

GSTR 9 & 9C - A Comprehensive Analysis!

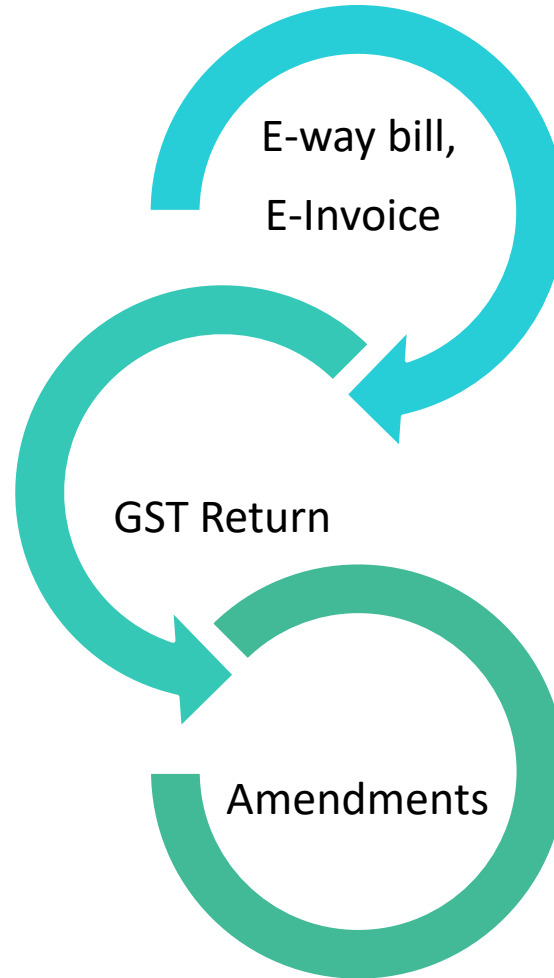
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(Date :25-11-2023)



OVERVIEW



Overview – Prerequisite

GSTR-9

- GST Returns for FY 2022-23
- GST Returns for April 2023 to **November or October 2023**
- Adjustment of FY 2021-22 made in FY 2022-23
- **Financial Statement**

GSTR-9C

- Reconciliation of GSTR-9 with Financial Statement
- Validation of GST legal position opted by taxpayer
- Tax Audit or statutory Audit report
- Certification from Client

To discuss

Applicability

Key aspects
of GSTR-9

Key aspects
of GSTR-9C

Amendment
s to be
Considered
while filing if
GSTR-9 and
9C

Way
Forward



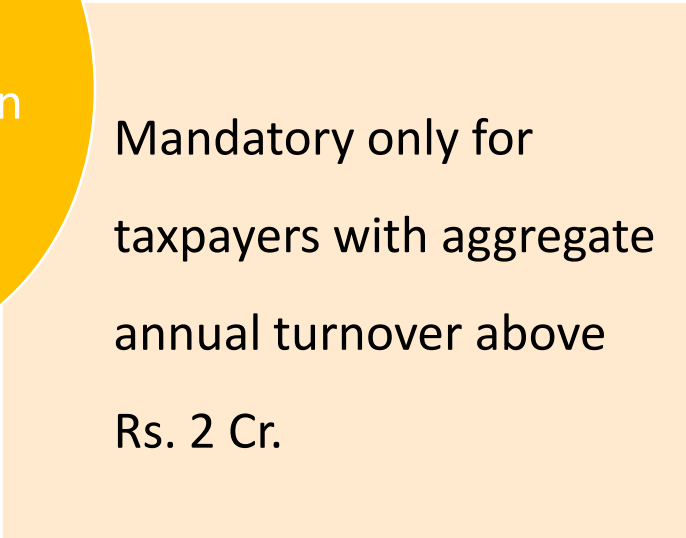


1. APPLICABILITY OF GST-9 AND 9C

Applicability



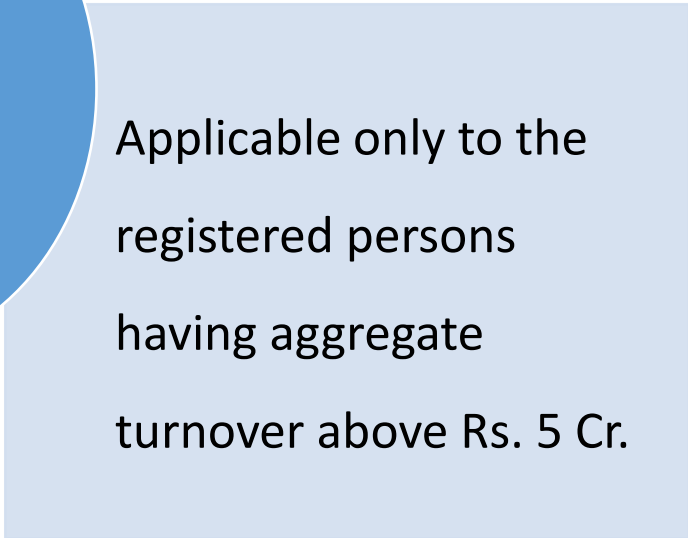
Annual Return



Mandatory only for taxpayers with aggregate annual turnover above Rs. 2 Cr.



GST Audit



Applicable only to the registered persons having aggregate turnover above Rs. 5 Cr.

Applicability – GSTR-9

Post Amendment 01-08-2021

44. Every registered person, other than an Input Service Distributor, a person paying tax under section 51 or section 52, a casual taxable person and a non-resident taxable person shall furnish an annual return which may include a self-certified reconciliation statement, reconciling the value of supplies declared in the return furnished for the financial year, with the audited annual financial statement for every financial year electronically, within such time and in such form and in such manner as may be prescribed:

- GSTR 9 format -Notification No. 39/2018 dated 04.09.2018

Applicability – GSTR-9C

Post Amendment 01-08-2021

- Section 35(5) of the CGST Act

~~(5) Every registered person whose turnover during a financial year exceeds the prescribed limit shall get his accounts audited by a chartered accountant or a cost accountant and shall submit a copy of the audited annual accounts, the reconciliation statement under sub-section (2) of section 44 and such other documents in such form and manner as may be prescribed.~~

~~*Provided that nothing contained in this sub-section shall apply to any department of the Central Government or a State Government or a local authority, whose books of account are subject to audit by the Comptroller and Auditor General of India or an auditor appointed for auditing the accounts of local authorities under any law for the time being in force.*~~

