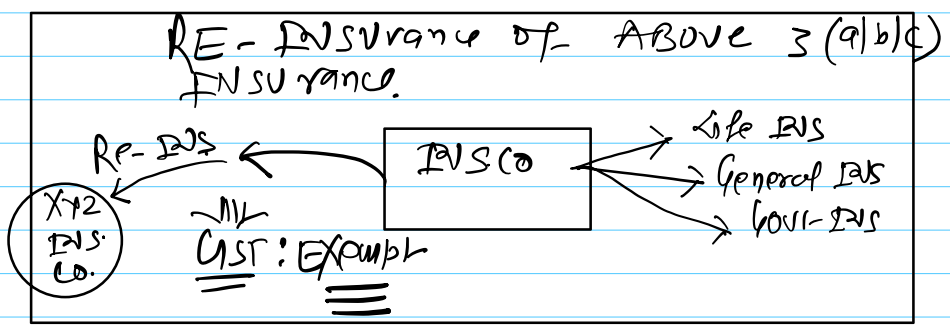
Notified Scheme :
- # HUT Insurance scheme
- # ~~#~~ ROGYA Bima Policy
- # P.M. SURAKSHA BIMA YOJANA
- # NIRAMAY Bima YOJNA
- # Bangla Shasya (CROP) Bima YOJNA.

NIRAMAYA NIROGI FREE FROM ILLNESS

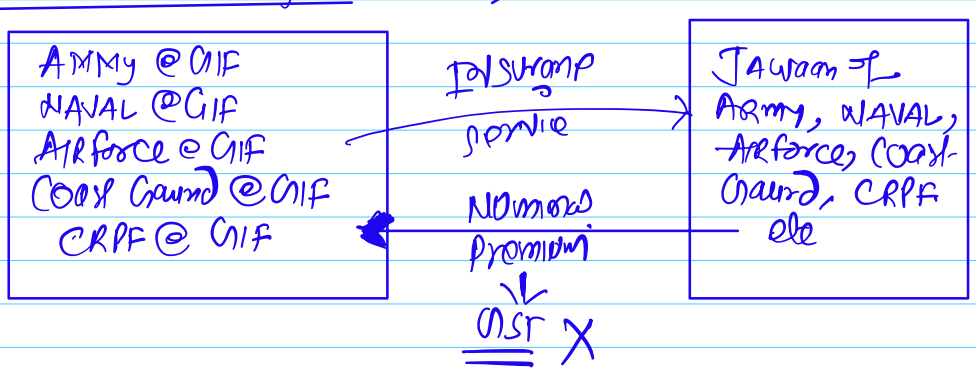
(c) Govt Insurance :



(d)



(e) GROUP Insurance fund : (@ CIF)



Latest Amendment :

(f) Insurance company

Life Insurance
Health Insurance

↓ Premium ↓ U/S 8 Exempt

किसी का भी (आयु / लिंग — NOT Relevant)

Mother # Individual

Mother + Kid. # Individual with family (Natural Bundle)

Note : Life Insurance or Health Insurance of a GROUP will be Taxable :

- Employer – employee group
- Joint venture

ie Artificial Bundle

(g) Motor Vehicle Accident fund :

JANTA

Road Accident – INJURED, Deals ole

work & compensate

Motor Vehicle Accident fund

Rs 50/= Out of 1000 Rs 50 is required to be paid by Ins. Co. to MVAF

Ins. Co ⇄ JANATA

Ins. service

Premium

Own Damage = 3000

III Party Ins = 1000

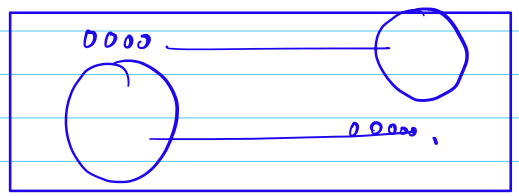
+ GST

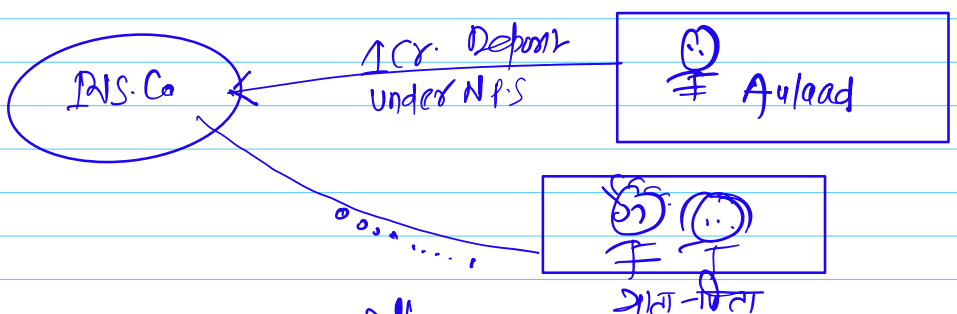
4000
xxx

Q: Is so liable to GST & Exempt

(iii)

