



**S I R C**  
Southern India Regional Council



**The Institute of Chartered Accountants of India**  
(Set up by an Act of Parliament)



75<sup>TH</sup> YEAR  
OF  
INDEPENDENCE DAY

**75**  
Azadi Ka  
Amrit Mahotsav

**NEWS LETTER** AUGUST 2022  
VOL. 48 | PART 2



Investor Awareness Programme  
on 30<sup>th</sup> June 2022



Resource Person Shri. A K Narayanan, Chennai seen along with CA. Satheesan. P, SICASA Chairman

Audit Quality Maturity Model (AQMM)  
on 5<sup>th</sup> July 2022



Resource Person CA. Mohan R. Lavi, Bengaluru seen along with CA. Mandava Sunil Kumar, RCM, SIRC of ICAI

Competition Act on 6<sup>th</sup> July 2022



Resource Person Ms. Vaneeta Patnaik, Kolkata seen along with CA. Rekha Uma Shiv, RCM, SIRC of ICAI

Overview of Arbitration- Present Development in  
Arbitration Law on 8<sup>th</sup> July 2022



Resource Person Adv. Inbavijayan, Chennai seen along with CA. Mandava Sunil Kumar, RCM, SIRC of ICAI

Penalty u/s 270a & 271AAD of Income Tax Act  
on 11<sup>th</sup> July 2022



Resource Person CA. Rajiv Mehrotra, Allahabad seen along with CA. Chengal Reddy Ramireddygari, RCM, SIRC of ICAI

Basics of System Audit & Opportunities in System  
Audit on 15<sup>th</sup> July 2022



Resource Person CA. Atul Premdayal Gupta, Indore seen along with CA. Rekha Uma Shiv, RCM, SIRC of ICAI

Emerging Trends in Audit on 15<sup>th</sup> July 2022



CA. Sripriya Kumar, CCM, ICAI addressing the gathering.

Finalization of Accounts with GST perspective  
on 15<sup>th</sup> July 2022



Resource Person CA. Ramesh. S, Chennai seen along with CA. Satheesan. P, Chairman, SICASA





## Chairman's Communique

My Dear and Esteemed Members,  
Greetings from SIRC.

### Chartered Accountants Day:

It is with immense happiness that I share with you that the week-long celebrations in connection with the Chartered Accountants Day that has received all round appreciation from all quarters. SIRC records its deep sense of appreciation and grateful thanks to all concerned who have given us the direction, input, energy and cooperation in the conduct of the celebrations in a befitting manner. I therefore dedicate the success of the Chartered Accountants Day Celebrations to

Celebrations to our colleagues in SIRC, other members, students and the administration.

In my last interaction with you I had shared some of the activities SIRC held in commemoration and on the Chartered Accountants Day. The celebrations on 1st July 2022 began with a Walkathon. I had the privilege of flagging off the Walkathon followed by hoisting of ICAI Flag. It was a great moment for me when I hoisted the ICAI Flag which will stand out as one of the important and joyous occasions in my tenure of office in the Regional Council.

CA. M.P. Vijay Kumar, Former Central Council Member, ICAI spoke in the morning session amongst the elite gathering of members and enthusiastic students on the topic of "The Six Steps for a Professional". There was also games for the spouse and children of members in the afternoon of 1<sup>st</sup> July 2022. Saplings were distributed to all visitors as a mark of our commitment for promoting the environment.

I am happy to inform you that the Blood Donation Camp we conducted on the morning of 1st July 2022 was the Silver Jubilee Year of SIRC's Blood Donation Camp having started in the year 1997. I record through this column the extraordinary support extended by the Doctors and support staff of Rajiv Gandhi General Hospital who were associated in the organization of Blood Donation Camp.

The finale of the celebrations was held in the evening when SIRC felicitated 166 senior members for their contribution to the profession. CA. V. Murali, Former Central Council Member of ICAI and Past Chairman of SIRC was the Chief Guest and addressed the elite audience. The senior members were felicitated by the Chief Guest CA. V. Murali in the presence of the undersigned, other office-bearers, members of the Central and Regional Council and the elite members present on the occasion.

All the Branches in the Southern Region also celebrated the Chartered Accountants Day with fun and frolic, gay and gaiety and with reliving the occasion of formation of ICAI. Senior Members in the respective branches were felicitated on the occasion. I congratulate the Chairmen and Members of the Managing Committee of all 45 Branches of SIRC of ICAI for their efforts in making the occasion grandeur.

1st July also happens to be the GST Day as it is on this day in the year 2017 the Goods and Service Tax Act came into being. As in the previous years, SIRC organized a programme on the subject "GST Journey So Far". CA. A. Siva Prasad from Guntur spoke on the occasion through virtual mode.

### 71st Annual General Meeting of SIRC of ICAI:

The statutory requirement of holding the Annual General Meeting of the Regional Council was complied with when SIRC held its 71st Annual General Meeting on 2nd July 2022, much ahead of the last date prescribed by the Chartered Accountants Regulations, 1988. The meeting was very purposeful as the members expressed their views and suggestions for further improvement in the activities of SIRC giving us valuable inputs and motivation in abundance. I am thankful to all the members for receiving the annual report and the annual accounts of SIRC for the year 2021-2022.

### Meet with President and Vice-President of ICAI and visit to Branches:

During the month of July 2022 I had the privilege of participating in many programmes organized by the Branches in the Region.

I also had the privilege of participating in the interactive meeting with CA. (Dr.) Debashis Mitra, President, ICAI and CA. Aniket Sunil Talati, Vice-President, ICAI on 6th July 2022. The event was organized by Hyderabad Branch of SIRC of ICAI. The interaction was purposeful and we received guidance on many matters of professional importance which will help SIRC in offering its services to the members and students.

On three occasions on 15th and 16th July 2022, SIRC had the honour of the gracious presence of our beloved President and Vice-President when SIRC, the Vijayawada Branch and Tirupati Branch independently organized a "Meet with President and Vice-President". It was their gesture to have spent time with our members and shared the perspective of ICAI in relation to various developments taking place in the profession and the pro-active steps of ICAI. Besides they had organized CPE Programmes on interesting topics of professional interest.

It was at Vijayawada a Two Day National Conference was held organized by Committee for Members in Practice of ICAI on 16th and 17th and hosted by Vijayawada Branch. I was privileged to share the dais on all the three occasions with them and with other functionaries. This Conference was inaugurated by Shri Jogi Ramesh, Hon'ble Minister for Housing Welfare Schemes, Government of Andhra Pradesh in the gracious presence of our beloved CA. Aniket Sunil Talati, Vice-President, ICAI, CA E Rajasekhar Reddy, RERA Member, Govt of Andhra Pradesh and CA. D. Prasanna Kumar, Vice-Chairman, Professional Development Committee of ICAI.

I also accompanied our esteemed Vice-President CA. Aniket Sunil Talati when he visited Guntur, Ongole and Nellore Branches of SIRC. Both of us had fruitful and purposeful interaction with the members.

SIRC records its appreciation to the above Branches for organizing the events in a befitting manner.



### Swift Action against fraudster claiming as CA. :

Recently based on a tip off, the Institute took a rapid action against a Dindigul (Tamil Nadu) based fraudster claiming as a CA with due coordination of the Institute's Head Office and Tamil Nadu Police Department of Dindigul and Sivagangai. The accused was arrested within 24 hours of filing complaint by the officials of our Chennai office. Similarly, another case has been brought to our notice and action is underway.

### Residential Refresher Course:

The Tirunelveli Branch of SIRC organized a Residential Refresher Course on 9th and 10th July 2022 at Courtallam. I had the pleasant company of internationally renowned Shri Sridhar Vembu, Founder and Chief Executive Officer of ZOHO Corporation and highly acclaimed personality in the service of the physically challenged Padma Shri Awardee Shri S. Ramakrishnan, Founder President, Amar Seva Sangam, Ayikudi. SIRC records its appreciation to CA. Agatha Jacob, Chairperson of Tirunelveli Branch and her team for the manner in which they organized the course in an admirable manner.

Besides we had held the regular CPE study circle meetings on varied subjects as per the calendar of events published in the July 2022 issue of SIRC Newsletter. All the programmes were well attended and SIRC had the best of the speakers to share their rich experience. I am, through this column, thankful to all the resource persons and the members for keeping the momentum of activities in SIRC.

### Independence Day Celebrations:

On 15th August 2022 the National Flag will be hoisted at the ICAI Bhawan, Chennai. This occasion is very special as it marks the completion of 75th Year of Independence. The Branches of SIRC will also be celebrating this joyous occasion. I request members and students to join in the celebrations to be held at SIRC and at Branches of SIRC.

I quote from the appeal of Hon'ble Prime Minister of India Shri Narendra Modi - "This year, when we are marking Azadi Ka Amrit Mahotsav, let us strengthen the Har Ghar Tiranga movement. Hoist the Tricolour or display it in your homes between 13th and 15th August. This movement will deepen our connect with the National Flag." I would therefore appeal to our members to hoist the tricolor or display it in your premises to show our solidarity and sovereignty.

### 54th SIRC Regional Conference at Hyderabad:

I am happy to inform you that SIRC is proposing decided to hold the 54th Regional Conference on 9th and 10th December 2022 at Hyderabad. The Hyderabad Branch of SIRC will be the host to the Conference. This will be a full-fledged physical conference. The Members of the Conference Committee, SIRC, the Hyderabad Branch of SIRC and I have great pleasure to invite your participation in large numbers, be benefitted by coning your competencies and enjoy the hospitality of ours.

### Tax Audit::

SIRC records its appreciation to our members for ensuring the statutory compliance of filing of returns of their clients which was 31st July 2022. The next assignment that our members would be involved is for filing of report under 'Tax Audit'. I am confident that members would rise up to the occasion as is their wont and fulfill the professional obligations with acumen. I would request members to advise their clients to submit details of their financial transactions well in advance so that members could plan and perform and complete the assignment without having to work too much beyond office hours.

As members of this elite profession we have always been conscious of the compliance procedures set and framed by the regulatory authorities. Let us continue to serve our clients and other stakeholders with aplomb and keep our profession in high esteem.

### Appeal to Members in Industry:

Presently the number of members in industry outnumbers the number of members in full-time practice. However in our understanding the number of members in industry participating in the programmes of SIRC at Chennai and at the 45 Branches of SIRC are far less as compared to the members in practice albeit our programmes organized by SIRC and its Branches have subjects either exclusively relevant to members in industry or common to both.

I through this column appeal to the members in industry to participate in our programmes in large numbers. I would also request them to suggest any specific topics that they would like us to include in our CPE Programmes Calendar, if any to rahman@icai.in.

### Hearty Congratulations:

SIRC congratulates the candidates who have been successful in the recently held May 2022 Final Examination. SIRC welcomes all of them with extended hands to our professional fraternity. I join with my professional colleagues in the Region to wish them all a bright and remarkable professional career.

### Student Related Activities:

On 16th July the Annual General Meeting of the Southern India Chartered Accountants Students' Association (SICASA) was held. At the meeting 6 members to the managing committee amongst the students were elected. I congratulate all the newly-elected members. I wish CA. P. Satheesan, Chairman, SICASA and his new team all the best in their endeavour to offer the best services to the students fraternity.

### Students National Conference:

SIRC of ICAI and SICASA of ICAI is hosting the National Conference 'PRAJNA' with the theme 'A Leap into the Future' organized by SSEB-BOS operations, ICAI at Kalaivanar Arangam, Chennai on 19th and 20th August 2022. The programme structure has been created for a great learning experience for students by putting together an interesting combination of topics relevant to our field interspersed with technology aspects that influences today's financial world in the form of technical paper presentations, case study events, leadership test events, Motivation sessions, Interaction with BOS



and many more. To make this event a grand success, your support in encouraging the articled clerks of your firm and in your contacts to register for the event, encourage them to present papers, participate in events, bond with their peers shall be invaluable to us. Your invaluable support in helping us to get sponsorship for the events would be greatly appreciated. Students may be advised to register through <https://bosactivities.icaai.org/>

#### Future Programmes:

The details of the programmes scheduled to be held in the month of August 2022 are published in the "Calendar of Events" appearing elsewhere in this Newsletter. I solicit your continued support for all our future efforts and initiatives in the months ahead.

Before signing off with this month's communication I would like to reassure the members that SIRC believes in making every initiative successful, be it the programmes organized by SIRC, its Branches and other Programme Organizing Units (POUs). The confidence stems from the fact that members have been very supportive to all our endeavours.

With warm regards

CA. China Masthan Talakayala  
Chairman, SIRC of ICAI.

**75<sup>TH</sup>  
INDEPENDENCE DAY  
CELEBRATIONS**

**National Flag Hoisting**  
at the Lawns of Institute's Premises  
(Covid 19 Protocol will be maintained)

Monday, 15th August 2022  
Time : 9:00 AM  
Venue: SIRC of ICAI  
No. 122, Mahatma Gandhi Road, Nungambakkam,  
Chennai- 600034

### ANNOUNCEMENT SIRC LIBRARY FACILITIES

SIRC is keen that the library facilities we offer to our members and students should reach the doorsteps of every one of you. SIRC has therefore taken up an ambitious project "Digital Library Services". We have ensured that our initiative provides you the comfort of accessing the information or data in an organized electronic form through internet at your comfort zone.

In the process of offering you the services it is our desire that members should be made known of the evolution of our library facilities over the years and here is a brief of our library services.

For using the library services under "Digital Library Services" please visit Digital Library / E- Library Link:  
<https://sirc-icaai.org/library/index.php>.

Functioning of SIRC Library  
(Email: [yamuna@icaai.in](mailto:yamuna@icaai.in))

## OBITUARY

Sl. No.	MRN	Name	Status	Place	Demise
1	026512	CA. KRISHNA MOHAN G V	FCA	CHENNAI	01/July/2022
2	202297	CA. LAKSHMANAN C	FCA	COIMBATORE	05/Jun/2022
3	107262	RAJKANYA RAMAKANT SOMANI	FCA	KALABURAGI	30/Jun/2022
4	020522	CA. VIJAYA RAGHAVAN R T	FCA	MADURAI	25/Jun/2022
5	016234	CA. BALASUBRAMANIAN B	FCA	CHENNAI	22/Jun/2022

May the Almighty, Architect of the Universe rest their soul in peace.