Omits subsection (5) of section 35. (NT-29/2021-CT-30-07-2021). Omission effective 01-08-2021

Applicability

- **Section 2(6) of the CGST Act**

“aggregate turnover” means the aggregate value of all taxable supplies (excluding the value of inward supplies on which tax is payable by a person on reverse charge basis), **exempt supplies, exports of goods or services or both and inter-State supplies** of persons having the same Permanent Account Number, to be computed on all India basis but excludes central tax, State tax, Union territory tax, integrated tax and cess;

- **Section 2 (47)**

“exempt supply” means supply of any goods or services or both which attracts nil rate of tax or which may be **wholly exempt from tax under section 11, or under section 6** of the Integrated Goods and Services Tax Act, and includes non-taxable supply;



KEY ASPECTS OF GST R-9

OVERVIEW



6 Parts



19 tables

Parts of Annual Return

Part I - Basics

Part II – Outward and Inward supplies details

Part III – ITC availed during FY 22-23

Part IV - Details of tax paid FY 22-23

Part V – Transactions of FY 22-23 declared in FY 23-24 (up to October return)

Part VI – Other information

Tables of Annual Return

Table 4

- Transaction where GST is Payable (Advances, Inward and Outward)

Table 5

- Transaction where GST is not payable (ZR, Supply to SEZ, Exempt, RCM, Nil rates, Non-GST)

Table 6

- ITC availed

Table 7

- Details of ITC Reversed and Ineligible ITC

Table 8

- ITC comparison with GSTR-2A

Table 9

- Tax Paid

Table 10 and 11

- Outward Supplies FY declared in next FY

Table 12 and 13

- ITC of FY declared in next FY

Table 14

- Differential tax paid on account of declaration in 10 & 11 above

Table 15 to Table 19

- Other Information

Outward Supply

PARTS –II Details of Outward and Inward supplies declared during the FY



Table 4

Transaction where GST is Payable (Advances, Inward and Outward)



Table 5

Transaction where GST is not payable (ZR, Supply to SEZ, Exempt, RCM, Nil rates, Non-GST)

Table - 4A to 4G (Outward and Inward supply where GST applicable)

Table 4 A to 4G

4A (Table 5, Table 7 and Table 9 and Table 10)	4B (Table 4A and Table 4C)	4C (Table 6A)	4D (Table 6B)	4E (Table 6C)	4F (Table 11A)	4G (Table 3.1(d)) (Table 4B)
Supplies made to un-registered persons (B2C)	Supplies made to registered persons (B2B)	Zero rated supply (Export)	Supply to SEZs on payment of tax	Deemed Exports	Advances on which tax has been paid but invoice has not been issued	Inward supplies on which tax is to be paid on reverse charge basis

Table 4 – Adjustment

Table 4

4I
(Table 9B)

4J
(Table 9B)

4K
(Table 9A and Table 9C)

4L
(Table 9A and Table 9C)

Credit Notes for
(B) to (E) above
(-)

Debit Notes For
(B) to (E) above
(+)

Supplies / tax declared
through Amendments (+)

Supplies / tax reduced
through Amendments
(-)

Table –5 Outward supplies on which tax is not payable and declared in the financial year

Table 5

5A (Table 6A)	5B Table 6A	5C (Table 4B)	5D (Table 8)	5E (Table 8)	5F (Table 8)
Zero rated supply (Export) without payment of tax	Supply to SEZs without payment of tax	Supplies on which tax is to be paid by the recipient on reverse charge basis	Exempted	Nil Rated	Non-GST supply

Table 5 – Adjustment

Table 5			
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5I
(Table 9B)

5J
(Table 9B)

5K
(Table 9B)

5L
(Table 9B)

Credit Notes for
(A) to (F) above
(-)

Debit Notes For
(A) to (F) above
(+)

Supplies / tax declared
through Amendments (+)

Supplies / tax reduced
through Amendments
(-)

Amendments

Table 4

- Amendments, credit notes and debit notes cannot be shown as net figures in B2B, B2C, etc. now. Table 4I to 4L to be disclosed separately from FY 21-22

Table 5

- Exempted & Nil-rated can be consolidated in 'Exempted' column or shown separately. Table 5F - Non-GST to be shown separately from FY 21-22 onwards

Table 5

- Amendments, credit notes and debit notes can be shown as net figures in table 5.

Key Highlights

Advance Received on July 22 and Invoice raised in the month of September 2023 in which table is to be disclosed?

In the month of March 23 invoice of 1 crore issued and credit note for the same is issued in April 23.

Credits in expenditure account like recovery of telephone expenses from employee

Disclosure of credit note of export with payment of GST and credit note without payment of GST

Whether error in outward supply can be corrected?

