# Recent Amendments in GST covering E-Invoicing, Rule 86B and QRMP scheme

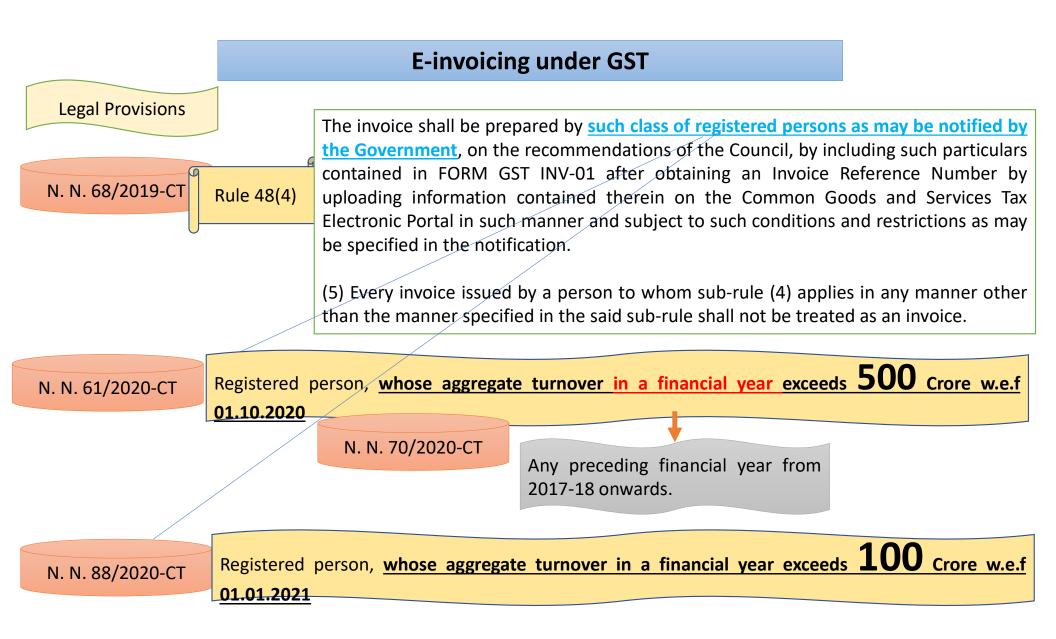
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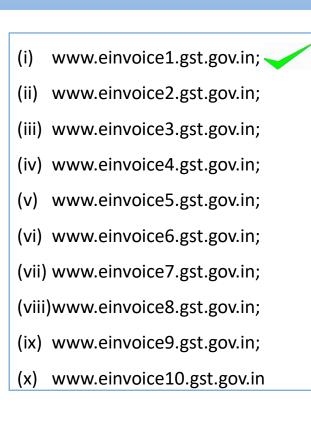
# E-Invoicing

| Notification No. | Particulars  |  |  |  |
|------------------|--|--|--|--|
| N. N. 68/2019-CT | Rule 48(4) :- <u>E- Invoice introduced</u>   |  |  |  |
| N.N. 69/2019-CT  | Seeks to notify the common portal for the purpose of e-invoice.  |  |  |  |
| N. N. 70/2019-CT | Notify the class of registered person required to issue e-invoice.   |  |  |  |
| N.N. 72/2019-CT  | Seeks to notify the class of registered person required to issue invoice having QR Code.   |  |  |  |
| N.N. 02/2020-CT  | Form INV-01 substituted  |  |  |  |
| N.N. 13/2020-CT  | Seeks to exempt certain class of registered persons from issuing e-invoices and the date for implementation of e-invoicing extended to 01.10.2020      |  |  |  |
| N.N. 14/2020-CT  | Seeks to exempt certain class of registered persons capturing dynamic QR code and the date for implementation of QR Code to be extended to 01.10.2020. |  |  |  |
| N. N. 61/2020-CT | Seeks to amend Notification no. 13/2020-Central Tax in order to amend the class of registered persons for the purpose of e-invoice.                    |  |  |  |
| N.N. 70/2020-CT  | Seeks to amend notification no. 13/2020-Central Tax dt. 21.03.2020.  |  |  |  |
| N.N. 71/2020-CT  | Seeks to amend notification 14/2020- Central Tax to extend the date of implementation of the Dynamic QR Code for B2C invoices till 01.12.2020.         |  |  |  |
| N.N. 73/2020-CT  | Seeks to notify a special procedure for taxpayers for issuance of e-Invoices in the period 01.10.2020 - 31.10.2020.                                    |  |  |  |
| N.N. 88/2020-CT  | Seeks to implement e-invoicing for the taxpayers having aggregate turnover exceeding Rs. 100 Cr from 01st January 2021.                                |  |  |  |
| N.N. 89/2020-CT  | Seeks to waive penalty payable for noncompliance of the provisions of notification No.14/2020 – Central Tax, dated the 21st March, 2020.               |  |  |  |