# FORTHCOMING VIRTUAL CPE MEETINGS – AUGUST 2022

**Regn: <https://bit.ly/sirclogin>**

(Limited to 2500 members registering on first come first served basis)

S.No	Date	Timings	Topic	Resource Persons	Fees Exclusive of GST Rs.	CPE
1	3rd August 2022 (Wed)	5pm-7pm	Preparation of Financial Statements using MS-Excel	CA. Vinodh Kothari S, Chennai	100	2
2	5th August 2022 (Fri)	5pm - 7pm	IND AS 110	CA. Sandhya Kapur, Mumbai	100	2
3	6th August 2022 (sat)	10am-1pm	Series - 1 Topic : Overview of Valuation  Topic : Overview of Approaches as per Valuation Standards	1) CA. Geetha A.B., RCM, SIRC CA. Vishesh Unni  2) CA. Sundararaman	150	3
4	7th August 2022 (sun)	10am-1pm	Series - 2 Topic : Overview of Ind AS Applicable for Valuation Exam  Topic : Realistic Valuation Aramco	1) CA. M.P. Vijay Kumar, Former CCM, ICAI  2) CA. Parag Kulkarni	150	3
5	8th August 2022 (Mon)	6pm - 8pm	Networking Guidelines (Physical Mode)	CA. M. P. Vijay Kumar, Former Central Council Member, ICAI	100	2
6	9th August 2022 (Tue)	5pm-7pm	Valuation of Unquoted Equity Shares under Income Tax	CA. Premlata Daga, Nagpur	100	2
7	10th August 2022 (Wed)	5pm-8pm	Recent Case Laws under GST	CA. Venkat Prasad. P, Hyderabad	100	3
8	12th August 2022 (Fri)	5pm-8pm	Code of Ethics (Revised) and NOCLAR implications	CA Ganesh Balakrishnan, Hyderabad	100	2
9	13th August 2022 (Sat)	10am-1pm	Series - 3 Appropriate Cost of Capital, Fixed Income Securities and Options	CA. Yogesh Narayanan	150	3
10	14th August 2022 (Sun)	10am-1pm	Series - 4 Situation Specific Valuation	CA. Vignesh Unni	150	3
11	15th August 2022 (Mon)	8am - 9am	Independence Day Celebrations	Details inside	-	-
12	16th August 2022 (Tue)	5pm-7pm	Startups Benefits under various laws	CA. Bhargava S, Mysuru	100	2
13	17th August 2022 (Wed)	5pm - 7pm	The Future of Financial Services	CA. Ankit Kishorekumar Singhvi, Mumbai	100	2
14	18th August 2022 (Thu)	5pm - 7pm	Recent Amendments on Charitable Trusts	CA Vipin Batavia, Mumbai	100	2
15	20th August 2022 (Saturday)	10am - 1pm	Series 5 Topic : Intangibles and Exam Oriented Case Studies	CA. Mathangi	150	3
16	21th August 2022 (Sunday)	10am - 1pm	Series 6 Topic : Refresher on Fixed Income, Securities & Options Case Study : Business Valuation, Start up	CA. Vikas Goel	150	3
17	22nd August 2022 (Mon)	6pm - 8pm	Reverse Charge Mechanism	CA. Deepika Ganesan, Chennai		2
18	23rd August 2022 (Tue)	5pm - 7pm	Multi Disciplinary Partnership (MDP) Guidelines	CA. G. Sekar, Former Central Council Member, ICAI	100	2
19	24th August 2022 (Wed)	5pm-7pm	Audit efficiency through Excel	CA. Vijay Agarwal, New Delhi	100	2
20	26th & 27th August 2022 (Fri&Sat)	5 PM - 7 PM 5 PM - 8 PM	Two days Refresher Course on Tax Audit & Technology *Overview on Tax Audit *Tax Audit using Technological tools	CA. Ketan Ved, Mumbai CA. Saran Kumar U, Hyderabad	300	5
21	31st August 2022 (Wed)	5pm-7pm	Investor Awareness Programme	Eminent Speaker	Nil	2



22	3rd Sep 2022 (Sat)	10am-5pm	One day hands on Session on Advanced Excel (Limited to 15 delegates only - first come first serve basis)	CA. Vinodh Kothari S, Chennai & Eminent Speaker	1000	6
23	9th and 10th Dec 2022 (Fri & Sat)	9.30am-5.30pm	<b>54th Regional Conference of SIRC of ICAI</b> (Dear Members, Kindly block your dates please)	Details will be hosted in SIRC website		12

**CPE Credit will be awarded on attending full programme only.**

### Virtual CPE programmes conducted by SIRC of ICAI

Please note the link for Resources of Past Virtual and other programmes of SIRC of ICAI  
<https://www.sirc-icai.org/past-programmes.php>

## UPDATES

Scan QR Code & Read

### CORPORATE LAW



Contributed by:

CA. M. Asir Raja Selvan,  
Chennai  
asir.cs@gmail.com

### FEMA



Contributed by:

CA. G. Murali Krishna,  
Hyderabad  
murali.gottipati@gmail.com

### GOODS AND SERVICES TAX



Contributed by:

CA. G. Saravana Kumar,  
Madurai  
casaravana.82@gmail.com

### INCOME TAX



Contributed by:

CA.V.K. Subramani,  
Erode  
vksintax@gmail.com

### INFORMATION TECHNOLOGY



Contributed by:

CA. S. Deephika,  
Chennai  
cadeephika@gmail.com

### KARNATAKA VAT-GST



Contributed by:

CA. Annapurna D Kabra,  
Bengaluru  
annapurna@hskaadvisors.com

### SEBI



Contributed by:

CA. V M V Subba Rao,  
Nellore  
vmvsrao@gmail.com

### TAMIL NADU VAT



Contributed by:

CA. V.V. Sampath Kumar,  
Chennai  
vvsampat@yahoo.com

### Disclaimer

The SIRC/ICAI does not accept any responsibility for the views expressed in different contributions/ advertisements published in this Newsletter.



## LEADER'S THOUGHT



Dear Members,

Firstly, it is my immense pleasure to welcome the new members into our CA Fraternity. All the hard work has finally paid off and we are sure that the synergy between the existing and the newly qualified members will be fathomless. Further, I also wish to thank the members for entrusting their faith upon me and re-electing me to the Regional Council of SIRC of ICAI for the second term with the highest votes. I will ensure that I shoulder my responsibilities sincerely.

I also take this opportunity to thank the Chairman of SIRC of ICAI, CA China Masthan Talakayala for bestowing upon me the Chairmanship of Committee for Member Services and Members in Industry & Business and ICITSS and AICITSS Coordination Committee. Our team of committee members are working towards a holistic approach for the benefit of the members by organising joint committee meetings. This has helped us better understand how all the committees are inter-dependent on each other and how all the committees can come together to achieve a common purpose. One of the focus points in our previous joint committee meeting was to expand the network of members in the industry and to strengthen the quality of coaching provided by the Institute.

This month, as we complete 75 years of Independence of our Motherland - India, may we think of freedom not as the right to do as we please, but as the opportunity to do what is right. I hope that while we continue to honour the sacrifices made by the freedom fighters, we also work hard towards contributing to our nation, in any way possible by us. It could be as small as abiding by our duties as citizens of this country, to as huge as bringing recognition to India on a global level. I recently came across this idea of 'help your hometown' which helps to develop the rural parts of India. The idea is that if every person contributes towards his/ her hometown, either financially or otherwise, there would be development in many towns/ villages, which will lead to increase in literacy rate, increase in employment opportunities, improvement in economic conditions of the town/ village as a whole. This will place us ahead in the journey of being a developing country.

In the recent times, we are seeing India expand its reach globally in a plethora of different aspects. One such recent progress was when the Reserve Bank of India announced that International Trade Settlement can be done in Indian Rupees, which means that exporters and importers can settle transactions in Indian Rupees. This system could be favourable for India's economy in the long term by way of promoting the growth of global trade in India. This Independence Day, while we celebrate how far we have come as a nation, may we go an extra mile to contribute towards our nation and feel proud to be called an Indian.

While we discuss about freedom, let me also mention the real form of freedom – Integrity. It is said that integrity gives you the real freedom because you have nothing to fear since you have nothing to hide. As we all know, our CA fraternity is trusted upon by the entire nation because of its integrity. This is why we have the Code of Ethics, which ensures that all members demonstrate integrity and honesty in their professional work. We have recently seen many cases which have threatened the integrity and credit worthiness of our fraternity. We have also seen stricter rules and stronger surveillance with regard to the independence of auditors, which has brought about more caution among the members to refrain from providing non-audit services while also providing audit services to the same entity. Considering this, it is our duty to abide by the Code and professional standards, and do our bit to ensure that the trust on our profession only goes up and up.

Gandhiji said, 'If I have the belief that I can do it, I shall surely acquire the capacity to do it even if I may not have it at the beginning'. Let us all believe that we have the power to build our fraternity and thereby to build our nation.

Jai Hind

Warm Regards,

**CA. Geetha A.B.**

Regional Council Member of SIRC of ICAI





Southern India Regional Council of  
The Institute of Chartered Accountants of India  
(Setup by an Act of Parliament)

**VIRTUAL  
BATCH**

**ARE U WRITING  
YOUR NOV 2022 CA FOUNDATION  
EXAMINATIONS?**

**LEARN FROM THE BEST - YOUR ALMAMATER**

**SIRC - CA FOUNDATION Classes**

From : 10th Aug 2022 To : 15th Nov 2022  
Timing : 06.00 am to 08.00 am - 06.00 pm to 09.00 pm  
Duration : 5 Hours (All Days)

**VIRTUAL FEES**  
**₹ 11000/-**  
Only

**LAST DATE OF REGISTRATION : 09/08/2022**

Paper	Subject	Hours	Self Assessment MCQ No. of Tests
Paper - 1	Principles & Practice of Accounting	120 Hrs	20
Paper - 2A Paper - 2B	Business Law Business Correspondence & Reporting	120 Hrs	10 10
Paper - 3	Business Mathematics Logical Reasoning Statistics	120 Hrs	10 5 5
Paper - 4	Business Economics Business and Commercial Knowledge	120 Hrs	10 10

Link for Registration : <https://www.sirc-icai.org/view-batches.php>

**NO FEE**

**For Govt School Students of Southern Region States**

(Tamil Nadu, Kerala, Karnataka, Andhra, Telangana and Union Territory of Pondicherry)  
Currently in (11th / 12th STD - Attach Proof of Govt. Aided School) / Mark Sheet  
or Passed Out of 12th (Academic year 2021-2022)

Helpline : Mobile : 96771 26011, 73585 06400, 82205 22669  
Phone : 044 - 3021 0323 / 300 / 370 / 379 / 359 CA. CHINA MASTHAN TALAKAYALA  
Chairman, SIRC of ICAI  
Email : [sirc.foundation@icai.in](mailto:sirc.foundation@icai.in), and cc to [sircdean@icai.in](mailto:sircdean@icai.in),



**NATIONAL  
CONFERENCE 2022  
FOR CA STUDENTS**

**PRAJNA**  
**A LEAP INTO THE FUTURE**

**19TH AND 20TH AUGUST, 2022  
KALAIVANAR ARANGAM, CHENNAI**

**ORGANISED BY: SSB, BOS-OPERATIONS, ICAI  
HOSTED BY: SICASA & SIRC OF ICAI**

**FOR REGISTRATION AND OTHER  
DETAILS SCAN THE QR CODE**



**FOR ANY QUERIES CONTACT :**

**PRANAY (VICE CHAIRMAN, SICASA) - 6383230387  
ANANT (SECRETARY, SICASA) - 82807 02474**



THE INSTITUTE OF CHARTERED ACCOUNTANTS OF INDIA  
(SETUP BY AN ACT OF PARLIAMENT)  
**SOUTHERN INDIA REGIONAL COUNCIL**  
"ICAI BHAWAN", NO.122, MAHATMA GANDHI ROAD  
NUNGAMBAKKAM, CHENNAI-600024.

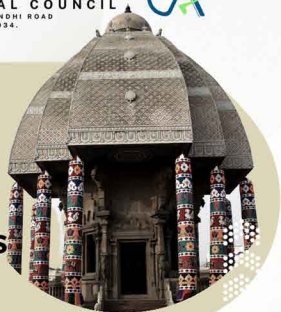


**CA FINAL**

**Online**

**RAPID REVISION  
COURSE FOR NOV 2022 EXAMS**

Course Begins on August 18th 2022



**TIMING : 10.00AM TO 5.00PM**

**DURATION: 1.5 MONTHS**

**COURSE ENDS BY 30TH SEPTEMBER 2022**

**CLASS FEES**

GROUP -1 RS. 4,500  
GROUP -2 RS. 3,750  
BOTH GROUP  
RS. 7,500

**INDIVIDUAL  
SUBJECTS**

RS. 1,250

**24  
HOURS  
Per Subject**

Paper 1 - Financial Reporting  
Paper 2 - Strategic Financial Management  
Paper 3 - Advanced Auditing and Professional Ethics  
Paper 4 - Corporate and Economic Laws  
Paper 5 - Strategic Cost Management and Performance Evaluation

Paper 7 - Direct Tax  
Paper 8 - Indirect Tax Laws

**30  
HOURS  
Per Subject**

AVAIL OF THIS OPPORTUNITY AND GET THROUGH YOUR NOVEMBER 2022 EXAMINATIONS.