Inward Supply

PARTS –III Details of ITC for FY

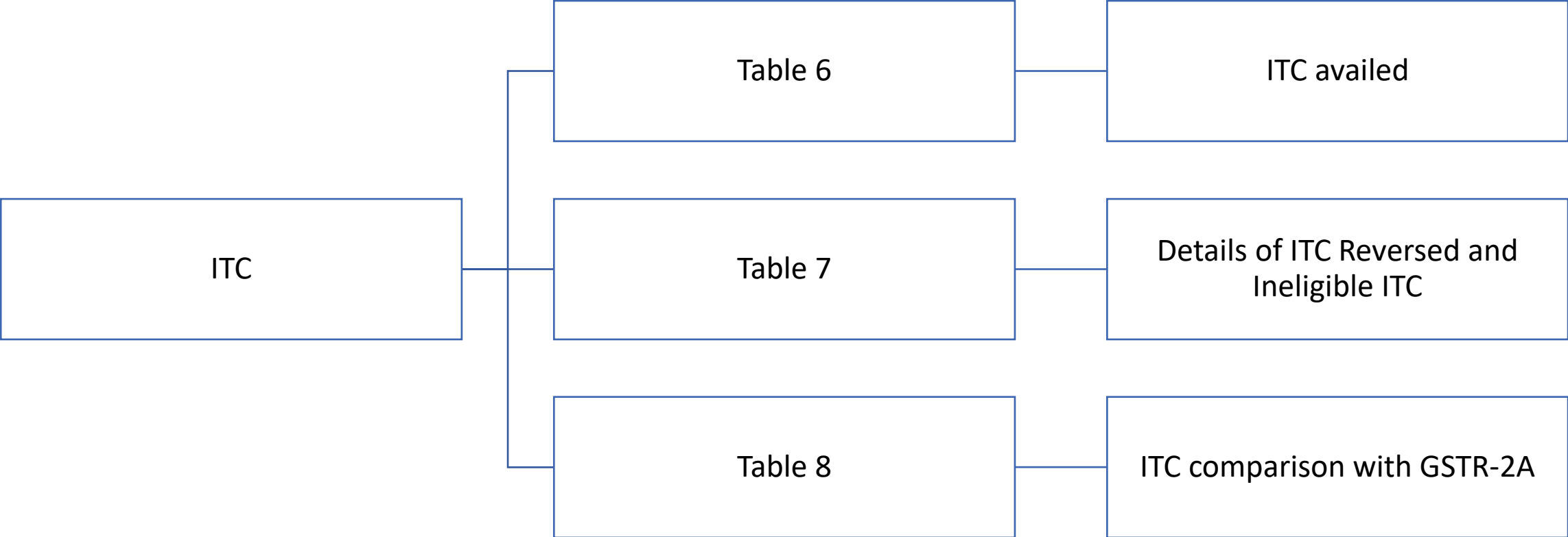


Table 6 – ITC availed

Total amount of ITC (6A) (Auto- populated from 3B)						
6B Table 4(A)(5)	6C Table 4(A)(3) of FORM GSTR-3B	6D Table 4(A)(3)	6E (Table 4(A)(1))	6F	6G	6H
Inward supplies	Inward supplies of URD liable to RCM (other than B above)	Inward supplies from registered persons liable to RCM (other than B)	Import of goods (including supplies from SEZs)	Import of services (excluding inward supplies from SEZs)	Input Tax credit received from ISD	Amount of ITC reclaimed (other than B above) under the provisions of the Act

Table 6 –ITC availed

Table 6 (ITC Availed)

6K

6L

6M

Transition Credit through TRAN-I
(including revisions if any)

Transition Credit through TRAN-II

Any other ITC availed but not
specified above

Table 7 –ITC Reversed

Table 7 (ITC reversed and Ineligible ITC)

7A Table 4(B)	7B Table 4(B)	7C Table 4(B)	7D Table 4(B)	7E Table 4(B)	7F Table 4(B)	7G Table 4(B)	7H Table 4(B)
Rule 37 (180 days payment)	Rule 39 (ISD become -ve)	Rule 42 Common credit of input and input services	Rule 43 Common credit of Capital Asset	Section 17(5)	Reversal of TRAN-I credit	Reversal of TRAN-II credit	Other reversals (ITC-03)

Table 8 –Table 8 (Other ITC related information) ITC Lapsed Formula

Add/Less	Particulars	Remark
	Total ITC Aailed	Table 6
Less :	Reversal	Table 7
	Net ITC Available for Utilization	Table 7 (J)
Comparison (Table 8)		
	ITC as per GSTR-2A (Auto-Populated)	Table 8(A)
Less	ITC as per sum total of above 6(B) and 6(H)	Table 8(B)
Less	ITC on inward supplies received during 2022-23 but aailed during April to September, 2023	Table 8 (c)
	Difference	Table 8(D)
	ITC available but not aailed (out of D)	Table 8(E)
	ITC available but ineligible (out of D)	Table 8(F)

Table 8 –Table 8 (Other ITC related information) ITC Lapsed Formula

Add/Less	Particulars	Remark
	IGST paid on import of goods (including supplies from SEZ)	Table 8(G)
Less	IGST credit availed on import of goods (as per 6(E) above)	Table 8(H)
	Difference (G-H)	Table 8(I)
	ITC available but not availed on import of goods (Equal to I)	Table 8(J)
	Total ITC to be lapsed in current financial year (E + F + J)	

Key Highlights

Table 6

- ITC bifurcation into 'inputs'/'input services' not mandatory, total value can be consolidated under 'Inputs'. From FY 2019-20 - under 'Inputs' & 'Capital Goods'.

Table 7

- All ITC reversals may be consolidated under Table 7H, although TRAN reversals to be shown separately

Way Forward

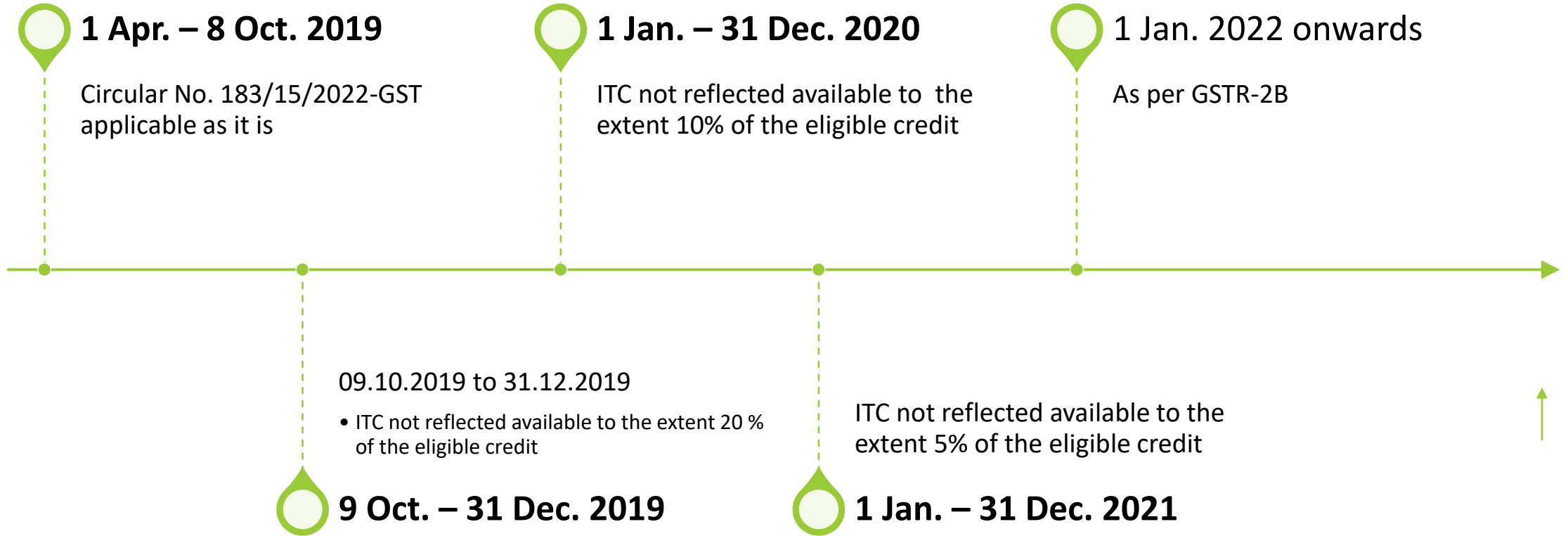


Whether 2A or 2B to refer?



