

Forum hosted a webinar on two recent GST supreme court ruling – June 2 – home page then events under GST

With support from our knowledge partners Deloitte USISPF hosted a virtual webinar to discuss two recent **Supreme Court judgments** as below.

a) **CC, C.Ex. & ST Bangalore (Adjudication) v. Northern Operating Systems Pvt. Ltd** – Wherein it has been held that reimbursement of salary cost and other expenses of overseas company's employees seconded to the Indian company is in the nature of consideration for manpower services. Accordingly, the Indian company is liable to pay service tax under reverse charge mechanism on import of manpower services.

b) **Mohit Minerals Private Limited [Special Leave to Appeal (C) No.13958/2020]** – It has held that no GST applicable on Ocean freight paid on CIF imports. The Supreme Court has also made some crucial observations with respect to the powers of the GST Council and has held that the recommendations of the GST Council are recommendatory in nature and thus, are not binding in every case.

Forum invites inputs on Transfer Pricing laws including experiences on APA and MAP agreements – home page then policy under Direct Tax

Last month USISPF, along with our knowledge partner Deloitte India conducted an interactive session to discuss the recent trends in APA and MAP in India and the US. The session provided insights on the evolution of APA and MAP program, its progress to date and way forward, both in India and the US. A summary of key discussion points which are accessible [here](#). As next steps, we look forward to receiving feedback from our members on the following:

1. Regulatory issues and resultant challenges in APA and MAP if any
2. Your view on the outcomes under APA and MAP and how it has helped in financial planning of the group.
3. Suggestions if any on the safe harbour rules / rates with rationale and experience so far
4. Any other suggestion as appropriate

We intend to submit a detailed note to the concerned department at Ministry of Finance by the end of this month hence please share your suggestions if any by June 5th .

CBIC waives the late fee payable for delay in furnishing FORM GSTR-4 - home page then updates under GST

Central Board of Indirect taxes and Customs (CBIC) has waived off the late fee payable for delay in furnishing FORM GSTR-4 (return to be filed by composition scheme taxpayers) for FY 2021- 22 from May 1, 2022 till June 30, 2022. Please access the notification [here](#).

Central Board of Direct Taxes notifies Faceless Penalty (Amendment) Scheme, 2022 – home page then updates under Direct taxes

CBDT has notified Faceless Penalty (Amendment) Scheme, 2022 to amend Faceless Penalty Scheme, 2021. Please access the scheme [here](#).

Central Board of Direct Taxes modifies portal functionality for the purpose of Sec.206AB/206CCA - home page then updates under Direct taxes

In light of changes under Finance Act, 2022 that deals with functionality for compliance of Sections 206AB and 206CCA CBDT has modifies circular to bring in portal functionality for the purpose of Sec 206AB/206CCA. Please refer to the circular [here](#).