- SIRC of ICAI is your alma mater and the leader in grooming CAs for the past 50 years
- Expert and Experienced Faculty Team for SIRC Coaching Classes
- Be trained by the Leader... at a very nominal cost
- State of the Art Online Platform for Coaching

For Registration, Please visit: [www.sirc-icai.org/view-batches.php](https://www.sirc-icai.org/view-batches.php)

For Further Query, Please Contact SIRC Coaching Classes

[sirc.final@icai.in](mailto:sirc.final@icai.in) | 044-30210370 | 91-7358506400

CA. CHINA MASTHAN TALAKAYALA Chairman, SIRC of ICAI



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**SUNDAY PRACTICE**

TEST SERIES FOR NOV 2022 EXAMS

**ATTENTION: CA INTERMEDIATE & CA FINAL STUDENTS**

**MODE: PHYSICAL & VIRTUAL TIMING 10.00 AM TO 1.00 PM**

**START DATE: 07/08/2022 END DATE: 07/10/2022**

**FEATURES : EACH SUBJECT**

- FOR 50 MARKS TEST (BLOCK TEST) - 2
- 100 MARKS MODEL TEST - 1
- EVALUATION PERIOD - 15DAYS (FOR PHYSICAL STUDENTS ONLY NOT FOR VIRTUAL STUDENTS)
- FEED BACK & DOUBT CLEARING SESSIONS (VIRTUAL-1 HOUR)
- ANSWER KEYS SHARED AS SOFT COPIES AFTER EVALUATION FOR BOTH VIRTUAL AND PHYSICAL STUDENTS

**FEES STRUCTURE**

INTERMEDIATE / FINAL		
MODE	PHYSICAL	VIRTUAL
GROUP-1	₹ 2800	₹ 1400
GROUP-2	₹ 2800	₹ 1400
BOTH GROUP	₹ 5100	₹ 2800
SUBJECT WISE REGISTRATION	₹ 800 / PER SUBJECT	₹ 400 / PER SUBJECT

\*EXCEPT FINAL PAPER-6

\*NO EVALUATION ( FOR VIRTUAL STUDENTS)

For Registration : [https://www.sirc-icai.org/view\\_event\\_batches.php](https://www.sirc-icai.org/view_event_batches.php)

For details of schedule & Chapters allocated Click Link: <https://bit.ly/3z2nvix>

**CONTACT HELP LINE**

FOR INTERMEDIATE | 8220522669 | [sirc.intermediate@icai.in](mailto:sirc.intermediate@icai.in)

For Final | 7358506400 | [sirc.final@icai.in](mailto:sirc.final@icai.in)





**Committee for Members in Industry & Business**  
The Institute of Chartered Accountants of India  
(Set up by an Act of Parliament)

75  
Azadi Ka  
Amrit Mahotsav

Ideas on Azadi Ka Amrit Mahotsav  
**CHARTERED ACCOUNTANTS: PARTNERS IN NATION BUILDING**



**CA. Ranjeet Kumar Agarwal**  
Chairman, CMI&B of ICAI



**CA.(Dr.) Raj Chawla**  
Vice Chairman, CMI&B of ICAI



**SCHEME OF COMPETITION**

1. This is being organized by Regional Council, Branches and MII Study Circles
2. The Competition week is from 7-15 August, 2022
3. Ideas are to be invited by above POU preferably from Members in Industry & Business via Panel Discussion, Group Discussion or Elocution
4. Level 1 - 5 Best Ideas to be selected from each of the 5 Regions of ICAI
5. Level 2 - 1 Best Ideas to be selected from each of the 5 Regions from 25 Ideas
6. Final Level - 5 Best Ideas from each region shall have competition among themselves with live audience for asking questions and a panel to judge their performance to select the 1 final winner.
7. Best ideas of final Awardee along with other ideas to be presented by ICAI to Government of India.



**REWARD TO WINNERS**

- Level 1 - 5 Winners from each of the 5 Regions i.e., Total 25 Winners - Rs 5,000/- each
  - Level 2 - 1 Winner from each of the 5 Regions i.e., Total 5 Winners - Rs 10,000/- each
  - Final Level - Rs 25,000/-
- Final Level Awardee will be invited at 16th ICAI Awards programme at the cost of CMIB in January, 2023.
- CMIB would give grant of Rs 10,000/- Rs 25,000 depending on the size of the branch and Rs 50,000 to Regional Councils.
  - Local MP/MLA/Council Members should be invited
  - 2 CPE Hours would be granted to POU for this event.

Google Link : [https://docs.google.com/forms/d/e/1FAIpQLScHegq1OXU7XdS-PUEDY8Zvc74BGdOhoWV5X\\_zjEeVO21VkaA/viewform?vc=0&c=0&w=1&flr=0](https://docs.google.com/forms/d/e/1FAIpQLScHegq1OXU7XdS-PUEDY8Zvc74BGdOhoWV5X_zjEeVO21VkaA/viewform?vc=0&c=0&w=1&flr=0)

For any assistance, Write us at : [cmib@icai.in](mailto:cmib@icai.in) or  
Call us on 011- 30110548 / 430



**APPEAL FOR CONTRIBUTION TO THE C.A. BENEVOLENT FUND (CABF)**

**CHARTERED ACCOUNTANTS' BENEVOLENT FUND (CABF)**  
The Institute of Chartered Accountants of India  
(Set up by an Act of Parliament)



The Chartered Accountants' Benevolent Fund (CABF) was established in December, 1962 with the objective to provide financial assistance for maintenance, and other similar purposes to needy members of our Institute, their wives, widows, children and dependent parent(s).

During Covid pandemic, hundreds of our members have lost their battle and many others are struggling hard to pass through this difficult time. The impact is deep and has certainly shattered their dreams. The Institute through the CABF has tried to help our members in distress.

Since September 2020, about Rs. 17 Crores have been released as Financial Assistance for Treatment of CORONA Disease and also through one-time Ex-gratia/Monthly/Medical financial assistance to Members or their dependents.

With a view to provide better financial support to our needy members or to their dependents, our humble appeal to members to kindly enroll themselves as Life Members of the Fund by making one-time payment of Rs. 10,000/- and those who are already life Members can further contribute voluntarily any amount for the noble cause. The Contribution is eligible for tax exemption under Section 80G of the Income Tax Act.

**Links for Contribution**

**Life Member:**  
<https://cabf.icai.org/lifeMember>

**Voluntary Contribution:**  
<https://cabf.icai.org/voluntaryMember>

Contributions can also be made directly through NEFT/RTGS  
Name of A/C : Chartered Accountants Benevolent fund  
Name of Bank & Branch : Axis Bank Ltd., Swasthya Vihar Branch  
A/C No. : 913010046844303  
IFS code : UTIB0000055

Voluntary contributions/donations are also accepted from the Family Trusts of Chartered Accountants, which are managed and regulated by the members of the ICAI, for meeting the expenditure in connection with grant of financial assistance to the members of the ICAI and to their dependent(s) as per criteria laid down by the CABF.

A small contribution with a big heart from each member would facilitate grant of a good amount of financial assistance to needy and suffering members/dependents of members of the profession to mitigate their hardship during unfortunate circumstances.

**LET'S BE A PART OF THIS NOBLE MISSION FOR EXTENDING HELPING HAND TO OUR MORE AND MORE PROFESSIONAL COLLEAGUES DURING UNFORTUNATE CIRCUMSTANCES**



**You can too...**



**ICAI STRENGTHENING SUSTAINABILITY ECOSYSTEM TO ATTAIN SUSTAINABLE DEVELOPMENT GOALS 2030**

ICAI takes various initiatives to strengthen Reporting ecosystem for community(s), businesses, economy as well as entities

- ▶ Sustainability Literacy Drive: Spreading awareness on importance and adoption of Sustainability Reporting
- ▶ Carbon Footprint Challenge: Creating a suggestion bank on ways to reduce carbon emissions
- ▶ Certificate Course on Business Responsibility and Sustainability Reporting: For capacity building and nurturing skills
- ▶ ICAI International Sustainability Reporting Awards and ICAI Sustainability Reporting Awards: To recognise global best practices in Sustainability Reporting
- ▶ Framework for Disclosures on Climate Related Risks: Developing guidelines in consultation with Industry Associations/ Stakeholders and Regulators
- ▶ Propagating Sustainability Reporting Requirements and Assurance Standards: Contributing to international bodies for Reporting specific requirement
- ▶ Mega Tree Plantation Drive: Planting & nurturing 10 lakh trees nationwide
- ▶ Green Buildings: Developing environment-friendly buildings to preserve precious natural resources

Sustainability — Everyone's Responsibility



**The Institute of Chartered Accountants of India**

(Set up by an Act of Parliament)

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Excellence... Independence... Integrity

Visit : [www.icai.org](http://www.icai.org)



The Institute of Chartered Accountants of India  
(Set up by an Act of Parliament)

**ICAI International Network**



International Chapters   
Representative Offices   
Overseas Offices

Disclaimer: The map is illustrative only and not to scale. The location of the office is subject to change without any notice. The number of offices is as on 31st March, 2022.

**Presence in 75 Global Cities in 47 Countries**





**Southern India Regional Council**  
The Institute of Chartered Accountants of India  
(Setup by an Act of Parliament)

One day Workshop on Recent Development in GST		CPE Credit 6 Hours
Date	Venue	
13th August 2022 Saturday	P Brahmaya Memorial Hall, ICAI Bhawan, Chennai	
Timing	Sessions details	Speakers
9.45 AM – 10.00 AM	<b>Networking &amp; Registration</b>	
10.00 AM – 11.00 AM	<b>Technical Session I</b> Recent Amendment in Rate Change	CA. Venkatramanan B, Chennai
10.45 AM – 11.00 AM	TEA BREAK	
11.00 AM -01.00 PM	<b>Technical Session II</b> Recent Amendment in Law and Judgement	CA. Venkatramanan B, Chennai
1.00 PM – 01.45 PM	LUNCH BREAK	
01.45 PM – 03.15 p.m.	<b>Technical Session III</b> Decoding GST Recent Developments   Revised Return   Demands   Recovery   Summons   Prosecution   Arrests	Adv. (Dr). M. Sathya Kumar LL.M, ACA, ACMA, ACS, CIMA - ACMA (UK), CGMA (US), MA (Economics), Ph.D., Advocate - Supreme Court   High Courts   Tribunals
03.15 p.m. – 03.30 p.m.	TEA BREAK	
03.30 p.m. – 05.00 p.m.	<b>Technical Session IV</b> Recent updates on Notification and Circular (Other than Rate Change)	CA. H. Saradha, Chennai

**Registration Fees (Including 18% GST) Members: Rs. 1180 /-, Spot Fee: Rs. 1416/-  
Virtual : 590/-**  
For more details & registration, please visit SIRC website: [www.sirc-icai.org](http://www.sirc-icai.org)

CA. China Masthan Talakayala  
Chairman, SIRC of ICAI

CA. Naresh Chandra Gelli  
Secretary, SIRC of ICAI



**The Institute of Chartered Accountants of India**  
(Set up by an Act of Parliament)

ORGANISED BY  
STUDENTS SKILLS ENRICHMENT BOARD, (BOARD OF STUDIES - OPERATIONS)



**FOUR WEEKS RESIDENTIAL PROGRAMME ON PROFESSIONAL SKILLS DEVELOPMENT AT CENTRE OF EXCELLENCE HYDERABAD (FOR GIRLS) AND JAIPUR (FOR BOYS)**



Boys Jaipur  
<https://bit.ly/3oeVP40>



Girls Hyderabad  
<https://bit.ly/3R6YbM>

VENUE Centre of Excellence (CoE), Jaipur

VENUE Centre of Excellence (CoE), Hyderabad

PARTICIPANTS Boys (CA Students)

PARTICIPANTS Girls (CA Students)

FEES Rs. 48,000/- Rs. 12,000/-

FEES Rs. 48,000/- Rs. 12,000/-

DATE (FROM & TO) 8<sup>th</sup> August, 2022 to 3<sup>rd</sup> September, 2022

DATE (FROM & TO) 8<sup>th</sup> August, 2022 to 3<sup>rd</sup> September, 2022

FOR REGISTRATION

<https://www.icai.org/category/four-weeks-residential-programme>



**Learning Outcomes**

- Articulation Skills
- Leadership Qualities
- Art of Negotiation
- Personality Development
- Open-Mindedness
- Effective Communication Skills
- Interpersonal Managerial Skills



**Salient Features**

- Waiver of Payment of Fees to Top 10 Rank Holders of Intermediate Exam
- Part of Practical Training
- Exemption from Management and Communication Skills (MCS) forming part of AICITSS

**Eligibility :** CA students who have completed one year of articleship are eligible to join the course.

**Registration on First come first basis and batches will be allotted as per eligibility.**

**Disclaimer :** The scheme of Four weeks Residential Program may be modified or altered at any time. All decisions about the aforesaid scheme shall be at the sole discretion of ICAI and binding on all. ICAI reserves the right to change the dates and other modalities as per the requirement.

**Contact Details**

For further assistance please contact :  
Mobile No. 9958121521  
Email Id- smita.taneja@icai.in



**THE INSTITUTE OF CHARTERED ACCOUNTANTS OF INDIA**  
(Set up by an Act of Parliament)

**Announcement**

XBRL India  
The Institute of Chartered Accountants of India  
July 19, 2022

**IFRS Foundation document issued for comments: Staff draft of the IFRS Sustainability Disclosure Taxonomy**

The Global High Quality Sustainability Disclosure Standards are being formulated by IFRS Foundation through its International Sustainability Standards Board (ISSB) in order to cater to the needs of the capital providers and other stakeholders derived from the effects of Environmental, Social and Governance (ESG) issues on the entities. ISSB also intends to develop Sustainability Disclosure Taxonomy to enable digital consumption of these disclosures.

In this regard, a staff draft of IFRS Sustainability Disclosure Taxonomy is issued by the IFRS Foundation for the public views. This draft sets out the initial thinking of staff of IFRS foundation for development of proposed IFRS Sustainability Disclosure Taxonomy by ISSB.

Sustainability reporting is also evolving in India. Accordingly, The XBRL India (section 8 company of ICAI) jointly with Sustainability Reporting Standards Board (SRSB) of ICAI with the aim to submit the views on above draft from Indian Perspective, invites the comments of Stakeholders in India, to raise their concerns at the initial stage itself. It will also help the Indian stakeholders to be aware of the international developments.

Staff draft of the IFRS® Sustainability Disclosure Taxonomy can be found at the below link:

<https://www.ifrs.org/content/dam/ifrs/project/ifrs-sustainability-disclosure-taxonomy/staff-request-for-feedback-ifrs-sustainability-disclosure-taxonomy.pdf>

Comments may be submitted through any of the following modes, which can reach us latest by August 20, 2022:

Email: Comments can be sent to: [xbri@icai.in](mailto:xbri@icai.in)

Postal Address:  
CA. S.N. Gupta, Joint Director, Technical Directorate  
The Institute of Chartered Accountants of India,  
ICAI Bhawan, Post Box No. 7100, Indraprastha Marg, New Delhi 110 002

**ICITSS Courses by SIRC of ICAI (Physical Mode).**

Commencing from 1.08.2022 to 19.08.2022

**Information Technology Training (ICITSS- IT)**

BATCH NO	TIMINGS
CHN-ICITSS-IT-08-22-188	07.30 A.M TO 01.30 P.M
CHN-ICITSS-IT-08-22-189	01:45 P. M TO 07:45 P.M.