What is the difference between 2A and 2B?

ITC availed in GSTR-3B VS GSTR-2A For FY 2019 to FY 2022



1. Methodology of ITC Availment

Amendment – Section 16 - Inserted

*“(aa) the details of the invoice or debit note referred to in clause (a) has been **furnished by the supplier in the statement of outward supplies** and such **details have been communicated to the recipient of such invoice or debit note in the manner specified under section 37;**” [Inserted (w.e.f. 1.01.2022 vide Notification No. 39/2021-C.T. by s. 109 of The Finance Act, 2021 (No. 13 of 2021)).*

(ba) the details of input tax credit in respect of the said supply communicated to such registered person under section 38 has not been restricted;] [Inserted (w.e.f. 1.10.2022 vide Notification No. 18/2022 - CT by s. 100 of The Finance Act 2022 (No. 6 of 2022)).

Analysis of amendment

One more condition for eligibility of ITC – Section 16(2)

- a. Possession of Tax Invoice or debit note
- aa. Detail of Invoice or debit note has been furnished by supplier in GSTR-1 and Communicated
- b. Goods or Services or both should be received.
- (ba) ITC communicated to such registered person under section 38 has not been restricted
- c. GST paid to the Government
- d. Furnished Return.

Insertion of Section 38

Amendment

- *Insertion of Section 38 [Substituted (w.e.f. 1st October, 2022 vide Notification No. 18/2022 - CT dated 28.09.2022.) by s. 104 of The Finance Act 2022 (No. 6 of 2022) for]*

Amendments in Section 38

- *(1) The details of outward supplies furnished by the registered persons under sub-section (1) of section 37 and of such other supplies as may be prescribed, and an auto generated statement containing the details of input tax credit shall be made available electronically to the recipients of such supplies in such form and manner, within such time, and subject to such conditions and restrictions as may be prescribed.*
- (2) The auto-generated statement under subsection (1) shall consist of
 - (a) details of inward supplies in respect of which credit of input tax may be available to the recipient; and

Insertion of Section 38

Amendments in
Section 38

- *(b) details of supplies in respect of which such credit cannot be availed, whether wholly or partly, by the recipient, on account of the details of the **said supplies** being furnished under sub-section (1) of section 37,—*
- *(i) by any registered person within such period of taking registration as may be prescribed; or*
- *(ii) by any registered person, who has defaulted in payment of tax and where such default has continued for such period as may be prescribed; or*
- *(iii) by any registered person, the output tax payable by whom in accordance with the statement of outward supplies furnished by him under the said subsection during such period, as may be prescribed, exceeds the output tax paid by him during the said period by such limit as may be prescribed; or*

Insertion of Section 38

Amendment
s in Section
38

- *(iv) by any registered person who, during such period as may be prescribed, has availed credit of input tax of an amount that exceeds the credit that can be availed by him in accordance with clause*
 - *(a), by such limit as may be prescribed; or*
- *(v) by any registered person, who has defaulted in discharging his tax liability in accordance with the provisions of sub-section (12) of section 49 subject to such conditions and restrictions as may be prescribed; or*
- *(vi) by such other class of persons as may be prescribed.”*

Key Highlights

ITC is not available if

- For certain period if Supplier is newly registered. (Period to be prescribed)
- defaulted the tax payment for continuous period as prescribed in rules
- who has paid less GST in GSTR-3B than disclosed in GSTR-1
- who has availed ITC more than allowed limits under section 38(2)(a).
- who defaulted in complying mandatory payment of tax liability in cash if applicable
- Other conditions as may be prescribed in rules

Last date for availment of ITC for FY 2022-23

3. Amendment in Section 16 (4)

Old

- (4) A registered person shall not be entitled to take input tax credit in respect of any invoice or debit note for supply of goods or services or both after the due date of furnishing of the return under section 39 for the month of September following the end of financial year to which such invoice or debit note pertains or furnishing of the relevant annual return, whichever is earlier:

Amended Provision

- (4) A registered person shall not be entitled to take input tax credit in respect of any invoice or debit note for supply of goods or services or both after the ~~due date of furnishing of the return under section 39 for the month of September~~ thirtieth day of November following the end of financial year to which such invoice or ~~invoice relating to such~~ debit note pertains or furnishing of the relevant annual return, whichever is earlier.
- **Substituted w.e.f. 1.10.2022 vide Notification No. 18/2022 - CT by s. 100 of The Finance Act 2022 (No. 6 of 2022)**

What if GST is not paid by the vendor

Whether ITC is available? Scenario Analysis

Sr. No.	Vendor return filing status		Whether ITC Availed ?
	<u>GST-1</u>	<u>GSTR-3B</u>	
1.	Filed before October 2023	Not filed	?
2.	Filed before October 2023	Filed before September 2023	?
3.	Not Filed	Not filed	?
4.	Filed before October 2023	Filed after September 2023	?
5.	Filed after October 2023	Filed after September 2023	?

