

GST

Due Date for filing of Annual Return & Reconciliation Statement for the FY 2018-19 extended upto 31st December, 2020

CBIC vide [Notification No. 80/2020- CT dt 28th October, 2020](#) has **extended the time limit for furnishing of the Annual Return in Form GSTR-9 and Reconciliation Statement in Form GSTR- 9C specified under section 44 of the CGST Act read with Rule 80 of the CGST Rules, electronically through the common portal, for the financial year 2018-2019 till the 31st December, 2020.**

Amendment in section 39 of the CGST Act, 2017

The Central Government vide [Notification No. 81/2020- CT dt 10th November, 2020](#) has appointed the **10th day of November, 2020**, as the date on which the provisions of section 97 of the Finance (No. 2) Act, 2019 (23 of 2019) shall come into force.

Thirteenth amendment (2020) to the CGST Rules, 2017

The Central Government vide [Notification No.82/2020-CT dt 10th November, 2020](#) has made following amendments in the **Central Goods & Services Tax Rules, 2017 :-**

1. Substitution of Rules 59, 60 and 61 w.e.f. from the 1st day of January 2021
2. Insertion of Sub-Rule (6) to Rule 61- Form and manner of submission of monthly return
3. Insertion of Rule 61A- Manner of opting for furnishing quarterly return
4. Amendment in Rule 62- Form and manner of submission of statement and return
5. Amendment in Form GSTR-1 and insertion of Form GSTR-2B

Due date for filing of FORM GSTR-1

The Central Government vide [Notification No.83/2020-CT dt 10th November, 2020](#) has notified the due dates for filing of **Form-GSTR-1 w.e.f. 1st January, 2021** as under:-

Sl. No.	Form GSTR-1	Due Date
1.	For Monthly Return Filers	11th day of the month succeeding such tax period
2.	For the class of registered persons required to furnish return for every quarter under proviso to sub-section (1) of section 39 of the said Act	13th day of the month succeeding such tax period.

Notification of class of persons under proviso to section 39(1).

CBIC vide [Notification No.84/2020-CT dt 10th November,2020](#) has notified the registered persons, other than a person referred to in section 14 of the IGST Act, 2017, **having an aggregate turnover of up to Rs. 5 crore in the preceding financial year, and who have opted to furnish a return for every quarter, under rule 61A(1) as the class of persons who shall, furnish a return for every quarter from January, 2021 onwards, and pay the tax due every month in accordance with the proviso to section 39(7) of the CGST Act, namely: -**

- (i) the return for the preceding month, as due on the date of exercising such option, has been furnished:
- (ii) where such option has been exercised once, they shall continue to furnish the return as per the selected option for future tax periods, unless they revise the same.
- A registered person whose **aggregate turnover crosses Rs. 5 crore** during a quarter in a financial year shall not be eligible for **furnishing of return on quarterly basis** from the first month of the succeeding quarter.
- For the registered person falling in the class specified in column (2) of the Table below, who have furnished the return for the tax period October, 2020 on or before 30th November, 2020, **it shall be deemed** that they have opted under sub-rule (1) of rule 61A of the said rules **for the monthly or quarterly furnishing of return as mentioned in column (3) of the said Table:-**

TABLE

Sl. No.	Class of registered person	Deemed Option
(1)	(2)	(3)
1.	Registered persons having aggregate turnover of up to 1.5 crore rupees, who have furnished FORM GSTR-1 on quarterly basis in the current financial year	Quarterly return
2.	Registered persons having aggregate turnover of up to 1.5 crore rupees, who have furnished FORM GSTR-1 on monthly basis in the current financial year	Monthly return
3.	Registered persons having aggregate turnover more than 1.5 crore rupees and up to 5 crore rupees in the preceding financial year	Quarterly return

- The registered persons referred to in column (2) of the said Table, **may change the default option electronically**, on the common portal, during the period **from 5th day of December, 2020 to 31st day of January, 2021.**

Further, CBIC vide [Circular No.143/13/2020- GST dt 10th November, 2020](#) has issued few clarifications regarding **Quarterly Return Monthly Payment (QRMP) Scheme.**

Notification of special procedure for making payment of 35% as tax liability in first two month

CBIC vide [Notification No.85/2020-CT dated 10th November,2020](#) has notified the registered persons under proviso to section 39 (1) of the CGST Act, **who have opted to furnish a return for every quarter or part thereof**, as the class of persons who may, in first month or second month or both months of the quarter, **w.e.f. 1st January,2021, follow the special procedure** such that the said persons may pay the tax due under proviso to section 39 (7) of the said Act, **by way of making a deposit of an amount in the electronic cash ledger equivalent to, -**

- (i) **35 % of the tax liability** paid by debiting the **electronic cash ledger** in the return **for the preceding quarter** where the return is furnished quarterly; or
- (ii) **the tax liability** paid by debiting the **electronic cash ledger** in the return **for the last month** of the immediately preceding quarter where the return is furnished monthly:

Provided that no such amount may be required to be deposited-

(a) for the first month of the quarter, where the balance in the electronic cash ledger or electronic credit ledger is adequate for the tax liability for the said month or where there is nil tax liability;

(b) for the second month of the quarter, where the balance in the electronic cash ledger or electronic credit ledger is adequate for the cumulative tax liability for the first and the second month of the quarter or where there is nil tax liability:

Provided further that registered person shall not be eligible for the said special procedure unless he has furnished the return for a complete tax period preceding such month.

Explanation- For the purpose of this notification, the expression “a complete tax period” means a tax period in which the person is registered from the first day of the tax period till the last day of the tax period.

Rescindment of Notification 76/2020-CT dt 15.08.2020.

The Central Government vide [Notification No.86/2020-CT dt 10th November,2020](#) has rescinded Notification 76/2020-CT dt 15.08.2020 wherein the due dates of furnishing the return in FORM GSTR-3B for October, 2020 to March, 2021 was prescribed.

Extension of due date for furnishing of FORM ITC-04 for the period July- September 2020 till 30th November, 2020.

The CBIC vide [Notification No.87/2020-CT dt 10th November,2020](#) has extended the time limit for furnishing the declaration in **FORM GST ITC-04**, in respect of goods dispatched to a job worker or received from a job worker, during the **period from July, 2020 to September, 2020 till the 30th day of November, 2020.**

This notification shall be deemed to have come into force with effect from the 25th day of October, 2020.

Implementation of e-invoicing for the taxpayers having aggregate turnover exceeding Rs. 100 Cr from 1st January 2021

The Central Government vide [Notification No.88/2020-CT dt 10th November, 2020](#) has amended Notification No-13/2020– CT, dt 21st March, 2020 to **implement e-invoicing for the taxpayers having aggregate turnover exceeding Rs. 100 Crores from 1st January 2021** instead of Rs.500 Crores.

CUSTOM

Contactless delivery of international courier consignments

CBIC vide [Circular No. 47/2020-Customs dt 20th October, 2020](#) has decided to allow the delivery of international courier shipments, based on the OTP validation as follows:

- (i) Consignee gets OTP on their mobile number which has been registered with the authorized courier. The authorized courier should exercise due diligence to ensure that the mobile number belongs to the consignee at the time of registering the phone number.
- (ii) At the time of delivery, the authorised courier electronically validates the OTP from the consignee.
- (iii) Upon successful validation, the shipment is delivered as per the instructions of the consignee. In case of failure to validate the OTP, the consignment will not be delivered.

The OTP based validation will be an alternative means of obtaining proof of delivery to the existing procedure of taking physical signatures.