(a) Annuity Pension :





GST = X

(b) ATAL Pension — GST X

(c) State GOVT Pension scheme — GST = X

: IGST EXEMPTIONS :

(1) Import of Service
- (S) = Outside India
- (R) = In India
- POS = In India

→ Paid / FREE

Paid → Personal Purpose / Business Purpose

Personal Purpose → Supply ✓

- Import by individual for personal purpose → IGST: Exempt
- However App. Based service eg Online like service (ie OIDAR)
  - Then liable to GST ✓ UNDER = RCM
  - (S) will have to come here
  - Therefore = App Block

Business Purpose → Supply ✓ → IGST = YES Under RCM

FREE
- # Import of Service Kisi Apne se ie Related Party se
- (+)
- # Business purpose ke liye ho
- → Supply ✓ → IGST: ✓ UNDER = RCM

However some Exemptions are there (TO Avoid RCM)

- # Import of Service - By Govt = IGST X
- # Import of Service - By Recognised Trust = IGST X
- # Import by Embassy / UN / International Organisation eg UNESCO. = IGST X

Import of Service - By SEZ = GST

(1A) Foreign Airline

Foreign Airline (USA) → Head Office / Branch Office (INDIA)

Normally @ Supply = YES
Liable to GST under RCM
BUT In case of Foreign Airline GST: Exemption - has been given.

(2) Background: In the CHAPTER of POS:

(S) = TT
(R) = TT
ie Both Parts in TT

POS = NT

Revenue

then - POS - ko - U-TURN @ POS = (R) Location & GST Apply ✓

NOW Applicable:

POS / INDIA

(S) = NT
(R) = NT

Liable to GST ✓
BUT Collection issue → (S) se ✗ / (R) se ✗ (Unable to Collect)
SO MAJBURI ME GST: EXEMPT

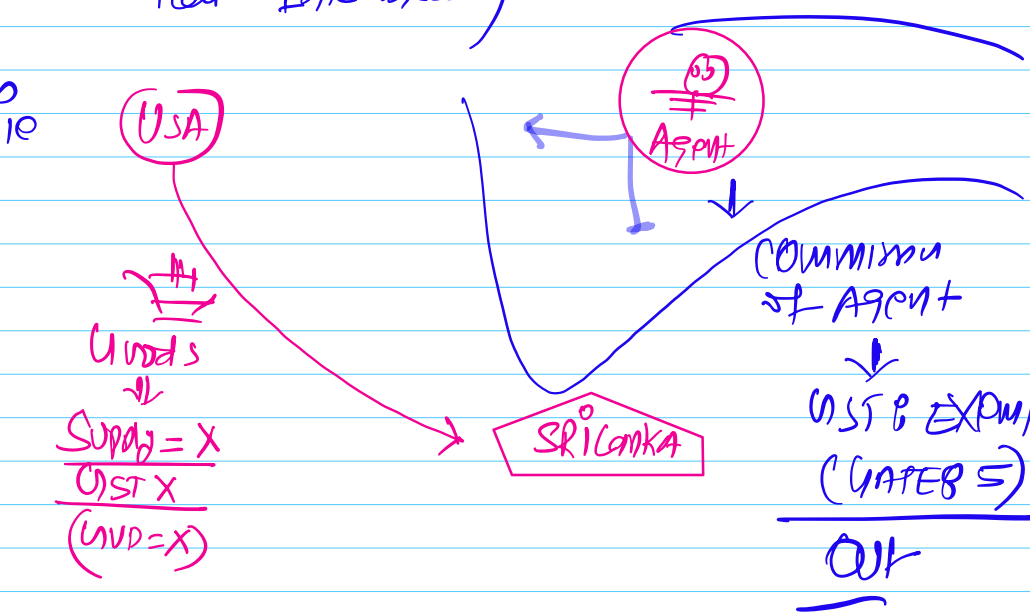
(3)

(a) Tourist Vada Point ; Already Discussed

(b) Supply of Service Between Branch office & Head office or B/O to B/O is International tax will be exempted,

(c) Intermediary service :

Where : (3) = NTT
(B) = NTT
Pos of Goods = NTT
tax Intermediary Service = Qsr Exempt



Cir. Type = X