**Orientation Course (ICITSS-OC)**

BATCH NO	TIMINGS
ICITSS-OC-CHE-204	07.00 A.M TO 01.30 P.M
ICITSS-OC-CHE-205	01.45 P.M TO 08.15 P.M
ICITSS-OC-CHE-206	07.00 A.M TO 01.30 P.M
ICITSS-OC-CHE-207	01.45 P.M TO 08.15 P.M

The enrolment of students shall be done on First come First served basis.

Please register through the link:

[https://www.icaionlineregistration.org/Admin\\_Module/login.aspx](https://www.icaionlineregistration.org/Admin_Module/login.aspx)

**AICITSS Courses by SIRC of ICAI (Physical Mode).**

**Advanced (ICTISS) MCS Course**

Commencing from 3.08.2022 to 22.08.2022

BATCH NO	TIMINGS
ADVANCED - ICITSS-MCS-205	07.00 A.M TO 01.30 P.M
ADVANCED - ICITSS-MCS-206	01.45 P.M TO 08.15 P.M
ADVANCED - ICITSS-MCS-207	07.00 A.M TO 01.30 P.M
ADVANCED - ICITSS-MCS-208	01.45 P.M TO 08.15 P.M

**Advanced Information Technology Training (AICITSS- AIT)**

Commencing from 1.08.2022 to 19.08.2022

BATCH NO	TIMINGS
CHN-AICITSS-AIT-08-22-170	07.30 A.M TO 01.30 P.M
CHN-AICITSS-AIT-08-22-171	01.45 P.M TO 07.45 P.M

The enrolment of students shall be done on First come First served basis.

Please register through the link:

[https://www.icaionlineregistration.org/Admin\\_Module/login.aspx](https://www.icaionlineregistration.org/Admin_Module/login.aspx)



## GLIMPSES OF PRESIDENT'S VISIT TO CHENNAI OFFICE OF ICAI

### Meet with ICAI President 15<sup>th</sup> July 2022



Group Photograph of RCMs and CCM receiving our ICAI President at Chennai Airport.

### Honouring ICAI President



ICAI President was honoured by the Galaxy of RCMs and CCMs.

### Garlanding the First President of ICAI



Paying tribute to the First President of ICAI CA. G.P. Kapadia by our ICAI President, Chairman SIRC CA. China Masthan Talakayala and CCM CA. Rajendra Kumar P.

### ICAI President with Staffs of SIRC & SRO - Chennai



### Corporate Insolvency Resolution on 20<sup>th</sup> July 2022



Resource Person CA. Bheda Mehul, Mumbai seen along with CA. Revathi S Raghunathan, RCM, SIRC of ICAI

### Discussion on CFO Meet and Campus Placement Programme at Chennai on 22<sup>nd</sup> July 2022



Chairman in Industry & Business Meeting. CA. Ranjeet Kumar Agarwal being honoured by SIRC Treasurer CA. R. Sundararajan. CCM Cotha S. Srinivas and RCM CA. Revathi S. Raghunathan are also seen.

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One Day Workshop on Partnership firms  
Taxation on Reconstitution and Dissolution  
on 23<sup>rd</sup> July 2022

Speakers for One Day Workshop on Partnership  
firms Taxation on Reconstitution and Dissolution  
on 23<sup>rd</sup> July 2022



Inaugurated by CA. China Masthan Talakayala, SIRC Chairman along with CA. Naresh Chandra Gelli, SIRC Secretary, CA. Rekha Uma Shiva, RCM, SIRC, Dr.CA.E. Phalguna Kumar, Past Chairman, SIRC and CA. S.Ramasubramanian, Session speaker from Bengaluru are also seen.

(Dr.) CA. E. Phalguna  
Kumar. Tirupati

CA. Pradip Kapasi,  
Mumbai

CA.S.Ramasubramanian,  
Bangalore

Meet with the Officials of Tamilnadu State Council for Higher Education  
on 25<sup>th</sup> July 2022



Meet with the Officials of Tamilnadu State Council for Higher Education by SIRC of ICAI for holding Skill Development Programme for Arts and Science College Students

# GLIMPSES OF CA DAY

Padyatra (Walkathon) with the Theme  
“Excellence, Independence, Integrity”





Special Motivational Session for Students by  
CA. M. P. Vijay Kumar, Past Central Council Member, ICAI



ICAI Flag Hoisting



Garlanding the Statue of First President of ICAI  
– CA. G. P. Kapadia



Tree Plantation Drive





Blood Donation Camp



Distribution of Education kits to the under-privileged students of Thakkar Baba Vidyalaya, Chennai



GST Day Celebration – GST Journey so far – CA. Siva Prasad, Cuntur



CA Day - Games for Members, Spouse and Children





## Honoring Senior Members of our Profession



Senior members are Honoured by the Chief Guest CA. V. Murali, Past CCM along with RCM and CCM



**21ST WORLD CONGRESS OF ACCOUNTANTS**  
2022 18-21 NOVEMBER MUMBAI INDIA  
BUILDING TRUST ENABLING SUSTAINABILITY  
www.wcoa2022mumbai.org

Register now for the 21st World Congress of Accountants in Mumbai, India on November 18-21, 2022

### Who Should Attend?

- Regulators
- Standards Setters
- Economists
- Professional Accountants in Practice
- Professional Accountants in Business and Industry
- Global CEOs/CFOs/CXOs
- Academicians
- Consulting Practitioners
- Global Accounting Institutions
- Accounting Finance and Business Professionals
- Auditors and Finance Controllers
- Tax Managers and Consultants
- Business Leaders

### Why to Attend?

- Insights on global practice and future trends with emerging avenues for the profession
- Build your network with peers across the Globe
- Know how the accounting & finance professionals are changing the world for the better
- Grow your practice with valuable learnings from the stalwarts of the profession
- Economic insights to help you to plan better
- Informative and Practical sessions led by experts
- An exhibition of niche organizations showcasing their products and services to support and streamline your business and practice
- Learn from the trend setters on the challenges to face the uncertain tomorrow
- Attractive sight-seeing tour options in a land of vibrant cultural heritage, eye-catching architectural gems and interesting landscapes with 40 UNESCO World Heritage Sites.

### Registration Fees

Type of Delegates	Physical Participation			Virtual Participation		
	Fees till 15th August (INR)	GST 18% (INR)	Total (INR)	Fees from 16th August onwards (INR)	GST 18% (INR)	Total (INR)
ICAI Member	15,000 (USD 200 approx)	2,700 (USD 36 approx)	17,700 (USD 240 approx)	18,000 (USD 240 approx)	3,240 (USD 43 approx)	21,240 (USD 283 approx)
Non ICAI Member from Host country	18,000 (USD 240 approx)	3,240 (USD 43 approx)	21,240 (USD 283 approx)	22,000 (USD 294 approx)	3,960 (USD 53 approx)	25,960 (USD 346 approx)
ICAI Member	2,000 (USD 27 approx)	360 (USD 5 approx)	2,360 (USD 32 approx)	2,500 (USD 34 approx)	450 (USD 6 approx)	2,950 (USD 40 approx)
Non ICAI Member from Host country	2,500 (USD 34 approx)	450 (USD 6 approx)	2,950 (USD 40 approx)	3,000 (USD 40 approx)	540 (USD 8 approx)	3,540 (USD 48 approx)

REGISTER NOW. LIMITED PHYSICAL SEATS AND AVAIL EARLY BIRD DISCOUNT TILL 15th AUGUST 2022

BE THERE TO NETWORK EXCHANGE IDEAS INSPIRE THE INSPIRED TRANSFORM YOURSELF AND THE WORLD

### Sponsorship Opportunities at WCOA

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### OTHER SPONSORSHIP AVENUES

Education Associate	30 Lacs	Delegate Kit Associate	15 Lacs
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Technology Associate	30 Lacs	Lunch Associate	15 Lacs
Hospitality Associate	15 Lacs	High Tea Associate	15 Lacs

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THE INSTITUTE OF CHARTERED ACCOUNTANTS OF INDIA  
(Set up by an Act of Parliament)

In Partnership with:



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WCOA Brochure



Sponsorship Prospectus



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REGISTRATION  
worldcongress@icai.in



## Initiatives to Foster Research Culture



## Research & Innovation

### International Research Awards

ICAI International Research Awards aims to encourage and recognise research scholars across the globe and their contribution in fostering research studies leading to innovation and value creation in the field of Accounting, Auditing, Taxation, Finance and Economics.

### ICAI Research Project Scheme

The primary objective of this scheme is to undertake research in the field of accounting and other affiliated areas with a view to enhance the value of services rendered by the profession. It aims to fund research project to be undertaken by members having experience of more than 10 years either in practice or in employment or experienced research scholars of a recognised University.

### ICAI Doctoral Scholarship Scheme

ICAI Doctoral Scholarship Scheme aims to provide requisite support to eligible candidates with outstanding academic credentials, intellectual curiosity and needed discipline to make scholarly contribution. The candidates under the Scheme have to demonstrate their independent research ideas through publications in top class academic journals and make scholarly presentations of their work.

### ICAI Awards for Excellence in Financial Reporting

ICAI through Research Committee has been making sustained efforts since 1958 to promote high quality financial reporting through the annual awards competition 'ICAI Awards for Excellence in Financial Reporting' wherein the entities are being recognised for following sound financial practices amongst their peers.

**Research Committee**  
one of the oldest technical committees of ICAI  
set up in 1955

Research Committee has undertaken new research study on the "Understanding the thin line of difference between Professional Negligence & Criminal Act" considering the importance of CA profession in aligning the economic and financial system.

Research Committee has issued various publications & research studies for updating knowledge of the stakeholders and the finding of these reports have been used for training purposes. Some of the publications and research study are:

- Handbook on Potential for 'NEO Import Substituting Industrialisation in India'- ISI (COVID-19)
- Compendium on Disciplinary Case Studies
- How Indian Companies can play a pivotal role in supply chain to Australia?

## Initiatives for Capacity Building

## Attention Members and Students – Library Security Deposit at SIRC Library

SIRC of ICAI invites the attention of members and students to the revised rules in relation to security deposit amount for availing the facility of borrowing books on returnable basis within the prescribed period.

The security deposit amount for borrowing books from SIRC Library has been enhanced uniformly both for members and students effective from August 2012. The revised security library deposit is **Rs.1,000/-** (Rupees One Thousand only) for borrowing one book at a time from the SIRC library.

Members desirous of borrowing one more library card can remit a further sum of security deposit of Rs.1,000/-. Members may please note that only one book will be issued against one library card.

This security deposit shall be valid for three years and the same is to be renewed every three years. Members desirous of refund after three years have the option to seek refund of the amount and the same shall be made by Office of SIRC subject to clearance of due, if any.

Members may note that the refund under such circumstances shall be claimed within one year from the date of expiry of the library ticket, failing which the amount so deposited shall be forfeited without further reference and accounted with SIRC.

For further details please mail to [yamuna@icai.in](mailto:yamuna@icai.in) with specific query/ies.

### Refund of Overdue Library – Library Deposit of SIRC of ICAI

Members and Students who have earlier paid less than the revised amount of Rs.1,000/- can either pay the balance amount and renew their library cards or prefer claim of refund of deposit amount from SIRC. The last date for claiming refund or renewal with payment of additional amount is 31<sup>st</sup> October 2022. Request either for claim or renewal not received before **31<sup>st</sup> October 2022** will result in forfeiture of the amount already deposited and no further request for refund will be entertained.

SIRC of ICAI

## Extension of time period for Registration in Foundation Course for appearing in Foundation Examination to be held in December, 2022

In order to remove hardship caused to the students due to delay in declaration of Class 12th result, the Competent Authority has decided as under :-

- **Candidate may provisionally register in the Foundation Course on or before 14th August, 2022 and appear in December 2022 Foundation examination.**
- **Such Students are required to upload their Class XII examination mark sheets at Self Service Portal (SSP) of ICAI latest by 10th September 2022.**
- **The above relaxation in the requirement of Regulation 25F shall be a one-time measure only.**

Board of Studies (Academic)

Director

## EMPANELMENT OF ADVOCATES IN ICAI

Brief Background & General Information:

The Institute of Chartered Accountants of India (ICAI) is a statutory body established by an Act of Parliament, viz. The Chartered Accountants Act, 1949 for regulating the profession of Chartered Accountancy in the country. The Institute, functions under the overall administrative control of the Ministry of Corporate Affairs, Government of India. The ICAI is the second largest professional body of Chartered Accountants in the world, with a strong tradition of service to the Indian economy in public interest.

The affairs of the ICAI are managed by a Council in accordance with the provisions of the Chartered Accountants Act, 1949 and the Chartered Accountants Regulations, 1988. The Council constitutes of 40 members of whom 32 are elected by the Chartered Accountants and remaining 8 are nominated by the Central Government generally representing the Comptroller and Auditor General of India, Securities and Exchange Board of India, Ministry of Corporate Affairs, Ministry of Finance, and other stakeholders. Over a period of time the ICAI has achieved recognition as a premier accounting body not only in the country but also globally, for maintaining highest standards in technical, ethical areas and for sustaining stringent examination and education standards. Since 1949, the profession has grown leaps and bounds in terms of members and student base. The core functions of ICAI are as under: -

1. Regulate the profession of Accountancy
2. Education and Examination of Chartered Accountancy Course
3. Continuing Professional Education of Members
4. Conducting Post Qualification Courses
5. Formulation of Accounting Standards
6. Prescription of Standard Auditing Procedures
7. Laying down Ethical Standards
8. Monitoring Quality through Peer Review
9. Ensuring Standards of performance of Members
10. Exercise Disciplinary Jurisdiction
11. Financial Reporting Review
12. Input on Policy matters to Government

Presently, ICAI has One Hundred Sixty-Six Branches and Five Regional Councils across India besides Forty-Four Chapters abroad and 26 Representative offices across world. The Council of ICAI functions through various standing and non-standing committees. One such non-standing committee is the Legal Directorate of the Institute.