Amendment in Section 41

Amendment

- Section 41 (1) and Section 41(2) substituted

Earlier

- *(1) Every registered person shall, subject to such conditions and restrictions as may be prescribed, be entitled to take the credit of eligible input tax, as self-assessed, in his return and such amount shall be credited **on a provisional basis** to his electronic credit ledger.*
- *(2) The credit referred to in sub-section (1) shall be utilised only for payment of self-assessed output tax as per the return referred to in the said sub-section.*

Amendment in Section 41

Amended
Section

- *(1) Every registered person shall, subject to such conditions and restrictions as may be prescribed, be entitled to avail the credit of eligible input tax, as self-assessed, in his return and such amount shall be credited ~~on a provisional basis~~ to his electronic credit ledger.*
- *(2) The credit of input tax availed by a registered person under sub-section (1) in respect of such supplies of goods or services or both, the tax payable **whereon has not been paid by the supplier, shall be reversed along with applicable interest**, by the said person in such manner as may be prescribed:*
- *Provided that where the **said supplier makes payment of the tax payable in respect of the aforesaid supplies, the said registered person may re-avail the amount of credit reversed by him in such manner as may be prescribed.***
- Substituted (w.e.f. 1st October, 2022 vide Notification No. 18/2022 - CT) by s. 106 of The Finance Act 2022 (No. 6 of 2022)



Key Highlights

New section for section 41 of the CGST Act so as to do away with the concept of “claim” of eligible input tax credit on a “provisional” basis and to provide for availment of self-assessed input tax credit.

ITC claimed in monthly return would be considered as final ITC

ITC is liable to be reversed along with applicable interest if tax payable thereon has not been paid by the supplier.

ITC can be re-availed once the supplier pays the tax

ITC reversal – Non Payment by Vendor

Insertion of Rule 37A



Reversal of input tax credit in the case of non-payment of tax
by the supplier and reavailment thereof

ITC reversal – New Rule 37A inserted

- **[Rule 37A. Reversal of input tax credit in the case of non-payment of tax by the supplier and re-availment thereof.-**
- *Where input tax credit has been availed by a registered person in the return in **FORM GSTR-3B** for a tax period in respect of such invoice or debit note, the details of which have been furnished by the supplier in the statement of outward supplies in **FORM GSTR-1** or using the invoice furnishing facility, but the return in **FORM GSTR-3B** for the tax period corresponding to the said statement of **outward supplies has not been furnished by such supplier till the 30th day of September following the end of financial year in which** the input tax credit in respect of such invoice or debit note has been availed, the said amount of input tax credit shall be reversed by the said registered person, **while furnishing a return in **FORM GSTR-3B** on or before the 30th day of November following the end of such financial year:***
- **Provided** that where the said amount of input tax credit is not reversed by the registered person in a return in **FORM GSTR-3B** on or before the 30th day of November following the end of such financial year during which such input tax credit has been availed, such amount shall be payable by the said person along with interest thereon under **section 50**.
- **Provided** further that where the said supplier subsequently furnishes the return in **FORM GSTR-3B** for the said tax period, the said registered person may re-avail the amount of such credit in the return in **FORM GSTR-3B** for a tax period thereafter.]

ITC reversal – New Rule 37A inserted

Applicability-

- A Register Person avails ITC based on GSTR-1 filed by vendor however GSTR-3B has not been filed till the 30th day of September following the end of FY

Consequences

- the ITC is liable to be reversed on or before the 30th day of November following the end of such financial year and if not reversed same is payable with interest afterward

Reavailment

- where the said supplier subsequently furnishes the return in FORM GSTR-3B for the said tax period, the said registered person may re-avail the amount of such credit in the return in FORM GSTR-3B for a tax period thereafter.”

Key Highlights

Last date
of filing of
GSTR-1?

**11th October
2023**

Last date
for filing
of GSTR-
3B?

**30th
September
23**

Changes in GSTR-3B

GSTR-3B - Format

4. Eligible ITC

Details	Integrated Tax	Central Tax	State/UT Tax	Cess
1	2	3	4	5
(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				

GSTR-3B – Format – Revised Format

4. Eligible ITC Details				
Details	Integrated Tax	Central Tax	State/UT Tax	Cess
1	2	3	4	5
(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 38, 42 & 43 of CGST Rules and sub-section (5) of section 17				
(2) Others				
(C) Net ITC Available (A) - (B)				
(D) Ineligible ITC Other Details				
(1) As per section 17(5) ITC reclaimed which was reversed under Table 4(B)(2) in earlier tax period				
(2) Others Ineligible ITC under section 16(4) and ITC restricted due to PoS provisions				

Example

ITC disclosure in GSTR 9 – Table 6 and Table 7

Table No	Particulars	GST
6A	Total amount of input tax credit availed through FORM GSTR-3B (sum total of Table 4A of FORM GSTR-3B)	10,00,000/-
6B	Inward supplies (other than imports and inward supplies liable to reverse charge but includes services received from SEZs)	8,00,000/-
6M	Any other ITC availed but not specified above [ITC reversals 4.B.1 & 4.B.2 claimed and reversed – total]	2,00,000/-
6O	Total ITC Availed	10,00,000/-
7C	Reversal as per Rule 42 [from 4.B.1]	50,000/-
7D	As per Section 17(5) [from 4.B.1]	50,000/-
7H	Other Reversal [from 4.B.2]	1,00,000/-
7J	Net ITC available for utilization	8,00,000/-

ITC disclosure in GSTR 9 – Table 8

Table No	Particulars	GST
8A	As per GSTR 2A (minimum assumed)	10,00,000
8B	Inward supplies (other than imports and inward supplies liable to reverse charge but includes services received from SEZs)	8,00,000
8D	Difference	2,00,000/-
8E	ITC available but not availed	1,00,000/-
8F	ITC available but ineligible	1,00,000/-

Case Studies –Inward Supply

No	Particulars	Table
1.	ITC Claimed or reversed for 2022-23 shown in 3B filed for respective period	Table 6/ Table 7
2.	ITC availed up to Nov 23 in 3B pertaining to 22-23	Table 8 and Table 13
3.	ITC Reversed up to Nov 23 in GSTR 3B pertaining to 22-23	Table 12
4.	ITC Reversed in Annual Return	Table 7 and pay by DRC 03
5.	Whether ITC can be availed in GSTR- 9	No

Disclosure Challenges for FY 2022-23

Disclosure Challenges for FY 2022-23

Purchase Return

Disclosure in GSTR 3B - FY 2022-23



April 2022 to December 2022

Table 4A of GSTR-3B does not include Credit note (Gross ITC)



January 2023 to March 2023

Table 4A of GSTR-3B include Credit note (Net ITC)



Pt. III	Details of ITC for the financial year					
	Description	Type	Central Tax	State Tax / UT Tax	Integrated Tax	Ces s
1	1	2	3	4	5	6
6	Details of ITC availed during the financial year					