#### N.N. 69/2019-CT:- Common portal for the purpose of e-invoice

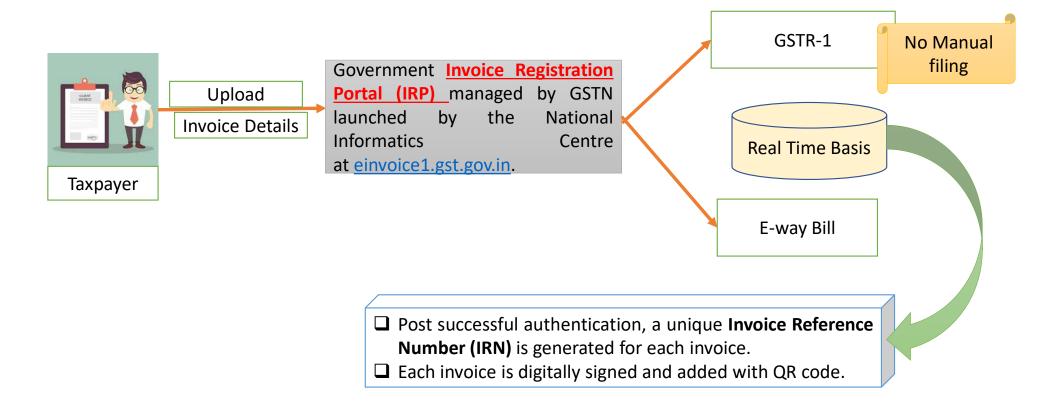
Effective from 01.01.2020

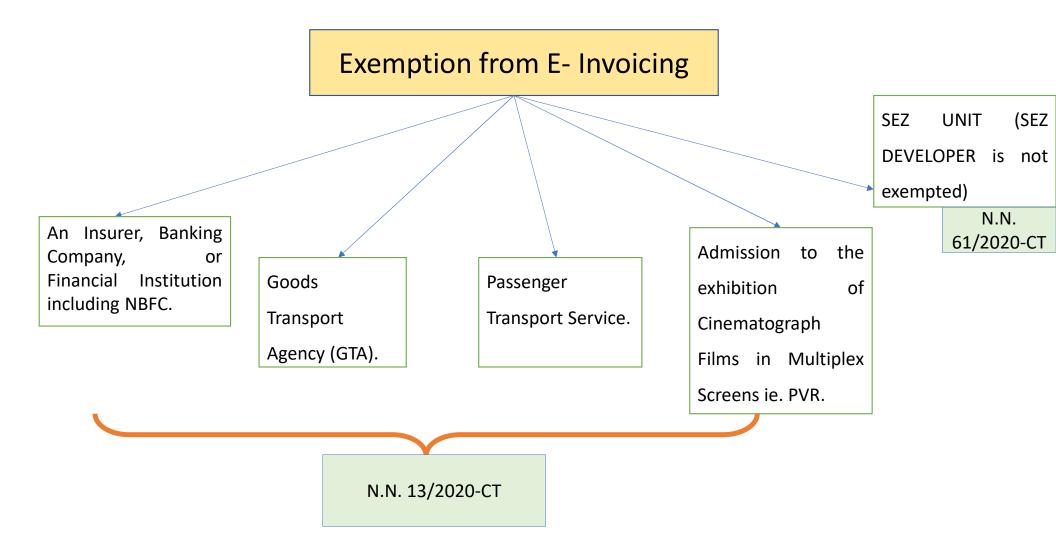


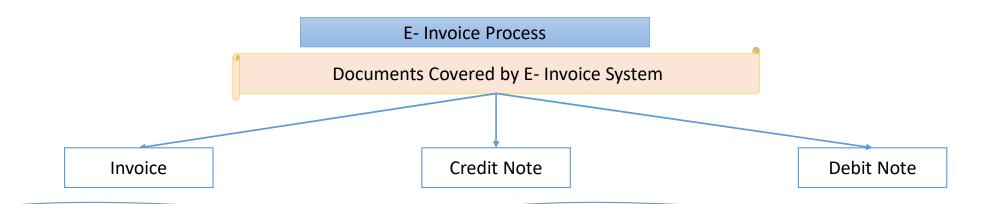
N.N. 73/2020-CT:- Seeks to notify a special procedure for taxpayers for issuance of e-Invoices in the period 01.10.2020 - 31.10.2020.

| • | E Invoicing aggregate Turnover > 500 crores  | 01.10.2020                      |
|---|--|---------------------------------|
| • | Invoice Reference Number (IRN) for such invoice by uploading specified particulars |                                 |
|   | in <u>FORM GST INV-01</u> within <u>30 days from the date of such invoice</u>      | 01.10.2020 <u>to 31.10.2020</u> |
|   | <u>(</u> N.N. 73/2020-CT)  |                                 |
| • | E Invoicing Aggregate Turnover > 100 crores01.01.2021                              |                                 |
|   |  |                                 |

