

Forum shares recommendations for the upcoming GST council meeting – home page then submissions under GST

The GST council is expected to meet towards the end of this month. USISPF's tax forum has done multiple consultations with authorities at the central and state level. Our discussions focused largely on the legislative and procedural issues under the GST law and also included rate rationalisation requests. As a final push from our end we have shared a detailed representation capturing suggestions across sectors with the GST authorities.

Central Board of Direct Taxes (CBDT) specifies conditions under Sec.9A(8A) for investment fund & fund manager located in IFSC – home page the policy updates under direct taxes

CBDT has notified conditions specified by the Central Government under Section 9A(8A) for investment fund and fund manager located in International Financial Services Centres. Please access the notification [here](#).

Government waives interest for non-filing of GSTR-8 by certain e-Commerce Operators – home page then policy updates under GST

Government notifies 'nil' rate of interest for certain e-Commerce Operators who could not file the statement in FORM GSTR-8 within due date owing to technical glitch on the portal but had deposited the tax collected at source in the ECL for the prescribed period u/s 52(1).

Inputs invited on two recent Supreme court rulings having implications GST, Service Tax and Corporate Taxes – home page for next 1 week

Last week 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.

As next steps we are looking to engage with CBIC and CBDT on policy implications of these rulings and share industry recommendations if any.