

# Bombay Chartered Accountants' Society

## Indirect Taxation Committee

Chairman: CA. Sunil Gabhawalla

Convenors: CA. Dushyant Bhatt, CA. Mandar Telang, CA. Saurabh Shah

## 15<sup>th</sup> Residential Study Course on Goods and Services Tax

The Indirect Taxation Committee of BCAS is pleased to announce the 15<sup>th</sup> Residential Study Course on GST. In the year 2020-21 due to COVID 19 Pandemic the whole world came to a standstill. However, launch of COVID -19 vaccination has raised a hope in mankind and the all activities which had stopped are gradually coming back to normalcy. Spread of COVID-19 has been controlled, yet, keeping the safety concerns of the participants and faculties in mind, we will be having our 15<sup>th</sup> Residential Refresher Course in VIRTUAL MODE. We will surely miss our legacy of having personal touch, exotic venue and splendid food but the key take ways of RSC - enthusiastic knowledge sharing, intense group discussions mentored by eminent faculties and Stalwarts in Goods and Services Tax will not be missed.

The details of the virtual course are as follows: -

**Platform: - Zoom online**

**Days & Dates: Thursday, 3<sup>rd</sup> to Sunday, 6<sup>th</sup> June 2021**

<b>Fees:</b>	<b>Members of BCAS</b>	<b>Non- Members (CA's &amp; other Professionals)</b>
<b>DEEP DISCOUNT:</b> Enrolments on or before 28-02-2021	Rs.1,500 + GST 270 = Rs.1770	Rs.2,000 + GST 360 = Rs.2,360
<b>EARLY BIRD:</b> Enrolments after 28-02-2021 to 15-04-2021	Rs.2,500 + GST 450 = Rs.2,950	Rs.3,000 + GST 540 = Rs.3,540
Enrolments after 15-04-2021	Rs.3,500 + GST 630 = Rs.4,130	Rs.4,000 + GST 720 = Rs.4,720

**Click following link for online payment of enrolment fees**

**BCAS Members : [CLICK HERE](#) Non-members : [CLICK HERE](#)**

## Subjects & Paper Writers:

<b>Panel Discussion and Presentation Papers</b>	
<b>Paper – I. -</b> Panel discussion - Case Studies on substantive topics in GST law	Panelist – Sr. Adv. V Sridharan & CA S. S. Gupta  Moderator – CA Jayraj Sheth
<b>Paper – II. -</b> Case Studies on Input Tax Credit – Myth or Reality?	Adv. & CA V Raghuraman

<b>Paper – III. -- Case Studies on Corporate Restructuring and GST</b>	CA Gautam Doshi & CA Bhavana Doshi
<b>Paper – IV. – Presentation paper on Tax Technology – Current and Future Trends</b>	CA Divyesh Lapsiwala
<b>Paper – V. – Panel Discussion -Case studies on GST Practice</b>	Panelist – Sr. Adv. Tarun Gulati & CA Sushil Solanki Moderator – CA A R Krishnan

## **Detailed description of the Topics at the RSC**

### **PAPER ‘I’ PANEL DISCUSSION ON CASE STUDIES ON GST LAW**

Nearing four years of completion, the substantive GST Law has many open areas of interpretation. The task becomes even more daunting due to frequent changes in the law and policy. An esteemed panel will deliberate on certain handpicked case studies spanning a diverse range of substantive topics like the concept of supply and deemed supplies, refunds on exports and subsequent recoveries, interplay between customs and GST legislations, applicability of E-Commerce Operators and / or OIDAR provisions, etc. The case studies would also target live issues concerning specific industries like real estate, logistics, hospitality, etc.

### **PAPER ‘II’ GROUP DISCUSSION: ITC – MYTH OR REALITY?**

Input Tax Credit was touted to the industry as the USP for introduction of GST. Four years down the line, whether legislative, executive and implementation issues have revalidated the reality of input tax credit or is it merely a myth? The paper writer will draw on his vast experience to identify some burning areas which compel the industry to ask this very question. The case studies will cover areas of wide spread applicability like the interplay of Rule 36(4) and Section 16(4), the scope of blocked credits under section 17(5), the defining points of identifying fake invoicing and the consequences and likely defenses, the complex provisions relating to reversals of input tax credits and subsequent re-credits including capital goods credit and the like.

### **PAPER ‘III’ GROUP DISCUSSION: CORPORATE RESTRUCTURING AND GST**

GST, being an indirect tax on businesses, should be neutral to a change in the enterprise conducting the business. Are the provisions of Chapter XVI dealing with the liability to pay tax in special circumstances along with Section 18(3) permitting a transfer of accumulated input tax credit sufficient to cover all practical scenarios of corporate restructuring? What is the relevance of the exemption entry 1 in the context of transfer of going concern? To what extent do the specific provisions of IBC override the GST law? What could be the status of pending litigation, both civil as well as criminal in case of such corporate restructuring exercises and / or liquidation proceedings including voluntary winding up proceedings? What are the liabilities of the directors/shareholders/ authorised Representatives/successors in such cases? How would the GSTN portal recognize these specific provisions and interpretation of laws? Through a series of case studies, the paper writer will initiate a discussion on both the legal as well as the practical aspects of this less travelled road.

## **PAPER 'IV' PRESENTATION PAPER ON TAX TECHNOLOGY – CURRENT AND FUTURE TRENDS**

A lot has been talked about the importance of technology in the context of GST. But how does a professional cope with the ever-changing system dynamics? What are the current trends emanating on the use of technology by the Government? What are the future off-shoots? The presentation paper will enlighten the participants on the current and the future trends in technology impacting GST compliances and tax practice.

## **PAPER 'V' FOR PANEL DISCUSSION – CASE STUDIES ON GST PRACTICE**

While the GST Act deals with the substantive aspects of the law, it permits the executive to prescribe rules and procedures to achieve the objectives of the Act. Such procedures and rules, more often than not, appear to be exceeding the brief mandated. At times, it is also observed that the actual ground level implementation of the law and the procedures is deviant from the statutory provisions. Examples galore – be it interception of goods while in transit or presumptions of taxability merely on the basis of mismatches in diverse non similar sets of data points, be it the conduct at the time of investigations or even back end unilateral decisions like blocking of credit balances or suspension of registration. How does the tax payer/professional address such frequent situations of conflict? The panel will debate and discuss a series of handpicked case studies on the above conflicts and present how they would approach these aspects from a legal as well as a practical perspective.

### **Notes:**

1. The Course will begin on Thursday 3<sup>rd</sup> June, 2021 and will conclude on Sunday 6<sup>th</sup> June, 2021. It will be conducted on remote basis i.e. over a zoom platform.
2. Sessions will commence from 5 p.m. on Thursday, 3<sup>rd</sup> June, 2021 and end by 1.30 p.m. on Sunday 6<sup>th</sup> June, 2021.
3. Any participant willing to opt as a **Group Leader** for any of the Group Discussion Papers are requested to mark their preference **in the Email or Enrolment form**.
4. The Enrolment Fees is inclusive of course material.
5. **Refunds & Substitution**: Once enrolled, requests for refunds will not be entertained. However, the Committee, at its discretion, may permit valid substitution in specific circumstances, provided such request for substitution is received well before the commencement of RSC.
6. For further enquiry, if any, you may kindly contact Mr. Javed at BCAS. 9819955293, e-mail: [bcas15rscgst@gmail.com](mailto:bcas15rscgst@gmail.com)

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