# **E- Invoice Process**





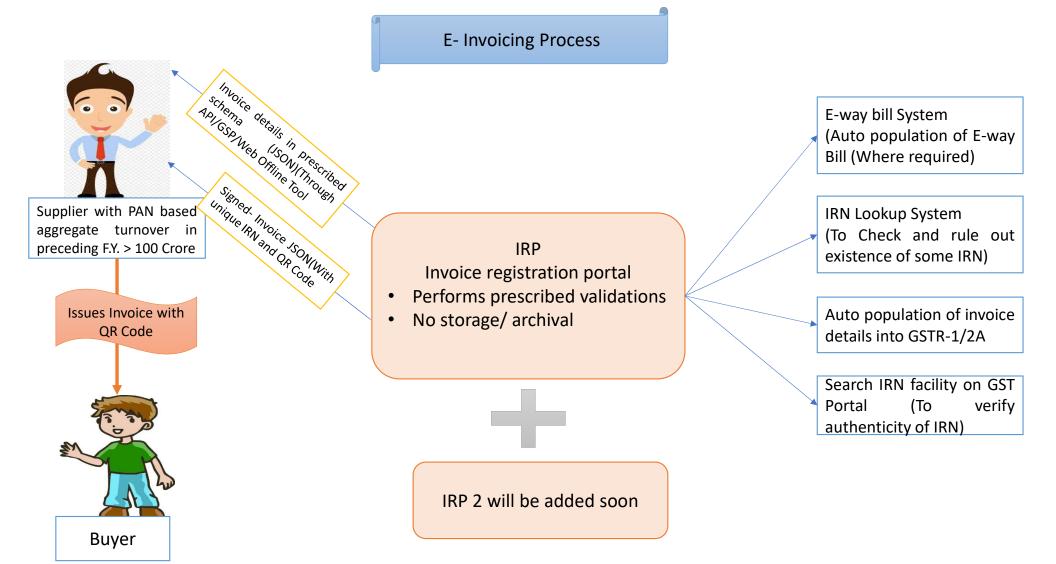


'e-invoicing' is not generation of invoice by a Government portal. Taxpayers will continue to create their GST invoices on their own Accounting/Billing/ERP Systems.

These invoices will now be reported to 'Invoice Registration Portal (IRP)'.

On reporting, IRP will generate a unique 'Invoice Reference Number (IRN)', digitally sign it and return the e-invoice. A GST invoice will be valid only with a valid IRN.

IRP will also generate a QR code containing the unique IRN along with certain other key particulars. The QR code (which can be printed on invoice) enables offline verification of the fact whether the e-invoice has been reported on the IRP or not (using Mobile App etc.)



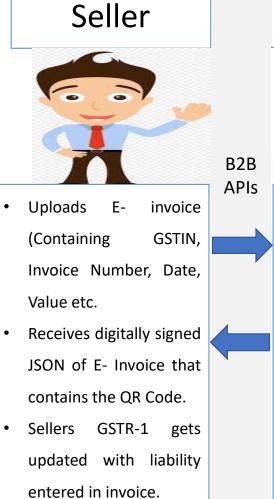
## Modes of generation of E- Invoice

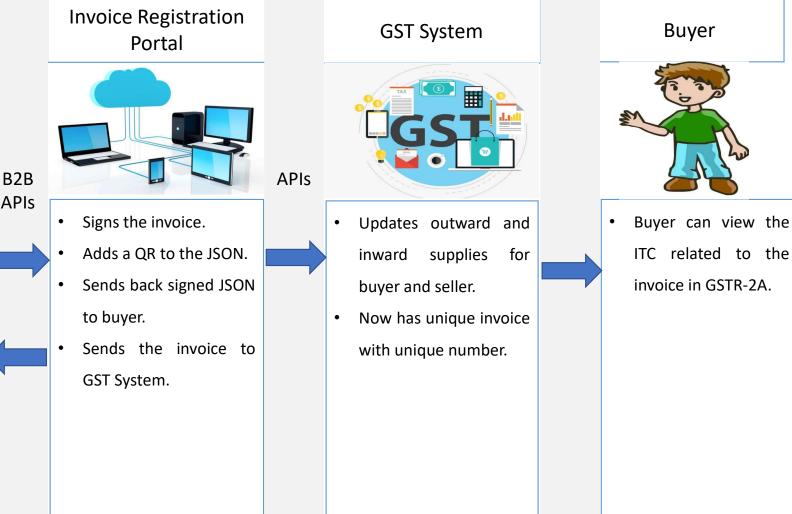
API Based (Integration with tax payer system directly)(e.g Tally) API Based (Integration with tax payer system through GSP/ASP) (e.g an offline utility like spreadsheet where taxpayers could fill out their invoices and then upload on GST portal.) (Approved GSP examples- TCS ltd., Tally solutions Pvt. Ltd., Taxmann Publiactions Pvt. Ltd. Etc)

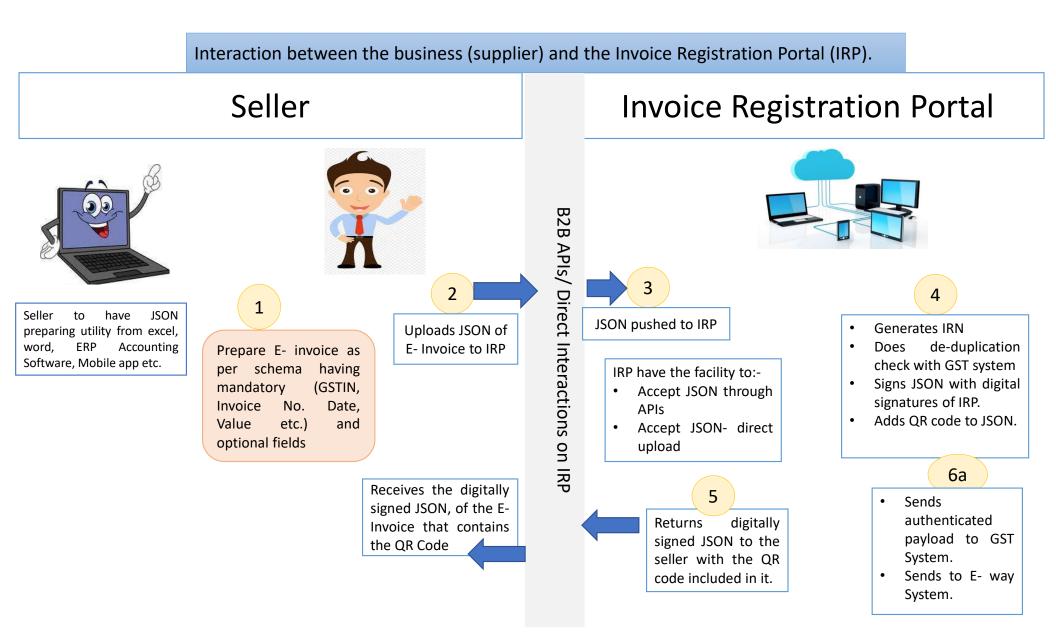
'Free Offline Utility (Bulk generation Tool', downloadable from IRP)