4

A	Total amount of input tax credit availed through FORM GSTR-3B (sum total of Table 4A of FORM GSTR-3B)		<Auto >	<Auto >	<Auto>	<Auto >
B	Inward supplies (other than imports and inward supplies liable to reverse charge but includes services received from SEZs)	Inputs				
		Capital Goods				

C	Inward supplies received from unregistered persons liable to reverse charge (other than B above) on which tax is paid & ITC availed	Inputs				
		Capital Goods				
		Input Services				
D	Inward supplies received from registered persons liable to reverse charge (other than B above) on which tax is paid and ITC availed	Inputs				
Capital Goods						
Input Services						
E	Import of goods (including supplies from SEZs)	Inputs				
		Capital Goods				
F	Import of services (excluding inward supplies from SEZs)					
G	Input Tax credit received from ISD					

H	Amount of ITC reclaimed (other than B above) under the provisions of the Act				
I	Sub-total (B to H above)				
J	Difference (I - A above)				
K	Transition Credit through TRAN-I (including revisions if any)				
L	Transition Credit through TRAN-II				
M	Any other ITC availed but not specified above				
N	Sub-total (K to M above)				
O	Total ITC availed (I + N above)				
7	Details of ITC Reversed and Ineligible ITC for the financial year				
A	As per Rule 37				
B	As per Rule 39				
C	As per Rule 42				
D	As per Rule 43				
E	As per section 17(5)				
F	Reversal of TRAN-I credit				
G	Reversal of TRAN-II credit				
H	Other reversals (pl. specify)				

8	Other ITC related information				
A	ITC as per GSTR-2A (Table 3 & 5 thereof)	<Auto >	<Auto >	<Auto>	<Auto >

6

3	ITC as per sum total of 6(B) and 6(H) above	<Auto >			
C	² [ITC on inward supplies (other than imports and inward supplies liable to reverse charge but includes services received from SEZs) received during the financial year but availed in the next financial year up to specified period]				
D	Difference [A-(B+C)]				

GST Paid

Table 9 –IV Details of tax paid as declared in returns filed during the FY

Payment of GST under Table 6.1 of
FORM GSTR-3B

Amount which offset during GSTR3B
(i.e. How much paid through cash and
credit.)

This table is **mandatory**. It is required
to be filled on the basis of tax payable
and paid as declared in GSTR-1 and
GSTR-3B and Additional tax if any

Table 9 –IV Details of tax paid as declared in returns filed during the FY

Details of tax paid as declared in returns filed during the financial year							
9	Description	Tax Payable	Paid through cash	Paid through ITC			
				Central Tax	State Tax / UT Tax	Integrated Tax	Cess
	1	2	3	4	5	6	7
	Integrated Tax						

Transactions of previous FY declared
in April to October of current FY

Part V Transactions of previous FY declared in April to October of current FY

Table 10 -**Mandatory** Supplies / tax declared through Amendments (+) (net of debit notes)
(Table 9A, Table 9B and Table 9C)

Table 11 -**Mandatory** Supplies / tax reduced through Amendments (-) (net of credit notes)
(Table 9A, Table 9B and Table 9C)

Table 12 -**Optional** Reversal of ITC availed during previous financial year
[Table 4(B)]

Table 13 -**Optional** ITC availed for the previous financial year
[Table 4(A)]

Table 14 -**Mandatory, if any tax becomes payable.** Differential tax paid on account of declaration in 10 & 11 above

Part VI Other Information

H

Refund (Claimed, Sanctioned,
Rejected) and Demand
(Table 15) - **Optional**

Supplies Received from
Composition taxpayer, Deemed
supply (Job Work), Goods sent on
approval
(Table 16) - **Optional**

HSN Wise Summary of outward
supplies (Table 17)
(5N+10+11] – **Mandatory**
6 digit for above 5 Cr and 4 digit
up to 5 Cr

HSN Wise Summary of Inward
supplies
(Table 18)
(May ask to align in future table 6
of the GSTR-9) - **Optional**

Late fee payable and paid
(Table 19)
Mandatory, wherever applicable
If annual return is filed late, this
table is required to be filled.

Steps to prepare GSTR-9

Respective table from
GSTR-1

Compare with GSTR-3B

Give the effect of
amendments and
adjustments

Compare with
Financial Statement

Consider various
reports like tax audit
reports, TP reports etc

Documents issued
under GST Act and
rules thereunder like E-
Invoice, E-way bill etc



Key Cross Matching

Outward Supply

- Table 5N reconcile with GSTR-1 and GSTR-3B
- Table 5N and Table 10, Table 11 reconcile with books of account

Inward Supply

- ITC reconcile with GSTR-3B
- ITC reconcile with 2B

GST Payment

- Table 9 to be reconcile with liability payable as per Table 4



Changes in GSTR-9

Mandatory Reporting

No	Table Number	Earlier	Mandatory from FY 21-22
1.	GSTR-9 Table 4I to Table 4L	Credit note and Debit note net of allowed	Credit note and Debit note to be reported separately
2.	GSTR-9 Table 5D to Table 5F	Reporting of Exempted, Nil rated and non GST Supply	Non GST to be reported separately
3.	GSTR-9 Table 5H to Table 5K	Credit note and Debit note net of allowed	No Change
4.	GSTR-9 Table 6B to Table 6E	Breakup of ITC as inputs, capital Goods and Input Services or Report the entire ITC under the "inputs"	breakup of inputs and capital goods or report the entire remaining amount under the "inputs" row only. [From 19-20]
5.	GSTR-9 Table 17	Optional HSN wise summary of Outward Supplies	Mandatory



Questions?

Case Studies – Outward Supply - GSTR-1 and GSTR-3B Difference

Sr. No.	Amount Disclosed in 21-22 Return		Amount Disclosed Pertaining to 21-22 in 22-23		Disclosure in GSTR-9
	<u>GSTR-1</u>	<u>GSTR-3B</u>	<u>GSTR-1</u>	<u>GSTR-3B</u>	
1.	Yes	Yes	NA	NA	?
2.	No	Yes	Yes	NA	?
3.	Yes	No	NA	Yes	?
4.	No	No	Yes	Yes	?
5.	No	No	No	NO	?

