Paper - 902

Principles of Taxation Law – II (Indirect Taxation)

Full Marks: (Written 80+Internal 20) =100. Credit-5

GOODS & SERVICES TAX (70 Marks)

1. Introduction:

Concept & Features of Indirect Tax

Pre-GST Indirect Taxation System

Amendment of Indian Constitution to enable GST & Formation of GST Council

Goods and Services outside the Purview of GST

Types of GST- CGST, SGST/UTGST, IGST

Date of Applicability of various Acts of GST

2. Central GST Act, 2017:

(A) Basis of Charge-Supply; Definition of Supply; Negative list of Supply; Mixed and Composite Supply; Time of supply of Goods and Services; Value of Supply.

(B) Levy of tax; Reverse Charge; Tax on E-commerce; Composition Levy; Power to grant exemption from tax.

(C) Input Tax Credit and Blocked Credit

(D) Registration-Persons liable for Registration and not liable for Registration; Compulsory Registration in some cases; Procedure for Registration

(E) Furnishing of E-Returns–Different categories of Assesses and their E-Returns; Time of furnishing different E-Returns Procedure (theoretical only) of E-Filing of GSTR 1 (E-Fling practical is encouraged)

3. Integrated GST Act, 2017:

(A) Levy of tax; Reverse Charge; Tax on E-commerce; Power to grant exemption from Tax.

(B) Inter-State/Intra-State supply of Goods and Services; Supplies in territorial waters; Place of supply; Zero rated supply; Deemed Export; Refund in case of Zero Rated Supply; Transfer of Input Credit Tax; Application of provisions of Central Goods and Services Tax Act.

4. Assessment:

Assessment and Assessment Rules-Audit-Inspection-Search & seizure and arrest-Demand-Recovery Proceeding-other aspect demand and recovery-liability to pay in certain cases-Advance Rulings and its Rules-Administration-Appeals-Revision-Offences and Penalties-Anti profiteering measures and its rules-E Way Bill and its Rules-TDS-TCS.

CUSTOMS DUTY (30 Marks)

The Customs Act, 1962:

Definitions- Assessment, Baggage, Bill of Entry, Bill of Export, Board, Customs Station, Duty, Export, Goods, Import, Stores, Warehouse.

Import Procedure-Export Procedure-Charging section-Relevant Date-Remission

Import & Export Rules (Rule4 to 8)-Export Valuation Rules 2007

Assessment and Provisional Assessment of Duty

Types of Customs Duty

Warehousing, Warehousing Rules

Duty Drawback

Baggage, Import & Export by Post, Stores

Coastal Goods

Confiscation and Penalty

Note: As Amended Up-to-date

Suggested Readings:

1. Goenka, Gadia, Mishra &Maheswari: Students' Guide to GST
2. Agarwal, Vivek Kumar: GST Guide for Students
3. Meherotra, H. C. and Agarwal, V. P.: Goods & Service Tax and Customs Duty

NOTE- 1. Questions are to be set taking from each unit of the syllabus of a paper

2. Number of Questions to be set- 12 questions x 2 marks (for answering 10 questions) and 8 Questions x12 marks (for answering 5 questions).

3. Amendment of Law, if any, shall be deemed to revise the relevant syllabus automatically.