Web Based/ mobile based modes will also be provided in future.

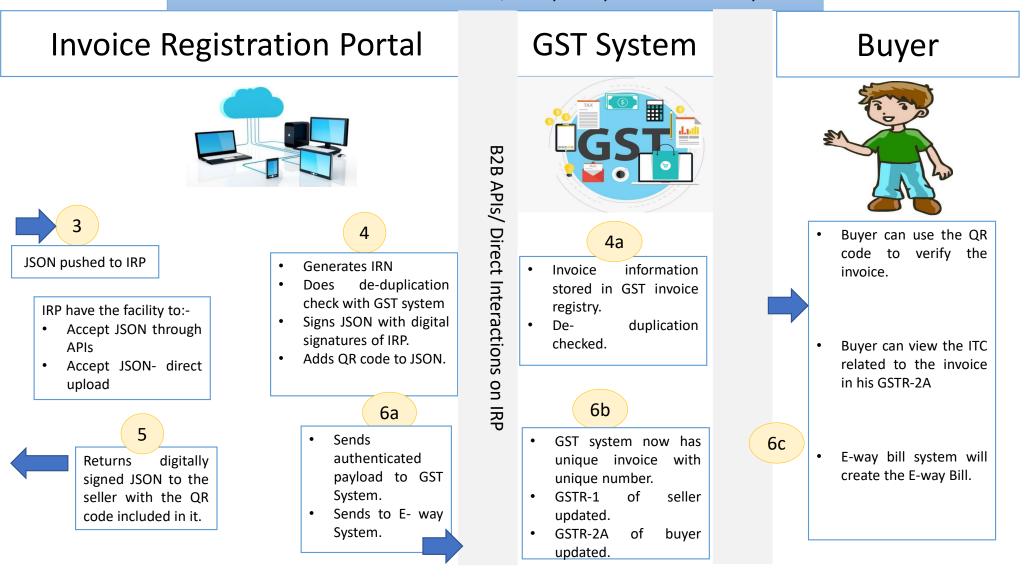
# E-invoice – Detailed Work flow







## Interaction between the IRP and the GST/E-Way Bill Systems and the Buyer.



#### Cancellation/Amendment of Reported Invoice:

The seller can initiate cancellation of IRN of the e-invoice already reported, if that invoice is required to be cancelled by him/her. The cancellation of an invoice will be done as per procedure given under accounting standards. The cancellation will be allowed within specified time after generation of IRN.

The cancellation of e-invoice will be done by using the 'Cancel IRN' API (published on the e-invoice sandbox portal). The API will be a

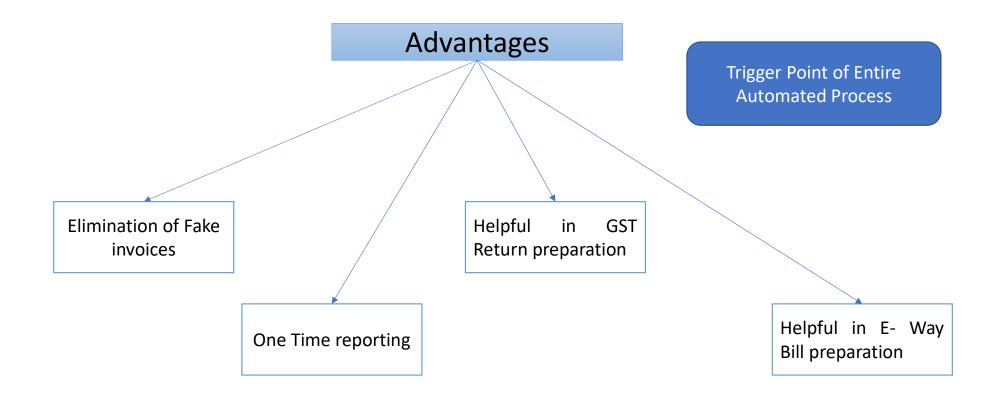
POST API and will require the IRN that is to be cancelled as the key parameter of the payload.

The invoice number of cancelled invoice can't be used again.