Empanelment of Advocates: Legal Directorate of the Institute proposes to empanel Advocates/Advocates-on-Record for a period of four years representing ICAI before the Hon'ble Supreme Court/ all High Courts and other Courts of Mumbai, Chennai, Kolkata, Delhi, Kanpur and in various Tribunals/Appellate Authority across India and in other cities and for other advisory services and to empanel Retainer Advocate(s) at New Delhi. Applications are invited from the eligible and experienced Advocates having experience of more than 5 years of practice in various Courts in Constitutional Law, Corporate law, Civil Law, Criminal Law, Labour Laws, Service Laws, Property Laws or Disciplinary Matters. Application Form is available at the link <https://bit.ly/3IRiaPy> on the website of the Institute. Applicants may submit their applications online by using Google Form (which after successful submission will be available in the email box of the applicant from where he may take the final filled in printout) on or before 16th August 2022 followed by sending the duly signed Printout & declarations of the same attaching therewith self-attested copies of all relevant documents so as to reach us latest by 22nd August 2022 to the following address: -

The Chief Legal Advisor,

Legal Directorate, 4th Floor,

The Institute of Chartered Accountants of India,

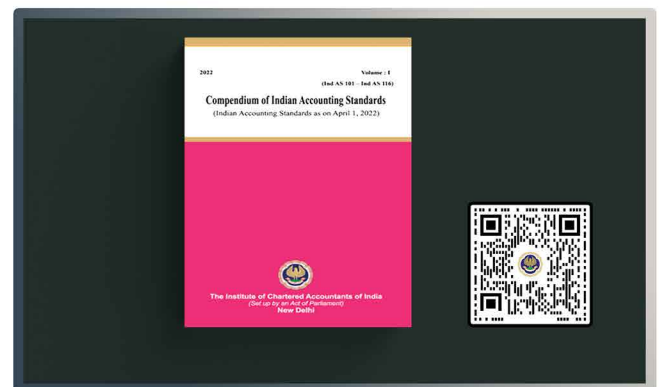
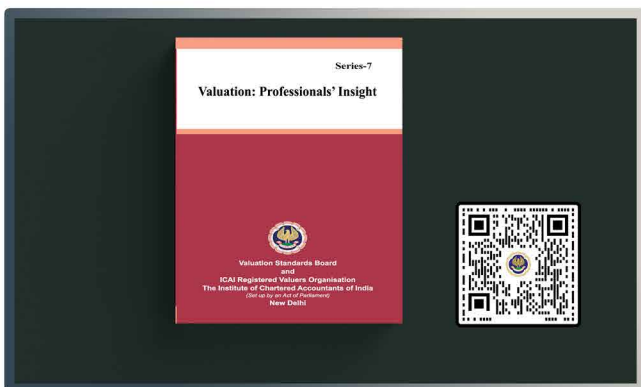
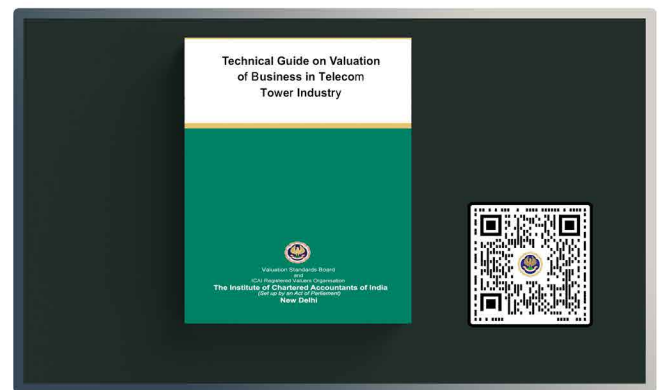
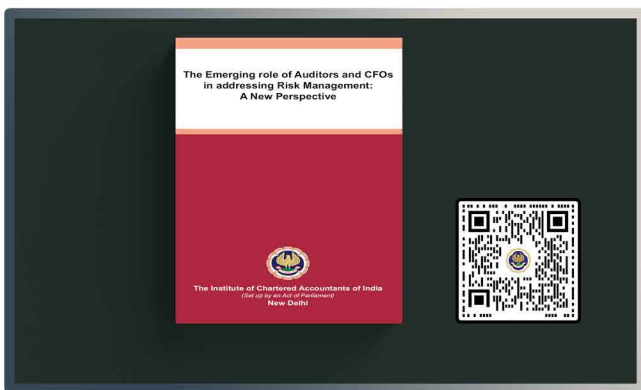
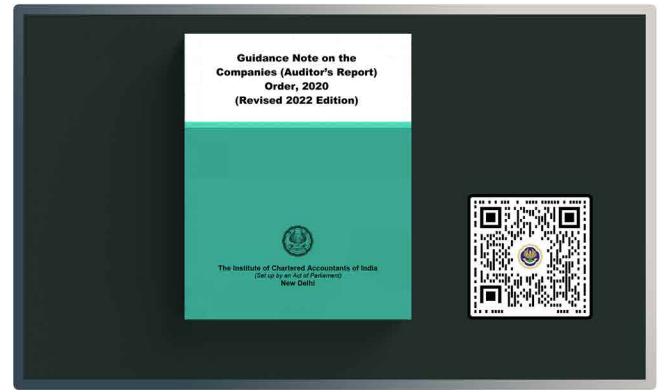
ICAI Bhawan, P.B No-7100

I. P. Marg, New Delhi-110002

Secretary



# NEW PUBLICATIONS





# UPDATES

## Corporate Law

Contributed by CA. M. Asir Raja Selvan, Chennai

The following are the important updates in Companies Act, 2013 from 25th June 2022 to 24th July 2022

### I. Companies ( Incorporation ) Second Amendment Rules, 2022

**G.S.R. 363(E)** - In exercise of the powers conferred under section 3, section 4, sub-sections (5) and (6) of section 5, section 6, sub-section (1) and (2) of section 7, sub-sections (1) and (2) of section 8, sub-sections (2), (3), (4) and (5) of section 12, sub-sections (3), (4) and proviso to sub-section (5) of section 13, sub-section (2) of section 14, sub-section (1) of section 17, sub sections (1) and (2) of section 20 read with sub-sections (1) and (2) of section 469 of the Companies Act, 2013 (18 of 2013), the Central Government hereby makes the following rules further to amend the Companies (Incorporation) Rules, 2014, namely:-

(1) These rules may be called the Companies (Incorporation) Second Amendment Rules, 2022.

(2) They shall come into force with effect from **1st June, 2022**.

#### **Key Changes are**

In form INC 9, additional requirement has been included as below

I am required to obtain the Government approval under the Foreign Exchange Management (Non-debt Instruments) Rules, 2019 prior to subscription of shares and the same has been obtained, and is enclosed herewith.

or

I am not required to obtain the Government approval under the Foreign Exchange Management (Non-debt Instruments) Rules, 2019 prior to subscription of shares.

### II. Companies (Removal of Names of Companies from the Register of Companies) Amendment Rules, 2022

**G.S.R. 436(E)** - In exercise of the powers conferred by sub-sections (1), (2) and (4) of section 248 read with section 469 of the Companies Act, 2013 (18 of 2013), the Central Government hereby makes the following rules further to amend the Companies (Removal of Names of Companies from the Register of Companies) Rules, 2016 , namely:-

(1) These rules may be called the Companies (Removal of Names of Companies from the Register of Companies) Amendment Rules, 2022.

(2) They shall come into force on the date of their publication in the Official Gazette.

**Key Changes in the Companies (Removal of Names of Companies from the Register of Companies) Rules, 2016, -**

#### **In Rule 4, after sub rule (3), the following proviso shall be inserted**

“4(a) Where the Registrar, on examining the application made in Form STK - 2, finds that it is necessary to call for further information or finds such application or any document annexed therewith is defective or incomplete in any respect, he shall inform to the applicant to remove the defects and re-submit the complete Form within 15 DAYS from the date of such information, failing which the Registrar shall treat the Form as invalid in the electronic record, and shall inform the applicant, accordingly.”

(b) After the re-submission of the Form or document, if the Registrar finds that the Form or document is defective or incomplete in any respect, he shall give further time of 15 DAYS to remove such defects or complete the Form, failing which the Registrar shall treat the Form as invalid in the electronic record and shall inform the applicant accordingly.

( c ) Any re-submission of the application in Form STK - 2 made prior to the commencement of the Companies ( Removal of Names of Companies from the Register of Companies ) Amendment Rules, 2022 shall not be counted for the purposes of reckoning the maximum number of re-submissions of such Form.”

Form No. STK 1, Form No. STK - 5 and Form No. STK-5A have also been updated.

**CA. M. ASIR RAJA SELVAN**  
asir@arsindia.com  
9500003636



### I. International Trade Settlement in Indian Rupees (INR)

RBI vide A.P. (DIR Series) Circular No.10 dated July 11, 2022, in a big shift and in order to promote growth of global trade with emphasis on exports from India and to support the increasing interest of global trading community in INR, it has been decided to put in place an additional arrangement for invoicing, payment, and settlement of exports / imports in INR. Before putting in place this mechanism, AD banks shall require prior approval from the Foreign Exchange Department of Reserve Bank of India, Central Office at Mumbai.

In terms of Foreign Exchange Management (Deposit) Regulations, 2016, AD banks in India have been permitted to open Rupee Vostro Accounts. Accordingly, for settlement of trade transactions with any country, AD bank in India may open Special Rupee Vostro Accounts of correspondent bank/s of the partner trading country.

In order to allow settlement of international trade transactions through this arrangement, it has been decided that Indian importers/ exporters undertaking imports/exports through this mechanism shall make/receive payment in INR which shall be credited/debited into the Special Vostro account of the correspondent bank of the partner country, against the invoices for the supply of goods or services from/to the overseas seller/buyer.

The broad framework for cross border trade transactions in INR under Foreign Exchange Management Act, 1999 (FEMA) is as delineated below:

- a. Invoicing: All exports and imports under this arrangement may be denominated and invoiced in Rupee (INR).
- b. Exchange Rate: Exchange rate between the currencies of the two trading partner countries may be market determined.
- c. Settlement: The settlement of trade transactions under this arrangement shall take place in INR in accordance with the procedure laid down in this circular.

**Documentation:** The export/import undertaken and settled in this manner shall be subject to usual documentation and reporting requirements. Letter of Credit (LC) and other trade related documentation may be decided mutually between banks of the partner trading countries.

**Advance against exports:** Indian exporters may receive advance payment against exports from overseas importers in Indian rupees through the above Rupee Payment Mechanism. Before allowing any such receipt of advance payment against exports, Indian Banks shall ensure that available funds in these accounts are first used towards payment obligations arising out of already executed export orders / export payments in the pipeline.

**Setting-off of export receivables:** 'Set-off' of export receivables against import payables in respect of the same overseas buyer and supplier with facility to make/receive payment of the balance of export receivables/import payables, if any, through the Rupee Payment Mechanism may be allowed, subject to the conditions mentioned for Set-off of export receivables against import payables in terms of the extant Master Direction on Export of Goods and Services 2016.

**Bank Guarantee:** Issue of Bank Guarantee for trade transactions, undertaken through this arrangement, is permitted subject to adherence to provisions of FEM (Guarantees) Regulations, 2000 and Master Direction on Guarantees & Co-acceptances.

**Use of Surplus Balance:** The Rupee surplus balance held may be used for permissible capital and current account transactions in accordance with mutual agreement. The balance in Special Vostro

Accounts can be used for:

- a. Payments for projects and investments.
- b. Export/Import advance flow management
- c. Investment in Government Treasury Bills, Government securities, etc. in terms of extant guidelines and prescribed limits, subject to FEMA and similar statutory provision.

**Reporting Requirements:** Reporting of cross- border transactions need to be done in terms of the extant guidelines under FEMA, 1999.

**Approval Process:** The bank of a partner country may approach an AD bank in India for opening of Special INR Vostro account. The AD bank will seek approval from the Reserve Bank with details of the arrangement. AD bank maintaining the special Vostro Account shall ensure that the correspondent bank is not from a country or jurisdiction in the updated Financial Action Task Force (FATF) Public Statement on High Risk & Non Co-operative Jurisdictions on which FATF has called for counter measures.



### III. Amendment to Foreign Contribution (Regulation) Rules, 2011:

Ministry of Home Affairs vide GSR 506(E) dated July 1, 2022 amends Foreign Contribution (Regulation) Rules, 2011 made amendments to the following rules:

1. Any person receiving foreign contribution in excess of ten lakh (10) rupees or equivalent thereto in a financial year from any of his relatives shall inform the Central Government in Form FC-1 within ninety (90) days from the date of receipt of such contribution.

2. Any person seeking registration or prior permission may open one or more accounts in one or more banks for the purpose of utilizing the foreign contribution after it has been received and in all such cases, intimation on plain paper shall be furnished to the Secretary, Ministry of Home Affairs, New Delhi within forty five (45) days of the opening of any account.

3. A person who has been granted registration or prior permission under FCRA shall intimate in electronic form within forty five (45) days of any change in the

- name of the association or
- its addresses within the State for which registration/prior permission has been granted under the act
- its nature, aims and objectives and registration with local authorities
- bank and/or branch of the bank and/or designated foreign contribution account number
- key members of the association if at any point of time such change causes replacement of 50% or more of the original key members as reported in the application for grant of registration or prior permission or renewal under FCRA.

4. An application for revision of an order passed by the competent authority under section 32 of the Act shall be made to the Secretary, Ministry of Home Affairs, Government of India, New Delhi in such form and manner including in electronic form as may be specified by the Central Government and accompanied by applicable fee which shall be paid through the payment gateway specified by the Central Government.

The following rule has been omitted:

1. The requirement of disclosing receipt of foreign contribution in a quarter of a financial year on its official website or on the website as specified by the Central Government within fifteen (15) days following the last day of the quarter in which it has been received indicating the details of donors, amount received and date of receipt.

### IV. Update on Compounding Orders issued under FEMA Regulations:

#### a. Mr. Shanakara V N

Regulation	Regulation 10A(b)(i) read with Paragraph 10 of Schedule I to Notification No. FEMA 20/2000-RB dated May 03, 2000
Contravention	Failure to obtain permission of Reserve Bank for transfer of shares and retaining share subscription money received from persons resident outside India in a foreign currency account
Date of Order	30-06-2022
Compounding Fee	₹ 71

#### b. M/s. Acidaes Solutions Private Limited

Regulation	Regulation 8(2) of FEM (Transfer or Issue of Security by a Person Resident Outside India) Regulations, 2000 vide Notification No. FEMA 20/2000-RB dated May 03, 2000
Contravention	Failure to furnish the report to the Reserve Bank within 30 days from the date of issue of shares under Employees Stock Options Scheme to persons resident outside India
Date of Order	19-05-2022
Compounding Fee	₹ 9

#### c. M/s. Avendus Absolute Return Fund

Regulation	Regulation 15(7) read with Regulations 14(1)(g), 14(1)(i), and 14(1)(j) of FEM (Transfer or Issue of Security by a Person Resident Outside India) Regulations, 2017 notified vide Notification no. FEMA 20(R)/2017-RB dated November 07, 2017
Contravention	Engaged in prohibited business activities for investment by a person resident outside India by way of Downstream Investment
Date of Order	17-01-2022
Compounding Fee	₹ 11,90,156



# GOODS AND SERVICES TAX

Contributed by CA. G.Saravana Kumar, Madurai.

