

# TAX INFO

*Dated 18/11/2021*

Latest update on GST Law: Information regarding **Clarification in refund related issues and applicability of QR code on B2C invoices** based on the Circulars No. 165 and 166 Dated 17.11.2021.

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## **Circular No. 165 dated 17.11.2021**

### **Clarification on applicability of Dynamic QR Code on B2C Invoices**

Where an invoice is issued

1. To a recipient located **outside India**
2. Place of supply is **in India**
3. Payment is received by supplier in **foreign convertible exchange or in Indian rupees** approved by RBI

such **invoice may be issued without having a Dynamic QR Code**, as such dynamic QR code cannot be used by the recipient located outside India for making payment to the supplier.

## **Circular No. 166 dated 17.11.2021**

### **Clarification on Refund related issues**

1. The **time limit of 2 years** for filing of application of refund under Section 54(1) would **not be applicable on filing of refund of excess balance in electronic cash ledger**.
2. While filing of refund of excess balance in electronic cash ledger, **furnishing of certification/declaration** under Rule 89(2)(l) or 89(2)(m) of the CGST Rules, 2017 for not passing the incidence of tax to any other person is **not required**.
3. The **amount of TDS or TCS credited to electronic cash ledger** of the registered person is equivalent to cash deposited in electronic cash ledger and any amount which remains unutilized in electronic cash ledger **can be refunded to the registered person as excess balance in electronic cash ledger**.
4. The **relevant date for purpose of filing of refund claim of tax paid on supply of goods regarded as deemed exports is the date of filing of return by the supplier** and is determined as per Explanation 2(b) of Section 54 of the CGST Act, 2017.

**Suresh Aggarwal, Advocate**

**Compliance & Litigation under GST**

**Address:** House No. 54, Pocket A-3, Sector-5, Rohini- 110085

**Phone:** 91-9810032846; 011 - 45131427

**Email:** sureshagg@gmail.com

**Website:** <http://www.sureshtaxation.com>