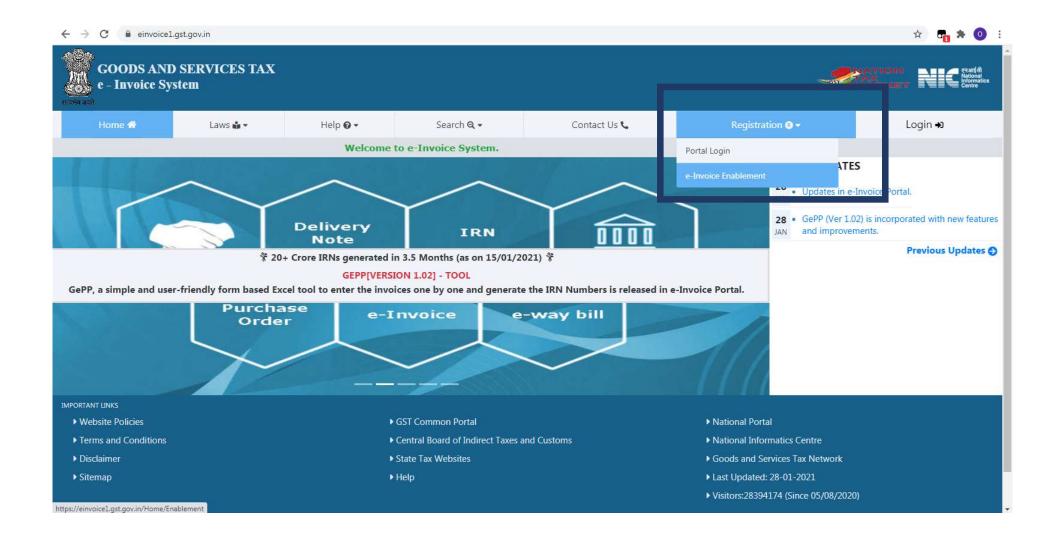
Amendment of e-invoice already uploaded on IRP will be done only on GST portal.

Any amended e-invoice, if reported to IRP, will get rejected as its IRN (unique hash) will already be existing in the IRP system. Hence, amendment of invoices will not be possible through the IRP.

# Advantages of E- Invoice



#### ← → C 🔒 einvoice1.gst.gov.in 🖈 🗖 🛱 🚺 E GOODS AND SERVICES TAX e - Invoice System Laws 🏜 🕶 Help 0 -Search Q -Contact Us 📞 Registration O -Login 🔊 Home 🕋 Welcome to e-Inv LATEST UPDATES 28 JAN · Updates in e-Invoice Portal. REDIT NOTI E-Invoice 28 • GePP (Ver 1.02) is incorporated with new features INVOICE JAN and improvements. Previous Updates 🕤 😤 20+ Crore IRNs generated in 3.5 Months (as on 15/01/2021) 😤 GEPP[VERSION 1.02] - TOOL GePP, a simple and user-friendly form based Excel tool to enter the invoices one by one and generate the IRN Numbers is released in e-Invoice Portal. IMPORTANT LINKS Website Policies ▶ GST Common Portal National Portal Terms and Conditions Central Board of Indirect Taxes and Customs National Informatics Centre Disclaimer Goods and Services Tax Network State Tax Websites Sitemap ▶ Help Last Updated: 28-01-2021 Visitors:28393408 (Since 05/08/2020)



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| ۶  | Change Password                                |   | Notes:  |                                   |                             |                                |                       |  |
| 2  | Feedback on GePP                               |   | • The Bulk IRN ge   | neration facility has been enable | ed. You may download the to | ools from the portal under Hel | p> Tools.             |  |
|    | ' Update                                       | • | • The e-Waybills generated in this portal will be reflected in the e-waybill system. To Update Part-B details, cancel or extend, you may login to e-waybill system with same credentials. |                                   |                             |                                |                       |  |
|    | e-Way Bill                                     | - |   |                                   |                             |                                |                       |  |
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| Tax Invoice   |         |                                 |          | B*2-D            | e-Invoice     |
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| State Name: Delhi, Code:07<br>CIN: U67190PB2012PTC036555<br>E-Mail:   | В       | Buyer's Order No.               |          | Dated            |               |
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| SHOP NO. 68, RAILWAY LINK ROAD, AMRITSAR<br>PUNJAB<br>GSTIN/UIN : 03AAGCR0056A1Z5<br>State Name : Punjab, Code : 03             | т       | erms of Delivery                |          |                  |               |
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| IGST 3%   |         |                                 |          |                  | 2,20,500.00   |



#### For which businesses, e-invoicing is mandatory?

For Registered persons whose <u>aggregate turnover (based on PAN) in any preceding financial year from 2017-18 onwards</u>, is *more than prescribed limit (as per relevant notification),* e-invoicing is mandatory.

#### What supplies are presently covered under e-invoice?

- Supplies to registered persons (B2B),
- Supplies to SEZs (with/without payment),
- Exports (with/without payment),
- Deemed Exports,

by notified class of taxpayers are currently covered under e-invoicing.

#### B2C (Business to Consumer) supplies can also be reported by notified persons?

No. Reporting B2C invoices by notified persons is not applicable/allowed currently. However, they will be brought under e-invoice in the next phase.

Is e-invoicing applicable for NIL-rated or wholly-exempt supplies?

No. In those cases, a bill of supply is issued and not a tax invoice.

Whether the financial/commercial credit notes also need to be reported to IRP?

No, only the credit and debit notes issued under Section 34 of CGST/SGST Act have to be reported.