## GST Circular Updates

1. Clarifications on reporting of correct details in Form GSTR – 3B - Circular No.170/02/2022-GST - dated 06th July, 2022

i. The registered persons are advised to report correct details of inter-state supplies made to unregistered person, composition taxable persons and UIN holders. The information sought in Table 3.2 of FORM GSTR-3B is required to be furnished, place of supply-wise, even though the details of said supplies are already part of the supplies declared in Table 3.1 of the said FORM. For assisting the registered persons, Table 3.2 of FORM GSTR-3B is being auto-populated on the portal based on the details furnished by them in their FORM GSTR-1.

ii. Correct reporting of ITC details in Table 4

a. All non-claimable ITC reversals such as Rule 38 reversals by banking companies or financial institutions, Rule 42 and 43 reversals and ineligible credit reversals under section 17(5) shall be reported under Table 4(B)(1). These ITCs would have been auto-populated in different fields of Table 4(A).

b. All reclaimable ITC reversals such as Rule 37 reversals for non-payment of consideration to suppliers within 180 days, credit auto-populated in 2B but goods received in subsequent tax periods shall be reported under Table 4(B)(2). These reversals can be reclaimed as ITC subject to fulfilment of necessary conditions. At the time of reclaim these shall be shown under Table 4(D)(1).

c. Table 4(B)(2) may also be used by the registered persons for reversal of any ITC availed in Table 4(A) in previous tax periods because of some inadvertent mistakes.

d. As the details of ineligible ITC under section 17(5) are being provided in Table 4(B), no further details of such ineligible ITC will be required to be provided in Table 4(D)(1).

e. ITC not available, on account of limitation of time period as delineated in subsection (4) of section 16 of the CGST Act or where the recipient of an intra-State supply is located in a different State / UT than that of place of supply, may be reported by the registered person in Table 4(D)(2). Such details are available in Table 4 of FORM GSTR-2B.

2. Clarifications on issues relating to applicability of demand and penalty provisions in respect of fake invoicing - Circular No. 171/03/2022-GST - dated 06th July, 2022:

This circular clarifies applicability of demand and penalty provisions where the registered persons are found to be involved in issuing tax invoice, without actual supply of goods or services (fake invoices) in order to enable the recipients of such invoices to avail and utilize ITC fraudulently.

i. Issuance of tax invoice (by A to B) without actual supply of goods or services - Whether amount to supply? Since there is only been an issuance of tax invoice by the registered person 'A' to registered person 'B' without the underlying supply of goods or services or both, therefore, such an activity does not satisfy the criteria of "supply", as defined under section 7 of the CGST Act. Hence the demand and recovery of tax from 'A' does not arise. The registered person 'A' shall, however, be liable for penal action under section 122 (1)(ii) of the CGST Act for issuing tax invoices without actual supply of goods or services or both.

ii. Issuance of tax invoice (by A to B) without actual supply of goods or services. Receiver (B) takes ITC and further issues tax invoice along with supply of goods - Applicability of Penal provisions: Here the registered person B has availed ITC without receipt of goods or services in contravention of section 16(2)(b), he shall be liable for demand and recovery of the said ITC along with interest under section 50 and penal provisions under section 74. As per section 75(13), since penal provisions are applicable under section 74 no other penalty can be imposed under any other sections for the same act including under section 122.

iii. Issuance of tax invoice (by A to B) without actual supply of goods or services. Receiver (B) takes ITC and passes on the said ITC to another registered person (C) without actual supply of goods or services - Applicability of penal provisions: In this case, B has not actually supplied any goods or services to C. Hence, demand and recovery of tax will not arise under section 73 or 74. The ITC availed by B on the basis of tax invoice issued by A without actual receipt of goods or services is eligible in terms of section 16(2)(b). Therefore, in these specific cases, no demand and recovery of either input tax credit wrongly/fraudulently availed by 'B' in such case or tax liability in respect of the said outward transaction by 'B' to 'C' is required to be made from 'B' under the provisions of section 73 or section 74 of CGST Act. However, in such cases, 'B' shall be liable for penal action both under section 122(1)(ii) and section 122(1)(vii) of the CGST Act, for issuing invoices without any actual supply of goods and/or services as also for taking/utilizing input tax credit without actual receipt of goods and/or services.



3. Clarifications on various issues under GST - Circular No. 172/04/2022-GST dated 06th July, 2022: Following issues were clarified through the above circular i. Refund claimed by the recipients of supplies regarded as deemed exports:

a. The refund in respect of deemed export supplies is the refund of tax paid on such supplies. While applying for refund by the recipients, portal required the applicant to debit the amount from electronic credit ledger. Considering this difficulty, the tax paid on such supplies, has been made available as ITC to recipients vide Circular No. 147/03/2021-GST dated 12.03.2021 only for enabling them to claim such refund from the portal. Since the amount is not ITC in terms of provisions of chapter V of the Act, ITC so availed would not be subjected to the provisions of section 17 of the CGST Act.

b. As clarified in above point, the ITC of tax paid on deemed export supplies is not ITC in terms of the provisions of Chapter V of CGST Act. Therefore such ITC availed by the recipients of deemed export is not to be included in "Net ITC" for computation of refund of unutilized ITC on account of zero rated supplies under rule 89(4) or on account of inverted rated structure under rule 89(5) of the CGST Rules.

ii. Clarifications on various issues on blocked credits under section 17(5)

a. Section 17(5)(b) lists various credits as blocked credits. At the end of 17(5)(b), a proviso has been added vide CGST Amendment Act 2018. Confusion existed as to whether the proviso is applicable for sub-clause (iii) of clause (b) alone or for the entire clause (b). Now it is clarified that said proviso is applicable for entire clause (b). Therefore, the credits listed in section 17(5)(b) would be available for the recipient, where it is obligatory for him to provide the same to his employees under any law for the time being in force.

b. It is clarified that "leasing" referred in sub-clause (i) of clause (b) of sub-section (5) of section 17 refers to leasing of motor vehicles, vessels and aircrafts only and not to leasing of any other items. Accordingly, availment of ITC is not barred under sub-clause (i) of clause (b) of sub-section (5) of section 17 of the CGST Act in case of leasing, other than leasing of motor vehicles, vessels and aircrafts.

iii. Perquisites provided by employer to the employees as per contractual agreement:

Any perquisites provided by the employer to its employees in terms of contractual agreement entered into between the employer and the employee are in lieu of the services provided by employee to the employer in relation to his employment. It follows therefrom that perquisites provided by the employer to the employee in terms of contractual agreement entered into between the employer and the employee, will not be subjected to GST when the same are provided in terms of the contract between the employer and employee.

iv. Utilization of the amounts available in the electronic credit ledger and the electronic cash ledger for payment of tax and other liabilities:

a. It is clarified that any payment towards output tax, whether self-assessed in the return or payable as a consequence of any proceeding instituted under the provisions of GST Laws, can be made by utilization of the amount available in the electronic credit ledger of a registered person. However, as per section 2(82), output tax does not include tax payable under reverse charge mechanism and hence electronic credit ledger cannot be used for making payment under reverse charge mechanism.

b. As per section 49(4) electronic credit ledger can be used for making payment of output tax. It cannot be used for making payment of any interest, penalty, fees or any other amount payable under the said acts. Similarly, electronic credit ledger cannot be used for payment of erroneous refund sanctioned to the taxpayer, where such refund was sanctioned in cash.

c. As per sub-section (3) of section 49 of the CGST Act, the amount available in the electronic cash ledger may be used for making any payment towards tax, interest, penalty, fees or any other amount payable under the provisions of the GST Laws.

## INCOME TAX

Contributed by CA. Subramani V K, Erode.

1. For computation of ALP, tolerance limit under proviso to section 92C(2) notified : The Central Government in exercise of the powers conferred by the third proviso to section 92C(2) vide Notification S.O.2928 (E) dated 28th June, 2022 notified that where the variation between the arm's length price determined under section 92C and the price at which the international transaction or specified domestic transaction has actually been undertaken does not exceed 1% of the latter in respect of wholesale trading and 3% of the latter in all other cases, the price at which the international transaction or specified domestic transaction has actually been undertaken shall be deemed to be the arm's length price for the assessment year 2022-2023. Explanation: For the purposes of this notification, "wholesale trading" means an international transaction or specified domestic transaction of trading in goods, which fulfils the following conditions, namely-

(i) purchase cost of finished goods is 80% or more of the total cost pertaining to such trading activities; and

(ii) average monthly closing inventory of such goods is 10% or less of sales pertaining to such trading activities.



2. Notification for Exchange to submit quarterly statement in relation to transfer of Virtual Digital Asset: The CBDT in exercise of the powers conferred by section 295 read with section 194S vide Notification G.S.R.505(E) dated 1st July, 2022 inserted proviso to sub-rule (1) of rule 31A which reads as under: "Provided that where the Exchange has, in accordance with the guidelines issued under section 194S(6), agreed to pay tax in relation to a transaction of transfer of a virtual digital asset, owned by it as an alternative to tax required to be deducted by the buyer of such asset under section 194S, the Exchange shall deliver or cause to be delivered, a quarterly statement of such transactions in Form No. 26QF to the Principal Director General of Income-tax (Systems) or Director General of Income-tax (Systems) or the person authorized by the Principal Director General of Income-tax (Systems) or the Director General of Income-tax (Systems)". Explanation: For the purposes of this sub-rule, "Exchange" means a person that operates an application or platform for transfer of virtual digital assets, which matches buy and sell trades and execute the same on their application or platform; "virtual digital asset" shall have same the meaning as assigned to it in clause (47A) of section 2. Also, in the same Notification sub-rule (4E) to rule 31A is inserted which reads as under: The 'Exchange' referred to in sub-rule (1) shall, at the time of preparing the quarterly statement in Form No. 26QF, furnish particulars of amount paid or credited on which tax was not deducted in accordance with guidelines issued under section 194S (6)." The 'Exchange' has to furnish Form No.26QF on quarterly basis.

3. Notification issued for exclusion of certain Virtual Digital Assets: The Central Government in exercise of the powers conferred by proviso to clause (47A) of section 2 of the Income-tax Act notified vide Notification S.O.2958(E) dated 30th June, 2022 that the following virtual digital assets shall be excluded from the definition of virtual digital asset:

- (i) Gift card or vouchers, being a record that may be used to obtain goods or services or a discount on goods or services;
- (ii) Mileage points, reward points or loyalty card, being a record given without direct monetary consideration under an award, reward, benefit, loyalty, incentive, rebate or promotional program that may be used or redeemed only to obtain goods or services or a discount on goods or services;
- (iii) Subscription to websites or platforms or application.

This notification shall come into force from the date of publication in the Official Gazette.

4. Notification for excluding non-fungible tokens from the definition of VDA: The Central Government in exercise of the powers conferred by clause (a) of Explanation to clause (47A) of section 2 of the Income-tax Act, 1961 vide Notification No. S.O.2959(E) dated 30th June, 2022 has specified that a token which qualifies to be a virtual digital asset as non-fungible token within the meaning of sub-clause (a) of clause (47A) of section 2 of the Act but shall not include a non-fungible token whose transfer results in transfer of ownership of underlying tangible asset and the transfer of ownership of such underlying tangible asset is legally enforceable. This notification shall come into force from the date of publication in the Official Gazette.

5. Standardizing process of filing application for approval/ renewal of electoral trust: The CBDT vide Circular F.No.173/62/2022 dated 11th July, 2022 has given the standardizing process of filing application for approval / renewal of electoral trust. Under clause (22AAA) of Section 2 of the Income-tax Act, 1961 Central Board of Direct Taxes is empowered to approve an 'Electoral Trust' for the benefit of provisions of Section 13B of the Income-tax Act, 1961. As per clause 5(1)(a) of the Electoral Trust Scheme, 2013, an application for approval under Section 2 (22AAA) of the Act is to be made (in duplicate) in Form A. In order to avoid procedural delay in processing these applications, the applicants are advised to file along with the application in Form A, on or before the prescribed date, the duly filled in and signed check-list accompanied with documents required therein, before the Commissioner of Income Tax/Director of Income Tax under whose jurisdiction their cases fall. The applicant shall also enclose a copy the said check-list while sending the copy of their application to Member (IT&R), CBDT in terms of clause 5(1)(b) of Electoral Trust Scheme, 2013. The CBDT has also issued a new format of the checklist in supersession of the order issued in F.No. 173/158/2013-ITA dated 10th December, 2013.

6. Forms, Returns, Statements to be furnished electronically under sub-rule(1) and sub-rule (2) of Rule 131 of the Income tax Rules, 1962: Vide Notification No.3/2022 dated 16th July, 2022 the CBDT in exercise of the powers conferred under sub-rule (1) and sub-rule (2) of Rule 131 specified that the following Forms, returns, statements, reports, orders, by whatever name called, shall be furnished electronically and shall be verified in the manner prescribed under sub-rule (1) of Rule 131:

S. No.	Form	Description
1	3CEF	Annual Compliance Report on Advance Pricing Agreement
2	10F	Information to be provided under sub-section (5) of section 90 or sub-section (5) of section 90A of the Income-tax Act, 1961
3	10IA	Certificate of the medical authority for certifying 'person with disability', 'severe disability', 'autism', 'cerebral palsy' and 'multiple disability' for purposes of section 80DD and section 80U
4	3BB	Monthly statement to be furnished by a Stock Exchange in respect of transactions in which client codes have been modified after registering in the system for the month of --
5	3BC	Monthly statement to be furnished by a Recognized Association in respect of transactions in which client codes have been modified after registering in the



		system for the month of --
6	10BC	Audit report under in the case of an electoral trust
7	10FC	Authorization for claiming deduction in respect of any payment made to any financial institution located in a Notified jurisdictional area
8	28A	Intimation to the Assessing Officer under section 210(5) regarding the Notice of demand under section 156 of the Income-tax Act, 1961 for payment of advance tax under section 210(3)/210(4) of the Act
9	27C	Declaration under sub-section (1A) of section 206C of the Income-tax Act, 1961 to be made by a buyer for obtaining goods without collection of tax
10	58D	Report to be submitted by a public sector company, local authority or an approved association or institution under clause (ii) of sub-section (5) of section 35AC of the Income-tax Act, 1961 to the National Committee on a notified eligible project or scheme.
11	58C	Report to be submitted under clause (ii) of sub-section (4) of section 35AC of the Income-tax Act, 1961 to the National committee by an approved association or institution
12	68	Form of application U/s 270AA(2) of the Income-tax Act, 1961

This notification shall come into effect immediately.