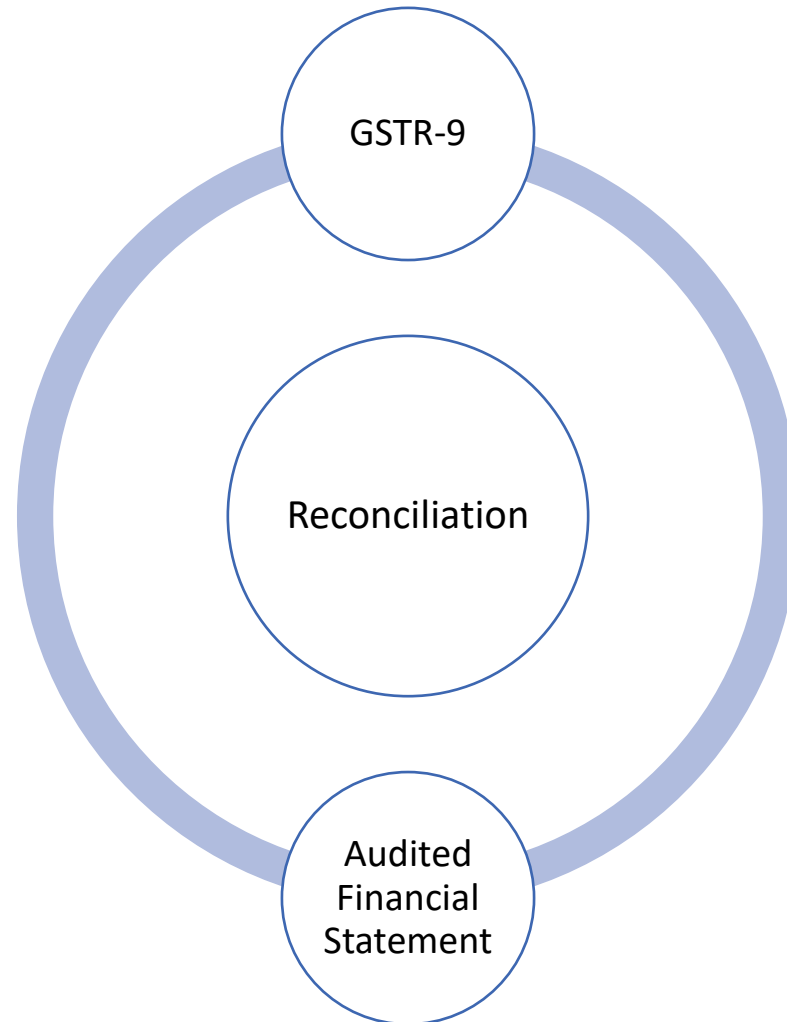
Case Studies –Outward Supply –Spill Over Transaction

No.	Amount Disclosed and GST paid Pertaining to 22-23 in 23-24							Disclosure in GSTR-9 22-23
	Books	21-22	Sept 2022	21-22 (GSTR-9)	22-23	Oct 2023	22-2 (GSTR-9)	
1.	100	80	20	0	100	-	Nil	?
2.	100	80	20	0	80	20	Nil	?
3.	100	80	20	0	80	10	10	?



KEY ASPECTS OF GST R-9C

Overview



Self Certification

Form GSTR-9C

Part A

Part B

Reconciliation Statement
(Part II to V)

Certification

Parts of Reconciliation Statement

Basic Details (1 to 4)

Reconciliation of turnover declared in Audited Financial Statement with turnover declared in Annual Return (Form GSTR-9) (5-8)

Reconciliation of Tax paid (9 to 11)

Reconciliation of Input Tax Credit (12 to 16)

Additional Liability due to non-reconciliation



Outward Supply

Key Highlights

Table 5B

- Unbilled Revenue at the beginning of the year can be merged and disclosed in table 5O (Reason not listed)

table 5C to 5N

- Must be disclosed separately and
- cannot be clubbed under Table 5O. Earlier, relaxation was available till FY 2021-22 as
- single disclosure in table 5O.



Inward Supply

Key Highlights

Table 12B & 12C

- No more optional, mandated to disclose such ITC details.

New rate of 6%

- included in respective tables (applicable for Brick Manufacturing)

Table 14

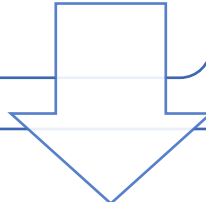
- Remains optional to fill expense wise ITC claim details (this may also be available from disclosure in clause 44 of Tax Audit Form 3CD)



Scope of Reconciliation Statement

Scope of GST Reconciliation Statement

GSTR-9C is after the completion of other Audits (like Internal Audit, Statutory Audit, Tax Audit etc)