Whether e-invoicing is applicable for invoices between two different GSTINs under same PAN?

Yes. e-invoicing by notified persons is mandated for supply of goods or services or both to a registered person.

As per Section 25(4) of CGST/SGST Act, "A person who has obtained or is required to obtain more than one registration, whether in one State or Union territory or more than one State or Union territory shall, in respect of each such registration, be treated as distinct persons for the purposes of this Act."

#### Do SEZ Developers need to issue e-invoices?

Yes, if they have the specified turnover and fulfilling other conditions of the notification.

In terms of Notification (Central Tax) 61/2020 dt. 30-7-2020, only SEZ Units are exempted from issuing e-invoices.

#### Are Free Trade & Warehousing Zones (FTWZ) exempt from e-invoicing?

Yes. As per Foreign Trade Policy, Free Trade & Warehousing Zones (FTWZ) are only a special category of Special Economic Zones, with a focus on trading and warehousing.

#### Is e-invoicing applicable for supplies by notified persons to SEZs?

Yes, e-invoicing is applicable for supplies by notified persons to SEZs.

In terms of Notification (Central Tax) 61/2020 dt. 30-7-2020, only SEZ Units are exempt from issuing e-invoices.

• There is an SEZ unit and a regular DTA unit under same legal entity (i.e. having same PAN).

The aggregate total turnover of the legal entity is more than Rs. 100 Crores (considering both the GSTINs). However, the turnover of
 DTA unit is below Rs. 100 crores for FY 19-20.

• In this scenario, as SEZ unit is exempt from e-invoicing, whether e-invoicing will be applicable to DTA Unit?

Yes, because the aggregate turnover of the legal entity in this case is > Rs. 100 Crores. The eligibility is based on aggregate annual turnover on the common PAN.

No

Is e-invoicing applicable to invoices issued by Input Service Distributor (ISD)?

#### Whether e-invoicing is applicable for supplies involving Reverse Charge?

If the invoice issued by notified person is in respect of supplies made by him but attracting reverse charge under Section 9(3), e-invoicing is applicable.

For example, <u>a taxpayer (say, a Firm of Advocates having aggregate turnover in a FY is more than Rs. 100 Cr.) is supplying services to a</u> <u>company (who will be discharging tax liability as recipient under RCM), such invoices have to be reported by the notified person to IRP.</u> On the other hand, where supplies are received by notified person from (i) an unregistered person (*attracting reverse charge under Section* 9(4)) or (ii) through import of services, e-invoicing doesn't arise / not applicable. How to know a particular supplier is supposed to issue e-invoice (i.e. invoice along with IRN/QR Code)?

On fulfilment of prescribed conditions, the obligation to issue e-invoice in terms of Rule 48(4) (*i.e. reporting invoice details to IRP, obtaining IRN and issuing invoice with QR Code*) lies with concerned taxpayer.

However, as a facilitation measure, all the taxpayers who had crossed the prescribed turnover in a financial year from 2017-18 onwards have been *enabled* to report invoices to IRP.

One can search the status of enablement of a GSTIN on e-invoice portal: https://einvoice1.gst.gov.in/ > Search > e-invoice status of taxpayer

This <u>listing of GSTINs is solely based on the turnover of GSTR-3B as reported to GST System</u>. It may contain exempt entities or those for whom e-invoicing is not applicable for some other reason. So, it may be noted that enablement status on e-invoice portal doesn't mean that the taxpayer is supposed to do e-invoicing. If e-invoicing is not applicable to a taxpayer, they need not be concerned about the enablement status and may ignore it.

Further, the turnover slab of taxpayer can also be ascertained through "Search Taxpayer" / "Know Your Supplier" Sections on GST portal also.

In case any registered person, is **required to prepare invoice** in terms of Rule 48(4) but not enabled on the portal, <u>he/she may request</u> for enablement on portal: 'Registration -> e-Invoice Enablement'. In the current schema, there is no provision to report details of supplies not covered under GST, *e.g. a hotel wants to give single invoice* for a B2B supply where the supply includes food and beverages (leviable to GST) and Alcoholic beverages (outside GST).

For items outside GST levy, separate invoice may be given by such businesses.

In case of Credit Note and Debit Note, is there any validation w.r.t referred invoice number?

No linkage with invoice is built, in view of the amended provisions of GST.

Some HSNs which are otherwise valid are not accepted by e-invoice portal.

HSN directory is being aligned with GST System, so that it is updated and uniform on all systems, viz. Customs (ICES), GST System, e-way bill system and e-invoice system.

Can I print an e-invoice?

- Yes. Once the IRP returns the signed JSON, your ERP/Accounting/Billing System it into PDF and printed, if required.
- Businesses who don't have their own ERP/Accounting Software, will be downloading and using the free offline utility ('bulk generation tool') to upload invoice data on e-invoice portal and obtain signed invoice (in JSON).
- In this scenario also, there is a facility on e-invoice portal to generate 'human-readable' PDF copy of invoice (for save/print/e-mail etc.).

#### Are there any penal provisions for not issuing invoice in accordance with GST Law/rules?

The penal provisions are provided in Section 122 of CGST/SGST Act read with CGST Rules.

If the above specified exempted taxable persons are having multiple business units, such multiple business units are also exempted from generation of E-Invoices under GST Law, 2017?