**7. Condonation of delay in filing of Form No. 10BB for assessment year 2018-19 and subsequent years:** The CBDT vide Circular No.15 dated 19th July, 2022 has extended the time period for condonation of delay in filing Form No.10BB. The CBDT by Circular No.19/2020, dated 3rd November, 2020 issued by F. No. 197/135/2020-ITA-I has directed that:

(i) In all the cases of applications for condonation of delay in filing of Form No. 10BB for years prior to AY. 2018-19, the Commissioners of Income-tax are authorized to admit applications for condonation of delay u/s 119(2)(b) of the Act. The Commissioner while entertaining such applications regarding filing Form No. 10BB shall satisfy themselves that the applicant was prevented by reasonable cause from filing such Form within the stipulated time.

(ii) where there is delay of up to 365 days in filing Form No. 10BB for Assessment Year 2018-19 or for any subsequent Assessment Years, the Commissioners of Income-tax are authorized to admit such applications of condonation of delay under section 119(2) of the Act and decide on merits.

Further to the powers delegated to the field authorities as discussed above, the CBDT hereby directs that where there is delay of beyond 365 days up to 3 years in Filing Form No. 10BB for Assessment Year 2018-19 or for any subsequent Assessment Years, the Pr. Chief Commissioners of Income-tax / Chief Commissioners of Income-tax are authorized to admit such applications of condonation of delay under section 119(2) of the Act and decide on merits.

The Pr. Chief Commissioner / Chief Commissioner or Commissioners of Income-tax, as the case may be, while entertaining such applications for condonation of delay in filing Form No. 10BB, shall satisfy themselves that the applicant was prevented by reasonable cause from filing such Form within the stipulated time. Further, the Pr. Chief Commissioner / Chief Commissioner of Income-tax, as the case may be, shall preferably dispose the application within 3 months of receipt of the application

**8. Condonation of delay in filing Form No.10B for assessment year 2018-19 and subsequent years:** In exercise of the powers conferred under section 119(2) of the Income-tax Act, 1961 CBDT by Circular No.2/2020 dated 3rd January, 2020 authorized the Commissioners of Income-tax to admit applications of condonation of delay in filing Form No. 10B for AY 2018-19 or for any subsequent Assessment Years where there is delay of up to 365 days and decide on merits. Further to the powers delegated to Commissioners of Income-tax as discussed above, the CBDT vide Circular No.16/2022 dated 19th July,2022 has directed that where there is delay of beyond 365 days up to 3 years in filing Form No. 10B for Assessment Year 2018-19 or for any subsequent Assessment Years, the Pr. Chief Commissioners of Income-tax / Chief Commissioners of Income tax are authorized to admit such applications of condonation of delay under section 119(2) of the Act and decide on merits. The Pr. Chief Commissioner / Chief Commissioner or Commissioners of Income-tax, as the case may be, while entertaining such applications for condonation of delay in filing Form No. 10B, shall satisfy themselves that the applicant was prevented by reasonable cause from filing such Form within the stipulated time. Further the Pr. Chief Commissioner / Chief Commissioner of Income tax, as the case may be, shall preferably dispose the application within 3 months of receipt of the application.

**9. Condonation of delay in filing Form No.9A and Form No 10 for assessment year 2018-19 and subsequent years:** In exercise of the powers conferred under section 119(2) of the Income-tax Act the CBDT by Circular No.3/2020 dated 3rd January, 2020 authorized the Commissioners of Income-tax to admit applications of condonation of delay in filing Form No. 9A and Form No. 10 for AY 2018-19 or for any subsequent Assessment Years where there is delay of up to 365 days and decide on merits. Further to the powers delegated to Commissioners of Income-tax as discussed above, the CBDT vide Circular No.17/2022 dated 19th July, 2022 directed that where there is delay of beyond 365 days up to three years in filing Form No. 9A and Form No. 10 for Assessment Year 2018-19 or for any subsequent Assessment Years, the Pr. Chief Commissioners of Income-tax / Chief Commissioners of Income-tax are authorized to admit such applications of condonation of delay under section 119(2) of the Act and decide on merits. The Pr. Chief Commissioner / Chief Commissioner of Income-tax, as the case may be, while entertaining such applications for condonation of delay in filing Form No. 9A and Form No. 10, shall satisfy themselves that the applicant was prevented by reasonable cause from filing such Form within the stipulated time. In respect of Form No. 10, the Pr.Chief Commissioner / Chief Commissioner of Income-tax, as the case may be, shall also satisfy themselves that the amount accumulated or set apart has been invested or deposited in any one or more of the forms or modes specified in sub-section (5) of section 11 of the Act. Further, the Pr. Chief Commissioner / Chief Commissioner of Income-tax, as the case may be, shall preferably dispose the application within three months of receipt of the application



# INFORMATION TECHNOLOGY

Contributed by CA. S.Deephika, Chennai

## 1. Elliptic Curve Cryptography

Elliptic Curve Cryptography (ECC) is a key-based technique for encrypting data. ECC focuses on pairs of public and private keys for decryption and encryption of web traffic. ECC is frequently discussed in the context of the Rivest-Shamir-Adleman (RSA) cryptographic algorithm. RSA achieves one-way encryption of things like emails, data, and software using prime factorization. ECC, an alternative technique to RSA, is a powerful cryptography approach. It generates security between key pairs for public key encryption by using the mathematics of elliptic curves.

RSA does something similar with prime numbers instead of elliptic curves, but ECC has gradually been growing in popularity recently due to its smaller key size and ability to maintain security. This trend will probably continue as the demand on devices to remain secure increases due to the size of keys growing, drawing on scarce mobile resources. This is why it is so important to understand elliptic curve cryptography in context.

In contrast to RSA, ECC bases its approach to public key cryptographic systems on how elliptic curves are structured algebraically over finite fields. Therefore, ECC creates keys that are more difficult, mathematically, to crack. For this reason, ECC is considered to be the next generation implementation of public key cryptography and more secure than RSA.

The difference in size to security yield between RSA and ECC encryption keys is notable, an elliptic curve cryptography key of 384 bit achieves the same level of security as an RSA of 7680 bit. There is no linear relationship between the sizes of ECC keys and RSA keys. That is, an RSA key size that is twice as big does not translate into an ECC key size that's doubled. This compelling difference shows that ECC key generation and signing are substantially quicker than for RSA, and also that ECC uses less memory than does RSA.

Also, unlike in RSA, where both are integers, in ECC the private and public keys are not equally exchangeable. Instead, in ECC the public key is a point on the curve, while the private key is still an integer.

## 2. India Proposes Ban on Crypto

India's central bank wants to ban cryptocurrencies, the government told the parliament on Monday, raising more uncertainty about the future of the nascent virtual digital asset in the world's second largest internet market.

Nirmala Sitharaman, the minister of finance in India, said Monday that the Reserve Bank of India has expressed concerns about the "destabilising effect of cryptocurrencies on the monetary and fiscal stability of a country" and has recommended "for framing of legislation on this sector," she said.

"RBI is of the view that cryptocurrencies should be prohibited," she added.

Formulating any legislation for regulation or banning of crypto will require "significant international collaboration,"

"Cryptocurrencies are by definition borderless and require international collaboration to prevent regulatory arbitrage. Therefore any legislation for regulation or for banning can be effective only after significant international collaboration on evaluation of the risks and benefits and evolution of common taxonomy and standards,"

The Financial Stability Board, a body of regulators, treasury officials and central bankers from the Group of 20 economies including India, said earlier this month that it would propose "robust" global rules for cryptocurrencies in October this year. The FSB said crypto assets were predominantly used for "speculative purposes" and didn't operate in a "regulation free space."

Sitharaman's response poses further challenge to the adoption of cryptocurrencies and platforms enabling innovation atop of it in the nation.

Coinbase halted trading service in India earlier this year because of "informal pressure" from the Reserve Bank of India, Brian Armstrong, the crypto exchange's chief executive said. Local exchanges and other crypto firms have additionally seen a sharp decline in trading volume in recent months, in part because of the local taxation law.

## 3. Google Chrome password checker

Making sure you have strong passwords has been common security advice for some time, but Google Chrome is now looking to go a step further with its latest update.

The browser is reportedly working on a new feature which will immediately show just how strong, or weak, your passwords are.



The tool is included within an upcoming build of ChromeOS, where it is given the self explanatory name "Password Strength Indicator".

"Enables password strength indicator when typing a password during a sign-up and password change flows," the description reads, suggesting that the tool will only apply for users creating new passwords, or when changing an existing one.

The feature is noted as being "approved ", meaning it will currently be in testing and development, with a wider public release expected sometime soon.

Besides storing existing passwords, the service also includes a password generator to help users create strong, unique and complex passwords for each of your online accounts. This tool is now also able to store notes with your passwords, allowing for extra reminders or context, as well as differentiating between a work and personal account.

Chrome for Android users are also being kept safe through Google's Duplex on the Web technology, which can automatically change any passwords it knows may have been compromised in a hack or data breach, displaying a pop-up alert notifying the user they may be at risk.

## KARNATAKA VAT - GST

Contributed by CA Annapurna Kabra, Bengaluru

Gist of Recent Updates under the GST law

With the celebration of completing five years of journey of the evolving GST law bursting with enormous amendments and radical changes, the author discusses the recent notified macro amendments including recommendations of 47th GST Council meetings.

☒ The registered person whose aggregate turnover in the financial year 2021-22 is up to two crore rupees is exempted from filing annual return for the said financial year.

☒ Extension for filing GST CMP-08 by 31st July 2022 for the first quarter of financial year 2022-2023.

☒ Where the registration has been suspended for non-filing of returns, then suspension shall automatically revoke upon filing all the pending returns.

☒ Prior to the amendment the value of duty credit scrips was forming part of the exempt supply for computing reversal of common credit under Rule 42 and Rule 43 of CGST Rules 2017. After the Amendment the value of duty credit scrips will be excluded for computing reversal of common credit under the GST law.

☒ The declaration is required to be given in the content of invoice especially in case of B2C Invoice or SEZ Invoice where provisions of E-Invoice is not applicable as "We hereby declare that though our aggregate turnover in any preceding financial year from 2017-18 onwards is more than the aggregate turnover notified under sub-rule (4) of rule 48, we are not required to prepare an invoice in terms of the provisions of the said sub-rule."

☒ Where the taxpayer deposits the erroneous refund along with Interest and Penalty through DRC-03 through electronic cash ledger, then the amount equivalent to erroneous refund shall be re-credited to the electronic credit ledger by the proper officer through GST PMT 03A within 30 days.

☒ The deposit of tax, interest, penalties can also be made through Unified payment Interface (UPI) from any bank, Immediate Payment Services (IMPS) from any Bank in addition to internet banking, credit card payments, RTGS, NEFT payments and over the counter payments.

☒ Where the supplies are declared in return after the due date of filing return then interest must be computed at 18%. In all other cases interest shall be computed on gross basis from the period when the tax is due till the date when such tax is paid at such rate as the rate of 18%. The interest is payable on the amount of input tax credit availed and utilised at the rate of 18% under the GST law.

☒ The registered person may transfer the tax, interest, penalty, fee, or any other amount available in electronic cash ledger to the electronic cash ledger of a distinct person in GST PMT- 09 and no such transfer shall be allowed if the said registered person has any unpaid liability in his electronic liability register. It is yet to be activated in GSTN Portal.

☒ If the registered person 'A' has issued the invoice to another registered person 'B' without supply of goods, then no demand and recovery can be made against 'A'. But he will be liable for penal action under section 122(1)(ii) of the Act.

☒ If the registered person 'A' has issued the invoice to another registered person 'B' without supply of goods and B has availed input tax credit, then demand and recovery can be made against 'B' under section 74 and section 50 of the Act for fraudulent utilisation of input tax credit.