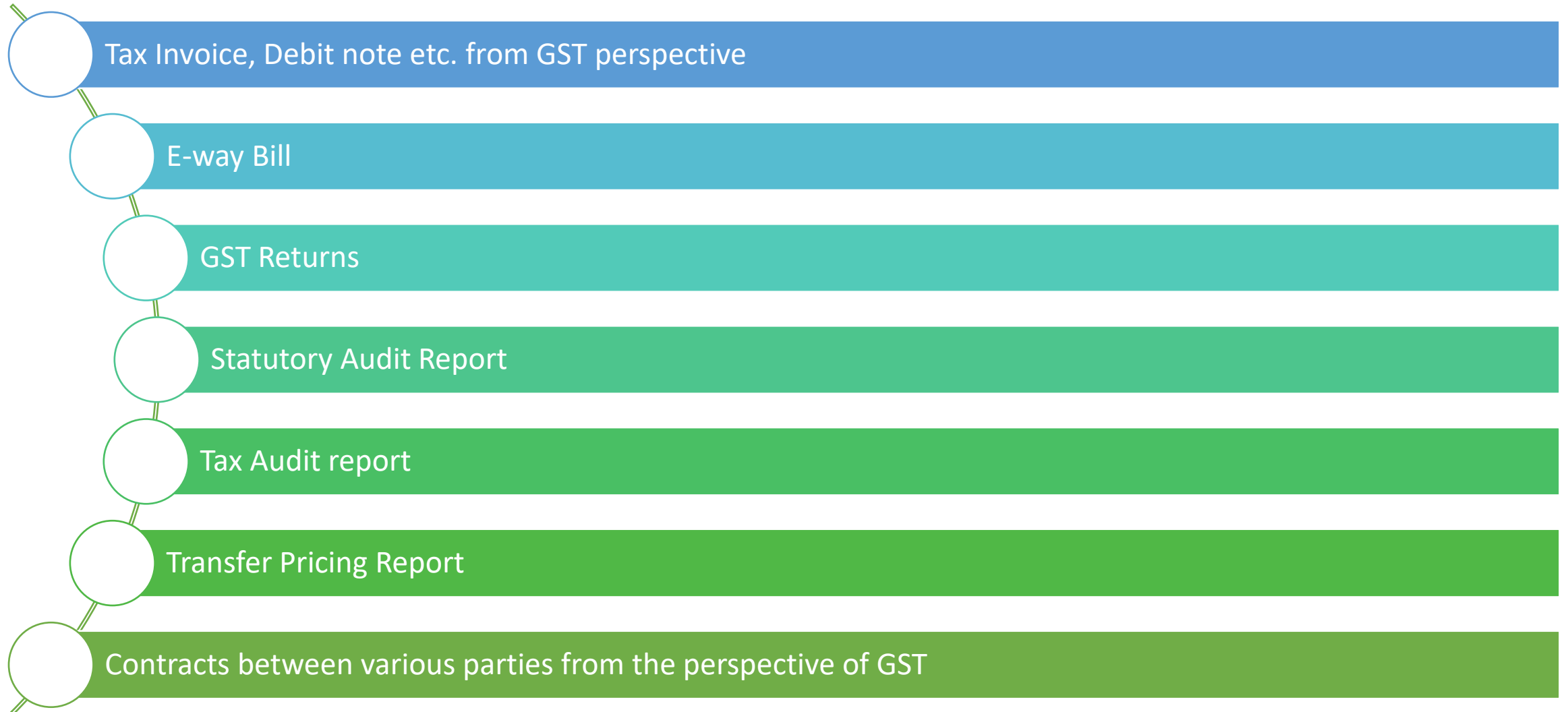


GSTR-9C is for examination to verify correctness and assess compliance



Scope at present only for reconciliation

Records which can be verified – Is Verification Essential?



Key Attention Required

Concessional GST rate
charged

Correctness of
exemption available

ITC availed in excess of
reflected in GSTR-2A

Related party
transaction

Contractual obligation
between employee and
employer

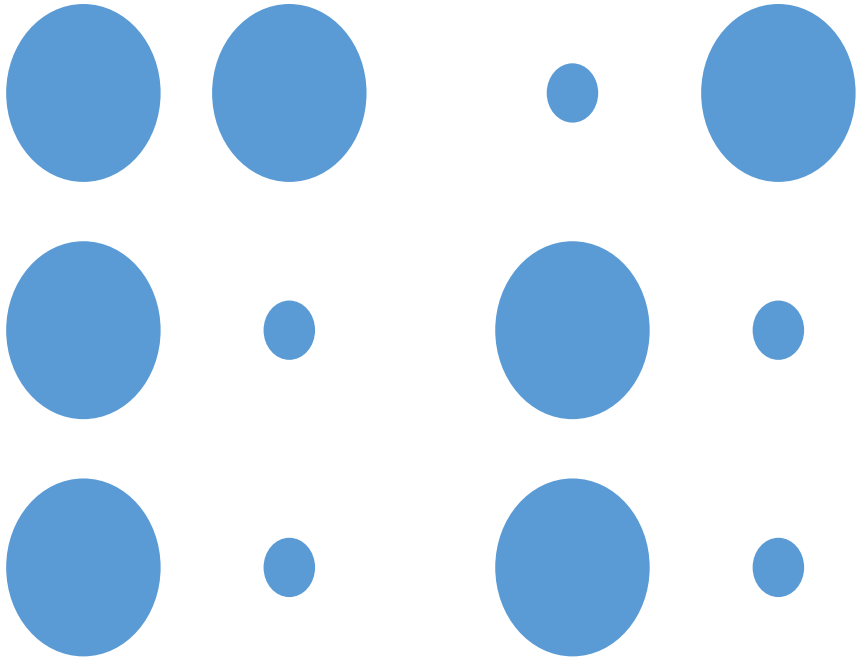
Transaction without
Consideration

Presence of entity in
other state

Correctness of E-way
bill Generated

Correctness of Refund
Claim

Correctness of E-
Invoice Generated



Supplies which are not recorded in the financials but included in taxable value

Section 7 of the CGST Act

(1) For the purposes of this Act, the expression “supply” includes—

(a) all forms of supply of **goods or services** or both such as sale, transfer, barter, exchange, licence, rental, lease or disposal made or agreed to be made for a consideration **by a person in the course or furtherance of business;**

(b) import of services for a consideration whether or not in the course or furtherance of business; and

(c) the activities specified in Schedule I, made or agreed to be made without a consideration; and

~~(d) the activities to be treated as supply of goods or supply of services as referred to in Schedule II.~~

(1A) where certain activities or transactions constitute a supply in accordance with the provisions of sub-section

(1), they shall be treated either as supply of goods or supply of services as referred to in Schedule II.

Supplies

Schedule –I Supplies

Recoveries like employee recovery

Inputs and Capital Goods sent to job
worker but not returned within the
prescribed period

Disposal of capital Assets

Documents which can be verified

Profit and Loss Account

Notes forming part of the audited
Annual Financial Statements

Fixed Asset Schedule

Credit entries in expense ledgers

Inventory records



Other Aspects.

Other Aspects

Delay in Filing of GSTR-9

- Turnover up to Rs.5 crore
 - Late fee of Rs. 50 per day (25+25) subject to max cap 0.04% of turnover
- Turnover over Rs.5 crore to 20 crore
 - late fee of Rs 100 per day subject to max cap 0.04% of turnover
- Turnover above 20 crores
 - Rs. 200 per day, maximum of 0.5% of turnover

Period for filing [Section 44]

- GSTR -9 not allowed to be furnish after the expiry of a period of three years from the due date of furnishing the said annual return:

Due Date

- 31st December 2023



Way Forward

Way Forward

Maintain 9 & 9C workings with links to all the relevant data

Maintain separate details of ITC claimed, reversed, and re-claimed

In case of amendments, outward register to be maintained with original values, so that it will be helpful while table 4 & 5 of GSTR 9.

Grievance may be raised if there is significant difference in GSTR-2A and GSTR-2B

Way Forward

GSTR 9 and 9C

Key issues - Legal Opinion could be preferred

If detailed reconciliation is not possible – Then it can be added in notes to GSTR-9C



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BOdB2wWJ3

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Thank You



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