No, If the above specific exempted taxable persons are having multiple business units within the same GSTIN, we have to verify and ascertain the activities of such multiple business units, which are not covered within the above mentioned exemptions.

Ex: If a Goods Transport Agency (GTA) is having commercial Immovable property (Godown) and such services and his aggregate turnover exceeds more than Rs.100 Crores, such person is not exempted for issuing E-Invoice. In my opinion, If the above specified person are having other business activities along with the above mentioned exempted activates are not permitted to get exemptions from generating E-Invoices.

#### Can anyone generate E-Invoice through Common Portal of GSTN?

- No, Supplier only can generate E-Invoice. Others cannot generate E-Invoice like Recipient or Transporter through Common Portal of GSTN. In the case of RCM also Supplier can generate E-Invoice but RCM tax liability under RCM discharged by Recipient only.
- Further, If the taxpayer is having aggregate turnover more than Rs.100 Cr, such taxpayer cannot issue E-Invoice to B2C supplies. If taxpayer can generate E-Invoice continuously, the access of generation of E-Invoice system through Common portal will be blocked.
- Further , if the taxpayer issuing E-Invoice to supply of taxable and exempted supply of goods / or services under single invoice would be difficult, so, he will be required to issue E-Invoice in respect of taxable supplies only. He cannot issue E-Invoice to exempted supply under the system of E-Invoice. <u>He can generate E-Invoice under his existing system/existing accounting system only</u>

How to Validation of Invoice Reference Number (IRN)?

- If the Invoice Reference Number is already generated on a particular type of document and document number of the supplier for the financial year, then one more Invoice Reference Number (IRN) cannot be generated on the same combination.
- Maximum <u>number of items in each invoice should not exceed more than 1000 line items and a minimum of 1(One) line item</u> <u>should be available</u>.
- > If any taxpayer is required to report more than 1000 line items may contact NIC (National Informatics Center).
- Document number should not be starting with 0 , / and -.If so, then the request is rejected. In the case of Reverse Charge transactions, The taxpayer can be set as "Y" in case of B2B invoices only and tax is being paid in a reverse manner as per rule. Even in the case of RCM invoices (Reverse Charged Invoices) the supplier has to generate the Invoice Reference Number (IRN). So, in the case of RCM invoices ,supplier can generate E-Invoices but Tax discharged on RCM Invoices by Recipient only.
- In case of any error invalidation, the error code and its details can be referred from https://einv-apisandbox.nic.in/api-errorcodes-list html.

Can a foreign service provider integrate with IRP

Yes, but only from within the shores of India

What is the definition of this and how can one become ASP?

ASPs are software service providers who route their GST traffic through GSPs. Any software provider of financial services in the indirect tax domain can push data to the GST system through GSPs. As far as IRP is concerned, access will be provided over the internet. No such category of GSP/ASP will be created for access to IRP

Is the batch (bulk) submission of e-invoices to IRP allowed?

this will be enabled in API based mode. APIs will permit the upload of JSON payloads. The invoices shall be accepted one at a time, though you may push invoices sequentially. The system shall be designed so as to scale and respond to API requests so as to enable the acceptance of millions of invoices per day, to start with

What indicates for the supplier (and respectively) buyer that IRP has approved the e-invoice

The IRP will respond with a signed IRN to the seller. IRP will also return a QR code, with digital signatures of the IRP. The QR code content will be as published in the FAQs on our website (www.gstn.org/e-invoice)

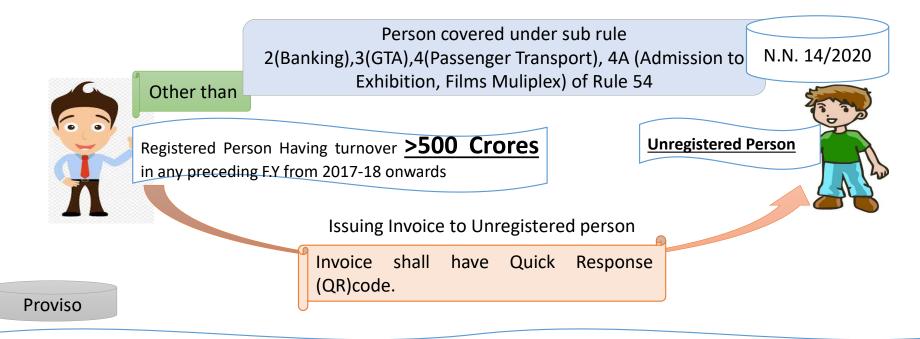
Can IRP reject the submitted invoice?

IRP will validate for GSTIN existence (of seller and buyer) and de-duplication of the invoice. If non-existent GSTIN and/or a duplicate invoice is found, the invoice will be returned with relevant error codes, without registering it

. Is the supplier required to sign JSON before submitting it to the IRP?

It is optional.

#### N.N. 72/2019-CT Seeks to notify the class of registered person required to issue invoice having **QR Code.**



Provided that where such <u>registered person makes a Dynamic Quick Response (QR) code available to the recipient through a digital</u> <u>display</u>, such B2C invoice issued by such registered person containing cross-reference of the payment using a Dynamic Quick Response (QR) code, <u>shall be deemed to be having Quick Response (QR) code</u>.