- ☒ If the registered person 'A' has issued the invoice to another registered person 'B' without supply of goods and B has availed input tax credit by issuing invoice to C, then no demand/recovery is required to be made under section 73 or section 74 of CGST Act. But 'B' will be liable for penal action under section 122 (1)(ii) and section 122(1)(vii) of the Act.
- ☒ The person who has retained the benefit of transactions under section 122(1A) of the Act shall also be liable for penal action and confiscation under section 132 of the Act. The Input Tax Credit of tax paid on deemed export supplies, allowed to the recipients for claiming refund of such tax paid, is not Input tax credit as per the provisions of GST law.
- ☒ The Input tax credit so availed by the recipient of deemed export supplies would not be subjected to provisions of Section 17 of the CGST Act, 2017.
- ☒ Even such input tax credit should not be included in the Net Input Tax credit for computation of refund of unutilised input tax credit on account of zero rated supplies and inverted duty structure under the GST law.
- ☒ The term leasing referred in section 17(5)(b) refers to leasing of motor vehicles, vessels, and aircrafts only and not to leasing of any other items.
- ☒ The perquisites provided by employer to employee in terms of contractual agreement will not be subject to GST when the same are provided in terms of contract between the employer and employee.
- ☒ The electronic credit ledger can be used for making payment of output tax only under the CGST Act or the IGST Act. It cannot be used for making payment of any interest, penalty, fees, or any other amount payable under the said acts.
- ☒ The electronic credit ledger cannot be used for payment of erroneous refund sanctioned to the taxpayer, where such refund was sanctioned in cash.
- ☒ The amount available in the electronic cash ledger may be used for making any payment towards tax, interest, penalty, fees, or any other amount payable under the provisions of the GST Laws.
- ☒ The Input tax credit so availed by the recipient of deemed export supplies would not be subjected to provisions of Section 17 of the CGST Act, 2017.
- ☒ The term leasing referred in section 17(5)(b) refers to leasing of motor vehicles, vessels, and aircrafts only and not to leasing of any other items.
- ☒ The refund under the Inverted duty structure shall be allowed where the rate of tax on output supply is less than the rate of tax on input supply of same goods at the same point of time due to supply of goods by the supplier under concessional notification as notified under the GST law.
- ☒ The Revised formula is specified for claiming refund of unutilized ITC on account of Inverted rate structure. This amendment will lead to increase in refund.
- ☒ The Value of export goods for the purpose of Refund is Free on Board ('FOB') value declared in shipping bill or bill of export furnished under Customs law or value declared in tax invoice or bill of supply. This amendment effectively leads to reduction in export value of goods to the extent of freight and insurance and could lead to reduction in refund amount
- ☒ In case of Union of India Vs Filco Trade Private Limited (TS-369- SC-2022-GST), it is held that GSTN portal to be activated for transitional credit (Trans-1 and Trans-2) For Sept 2022 and October 2022 without technical glitch and such transitional credit to be reflected in Electronic Credit ledger. The Appropriate guidelines are waited for the implementation of filing unclaimed transitional credit by the taxpayer under the GST law.
- ☒ The Due date for passing order under Section 73 extended from February 4, 2023, to September 30, 2023. With this amendment, the revenue authorities will now be able to issue SCN relating to FY 2017-18 till June 30, 2023, in cases where no allegations of fraud / suppression are made. The period from March 1, 2020, to February 28, 2022, has been excluded for the purpose of computation of time limit for issuance of order relating to recovery of erroneous refunds. The revenue authorities get more time to review the refund orders. The period from March 1, 2020, to February 28, 2022, has been excluded for the purpose of computation of time limit for filing of refund application. The refunds filed during the said period and rejected as time barred, will now be considered as filed within the due date and hence eligible for refund.
- ☒ GST was applicable @ 5% on specified goods [except certain goods for which exemption was provided] when they were put up in a unit container and bearing a registered brand name or bearing brand name in respect of which an actionable claim or enforceable right in a court of law is available. , the concept of 'brand name' is replaced with the concept of 'pre-packaged and labelled' which is defined under the rate notification as under: 'pre-packaged commodity' as defined in clause (l) of section 2 of the Legal Metrology Act, 2009 (1 of 2010) where, the package in which the commodity is pre-packed or a label securely affixed thereto is required to bear the declarations under the provisions of the Legal Metrology Act, 2009 (1 of 2010) and the rules made thereunder. W.e.f 18.07.2022, GST@ 5% will be applicable on supply of "pre-packaged and labelled" goods. Supply of such specified goods having the following three attributes would attract GST. It is pre-packaged and it is required to bear the declarations under the provisions of the Legal Metrology Act, 2009 and the rules made thereunder. If food grains, pulses, food products etc. are sold in loose form, they will still be exempted.
- ☒ If the Clinical establishments charges Room Rent exceeding Rs 5,000 (except ICU, CCU and the likes) then it is liable to tax at 12%. The hotels are liable for GST at 12% even for charges below Rs. 1000/-. If the person enters into an agreement with the registered person for renting the residential dwelling, then the recipient is liable to GST under reverse charge at 18%.
- ☒ Goods Transport Agency is defined under GST law and the GTA has option to pay tax under Forward charge mechanism at 5% without credit or 12% with credit under the GST law. The GTA have the option to opt for reverse charge wherein the recipient is liable to pay GST at 5%. The Annexure V should be submitted by August 16th for Financial Year 2022-2023 in case GTA wish to opt for forward charge mechanism. The Invoice should carry the declaration of option by the GTA. The small-scale exemption of Rs. 750/- and Rs 1500/- is withdrawn under the GST law.



☒ The Tour operator services to foreign tourist for the tour outside India are not able to GST. The services rendered to foreign tourist for the tour within India are liable for GST. And where the services rendered to foreign tourist which is partly outside India and partly in India then in such instance tour operator will be liable for Proportionate Tax as clarified under the law.

☒ The Government has made several amendments under the GST law but simultaneously the challenges to GST are getting added with different judicial decisions, multiple advance rulings, and awaited clarifications. Therefore, it is imperative to understand the implications of the amendments which is affecting almost every aspect of the operations in the business.

## SEBI

Contributed by CA. V M V Subba Rao, Nellore

7/26/22, 10:25 AM

SEBI - Circular - SEBI/HO/MIRSD/SEC-5/P/CIR/2022/99 dated - 20 July 2022

*Tax Management India .com*

<https://www.taxmanagementindia.com>

Circular - SEBI

CIRCULAR

SEBI/HO/MIRSD/SEC-5/P/CIR/2022/99

July 20, 2022

To,

SEBI Registered Intermediaries:

1. KYC Registration Agencies (KRAs),
2. Stock Brokers through Stock Exchanges,
3. Depository Participants (DPs) through Depositories,
4. Mutual Funds (MFs) and AMCs through AMFI
5. Portfolio Managers (PMs)
6. Collective Investment Schemes (CIS),
7. Investment Advisors
8. Registrar and Transfer Agents
9. Custodians
10. Alternate Investment Funds (AIFs)

Dear Sir/Madam,

**Subject : Entities allowed to use e-KYC Aadhaar Authentication services of UIDAI in Securities Market as sub-KUA**

1. SEBI issued [circular No. SEBI/HO/MIRSD/DOP/CIR/P/2019/123 dated November 05, 2019](#) detailing the e-KYC Authentication facility under [section 11A](#) of the [Prevention of Money Laundering Act, 2002](#), by entities in the securities market for Resident Investors.
2. Subsequently, SEBI vide its [circular SEBI/HO/MIRSD/DOP/CIR/P/2020/80 dated May 12, 2020](#) listed the entities who shall undertake Aadhaar Authentication service of UIDAI as KYC user agency (KUA) in securities market.

The KUA shall allow SEBI registered intermediaries to undertake Aadhaar Authentication of their clients as sub-KUA for the purpose of KYC.

3. In this regard, Department of Revenue-Ministry of Finance, Government of India, vide Gazette [Notification No. S.O. 3187\(E\) dated July 13, 2022](#) has notified 155 reporting entities as sub-KUA to use Aadhaar



authentication services of UIDAI under [section 11A](#) of the [Prevention of Money-laundering Act, 2002](#). A copy of the same is enclosed at [Annex A](#).

4. The above mentioned entities shall enter into an agreement with a KUA and get themselves registered with UIDAI as sub-KUAs. The agreement in this regard shall be as prescribed by UIDAI. Further, the Sub-KUAs shall follow the process as detailed in SEBI circular dated Nov 05, 2019 and as may be prescribed by UIDAI from time to time.

5. The KUAs shall facilitate the onboarding of these entities as sub-KUAs to provide the services of Aadhaar authentication with respect to KYC.

6. This circular is issued in exercise of powers conferred under [Section 11\(1\)](#) of the [Securities and Exchange Board of India Act, 1992](#) to protect the interests of investors in securities and to promote the development of, and to regulate the securities markets.

Yours faithfully,

Sapna Sinha

Deputy General Manager

Market Intermediaries Regulation and Supervision Department

Tel. no.:022 2644 9748

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## TAMIL NADU VAT

Contributed by CA. V. V. Sampath Kumar, Chennai

Non-consideration of Reply: Impugned order rejects the claim of input tax credit(ITC) by way of non-speaking and cryptic conclusions. Ld. Government Advocate confirms that barring objections dt 18.12.2014 & 28.01.2016, the officer appears to have omitted, inadvertently, reference to, and analysis of the other objections filed by the petitioner. Since, there are multiple objections that have been filed by the petitioner, the Court stated that, it would be appropriate that the petitioner file a consolidated objection for which it has granted 3 weeks' time from today. Upon receipt of objections, the petitioner shall be granted personal hearing and a speaking order passed on the issue relating to claim of ITC only, within 4 weeks from the date of personal hearing. M/s. Shree Ganesh Steel Rolling Mills Ltd. Vs.AC(ST)(FAC), Thiruvottiyur Asst Circle (2).CTO (FAC), Group-IV, CEW-I, Enf I, Chennai-6. (3). JC (CT), Enforcement I, Chennai-6. W.P.No.7451 of 2019 DT: 29.06.2022.

Order treated as Notice: These WPs have been filed challenging notices dated 22.03.2022 on the ground that they continue to be unclear and are violative of the specific direction of this Court in its order dated 01.12.2021.This Court was not inclined to interfere at this juncture seeing as the challenge is only to notices to which appropriate responses could well be filed by the petitioner. The Court observed that the respondent will elaborate on the proposal at paragraph No.1 under the heading "amount spent on indirect material" in order to provide the required clarity to the petitioner when the petitioner attends the office of the respondent for hearing, which shall be fixed by the respondent forthwith: The petitioner will thereafter be heard, its objections considered and orders passed. It was made clear that in this order is restricted solely to the proposal under the aforesaid head. M/s.India Pistons Ltd., Vs. AC (ST), Villivakkam Assessment Circle, W.P.Nos.11857, 11859, 11862, 11863 & 11865 of 2022 DT: 06.06.2022

Tax dues, Attachment and bona fide buyer of property : Bona-fide purchaser of a property for consideration without notice of any tax dues to Government is protected and such transfers are not rendered to be vitiated by fraud. Petitioner has also filed the Encumbrance Certificates(EC) for the period from 1970 to 2005 and it is clear from the EC that there is absolutely no indication about the charge created in favour of the 1st respondent which leads to the only conclusion that the petitioner is a bonafide purchaser for value without notice of any tax dues and hence, he will fall under the first proviso to Section 24A of the TNGST Act, 2006. Stating so, the impugned Action Sale Notice dated 01.02.2013 is quashed. M.Sundaram vs. (1)AC(CT), Erode Rural, (2) M/s.Agilandeewari Engg Works,Perundurai,W.P.No.3441 of 2013 DT : 22.06.2022.

Notice received : Notices dt 01.07.2020, 09.12.2020 and 20.12.2021 are referred to in the impugned order and they are stated to have been served on 19.07.2020, 19.12.2020 and 29.12.2021 respectively. Though Ld counsel for the petitioner would submit that not all the notices as above were in fact served, he does not dispute the fact that notice dt 01.07.2020 has indeed been received by the petitioner. In such an event, it was incumbent upon the petitioner to have appeared before the respondent and made his case. Stating so, amongst others, these WPs were dismissed. M/s.I.R.M. Builders, Vs. STO, Mannargudi Assessment CircleW.P.Nos.12835 & 12839 of 2022 DT: 06.06.2022



**Release of goods & conveyance :** Provisions of Section 129 (3) of the GST Act require the proper officer detaining or seizing the goods to issue a notice specifying the penalty payable and thereafter pass an order within 7 days from the date of service of the notice in relation to the detention/seizure effected. In the present case, admittedly, no such notice has been issued till date though the seizure has been effected as early as on 30.05.2022. Hence, the mandamus as sought for is issued to R2 to release the conveyance in question along with the goods contained, forthwith and in any event, within 24 hours from today. Tvl.LAF Enterprises, Vs. CCT,(2).DSTO, RS Static, Intelligence-I, Chennai. W.P.No.14374 of 2022 DT: 10.06.2022

**Natural Justice:** The petitioner has filed an objection on 06.12.2017 enclosing certain details in response to the proposals for assessment sent on 10.01.2017 by the Assessing Officer. However, the impugned order has been passed on 28.03.2019 without even affording an opportunity of personal hearing. Prima facie, the principles of natural justice appear to have been violated. The petitioner directed to appear before the AO on Friday the 24th June 2022 at 10:30 AM without anticipating any further notice as the date and time have been conveyed in open Court in the presence of both the parties, treating the impugned orders as well as the notices received prior thereto as proposals for assessments. The petitioner be heard by the officer and an order of assessment shall be passed within 4 weeks on or before 25.07.2022 in accordance with law. Ginger Wheel Apparels Vs. AC(ST), Avinashi Assessment Circle, W.P.Nos.13449, 13452 & 13454 of 2019 Dt: 14.06.2022

**Reversal of Input Tax Credit:** AO proceeded to reverse the petitioners' claim for Input Tax Credit (ITC) in terms of Section 19(2)(v) of the TNVAT Act, 2006 and has not taken note of the decision of this Court in the case of The State of Tamil Nadu V. M/s.Everest Industries Limited (2022(4) TMI 1204). In light of the aforesaid categorical findings and conclusion of the Division Bench of this Court to the effect that the amendment to Section 19(2)(v) is curative and declaratory, the petitioner is entitled to the relief as sought and the impugned assessment order is set aside. M/s.TVS Upasana Ltd, Vs CTO, Thiruvallikeni Assessment Circle, W.P.No.12347 of 2022 DT: 07.06.2022

**Registration cancellation:** The petitioner has not filed the return consecutively for 6 months, the registration of the petitioner was cancelled by order dated 26.09.2019. Challenging the same, the present writ petition has been filed. Even though there is an appeal provision u/s 107 of the GST Act, the petitioner has not chosen to file an appeal and he has straight away approached this Court by filing the present WP and the Ld counsel for the petitioner submits that, due to the Covid-19 situation of second and third wave, the appeal could not be filed in time and in the meanwhile, the limitation prescribed u/s 107 of the Act was over and therefore, there is no other option for the petitioner except to approach this Court by filing this writ petition. Considering the rival submissions, this Hon'ble Court disposed this WP with the following orders :(i) That the petitioner is hereby directed to approach the Appellate Authority on the terms indicated in para 229 of the order made by this Court in the case of Tvl.Suguna Cutpiece Center case, where if such an appeal is filed within the time stipulated therein, the same shall be entertained and considered and final order shall be passed within the time stipulated therein.(ii) It is made clear that, within 2 weeks from the date of receipt of a copy of this order, that appeal shall be filed by the petitioner, failing which, the order will not stand in the way in rejecting such appeal by the Appellate Authority on the ground of delay. Tamilagam Steel Trading Vs. AC, Salem Rural,W.P.No.5846 of 2022 DT: 15.03.2022.

**Appellate remedy:** The Court held that the petitioner ought to have filed an appeal before the appellate authorities and alternate remedy is also available to the petitioner. More so, in the fiscal matter, this Court shall not entertain this petition as a matter of course. M/s. New Popular Stores. Vs STO, Tiruvermbur Assessment Circle, WP(MD) No.9137 of 2022 DT: 17.06.2022

**Opportunity of Hearing:** Proviso to Section 27 of the said Act states that no order shall be passed u/s 27(1) and (2) of the Act without giving dealer a reasonable opportunity to show cause against such order. Impugned assessment orders have been passed without granting an opportunity of hearing. Hence, the cases remitted back to Respondents to pass a speaking order after hearing the Petitioners, by the Hon'ble Court. Koyas & Sons, Coimbatore. vs. AC (ST) (FAC) Dr.Nanjappa Road Circle,W.P.No.2991 of 2019 dt 22.04.2022.