N. N. 14/2020-CT

These provisions effective from 01.10.2020 amended by 71/2020 w.e.f 01-12.2020

N. N. 89/2020-CT

No penalty u/s 125 for the period 1<sup>st</sup> Dec,2020 to 31<sup>st</sup> MArch,2021 if comply from 1<sup>st</sup> April

# DEFINITION OF QR CODE

A **QR code** (abbreviated from **Quick Response code**) is a type of matrix barcode or two-dimensional barcode

# COMMON USES OF QR CODE

- > QR code payment
- Displaying multimedia contents
- Mobile operating systems
- > URLs
- Virtual stores
- Website login
- Restaurant ordering
- Joining a Wi-Fi network
- Funerary use
- TOTP use
- Video games
- Loyalty programs
- > And many more.....







# IRP-generated QR Code on B2B & Export Invoices, Credit & Debit Notes Vs. Self-generated Dynamic QR Code on B2C invoices

| BASIS                           | IRP-generated QR Code   | Dynamic QR Code   |  |  |
|---------------------------------|---|---|--|--|
| Relation                        | Related to Invoice Particulars  | Related to Digital Payments   |  |  |
| Purpose                         | To embed key particulars of reported invoice<br>and to verify whether an invoice has actually<br>been reported to IRP or not and whether digital<br>signature is intact or tampered with. | To enable payment using UPI by a mobile application by scanning of this QR Code.  |  |  |
| QR code to be generated by whom | Generated by the IRP and returned against the e-invoice details reported to IRP.  | Supplier himself either on the Point of Sale (PoS) machine or the Invoice issued. |  |  |
| Type of transaction covered     | B2B and Export supplies   | B2C supplies  |  |  |
| GST Notification No.            | 68/2019- Central Tax Dated 13-12-2019,<br>13/2020- Central Tax Dated 21 <sup>st</sup> March,2020 &<br>61/2020 Dated 30-07-2020  | 14/2020- Central Tax dated 21 <sup>st</sup> March,2020                            |  |  |

# IRP-generated QR Code on B2B & Export Invoices, Credit & Debit Notes

As per Rule 48(4) of CGST Rules (*inserted vide Notification No. 68/2019 – Central Tax Dated 13-12-2019 and read with other notifications*), notified registered persons, in case of **B2B & Export supplies**, have to prepare invoice by uploading specified particulars in FORM GST INV-01 on Invoice Registration Portal (IRP) and upon obtaining Invoice Reference Number (IRN). The Portal will also return a QR Code which contains key particulars of the invoice including IRN.

While the <u>64-character IRN</u> need not be printed on the invoice, the <u>QR code generated by IRP</u> shall be printed on the invoice issued to the buyer.

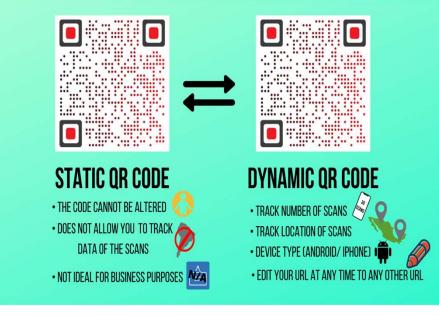
(It was also clarified that printing of QR code on separate paper is not allowed. While the printed QR code shall be clear enough to be readable by a QR Code reader, the size and its placing on invoice is upto the preference of the businesses.)

# Self-generated Dynamic QR Code on B2C invoices

There is a separate Notification No. 14/2020-Central Tax dated 21st March, 2020 which mandates entities with aggregate turnover > Rs. 500 crores in a FY to include QR code on their **<u>B2C invoices</u>**. It was also specified that a Dynamic Quick Response (QR) code **made available** to buyer **through digital display** (with payment cross-reference) shall be deemed to be having QR code. In this case, the **<u>QR Code is generated by supplier</u>** <u>**himself.**</u>

#### Purpose of Dynamic QR code

The main purpose of the introduction of dynamic QR code in the GST system is to enable payment using any UPI. The buyer can scan the dynamic QR code and make payment from mobile wallet directly. Today, **many shops have static QR code** at the payment counter which is scanned by the buyer **but the buyer has to enter the amount to be paid** to the shop (in the mobile payment App). **The dynamic QR code, on the other hand, will have the payment details** and thus *'scan and pay' in one go will be* **possible**.



### HOW TO GENERATE DYNAMIC QR CODE

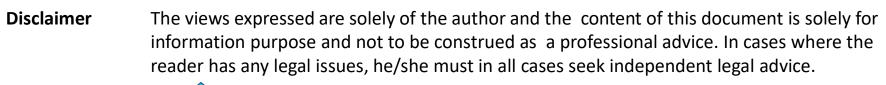
Through GSP's appointed by GSTN providing solutions and APIs enabling taxpayers with GST compliances by generating the same either by integrating an API or by developing code on clients's existing PoS machine or mobile app/website i.e., used for generating B2C invoices. Once a dynamic QR code is generated customers can instantly pay by scanning the same using UPI-based payment apps.

# DATA EMBEDDED IN DYNAMIC QR CODE

 Merchant's UPI Id.
 Merchant's Name.
 Merchant Code, if any.
 Merchant ID, If any.
 Reference number that may consist of an order number, subscription number, Bill number, booking number, etc.
 Short Description.
 Invoice Value.
 Minimum Amount Payable









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