

# GOA BRANCH OF WESTERN INDIA REGIONAL COUNCIL OF THE INSTITUTE OF CHARTERED ACCOUNTANTS OF INDIA E-NEWSLETTER

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# जागृती

**Arise, Awaken, Aspire**

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## MANAGING COMMITTEE



**CA. GAURAV KENKRE**  
*Chairperson*



**CA. THOMAS ANDRADE**  
*Vice-Chairperson*



**CA. MILIND SHIRODKAR**  
*WICASA Chairperson*



**CA. VAIBHAV BALE**  
*Secretary*



**CA. VISHWANATH BHOBE**  
*Treasurer*



**CA. VINAYAK DHUMATKAR**  
*Taxation Subcommittee  
Chairperson*

# Chairperson's Communiqué

*Seniors in the profession and my professional colleagues*



*Heraclitus of Ephesus, an ancient Greek pre-Socratic philosopher has said : "There is nothing permanent except change". In the calendar of ICAI, February rings in changes in the leadership structure at all levels. Adhering to this, a new team has taken over Goa ICAI too, as we speak. Thus, this is my last address as the chairperson of the Goa Branch.*

*The past year went by in the blink of an eye. Your branch started the year with the theme of "360°" i.e. 360 degrees all-round development of members and students. I am happy to state that we feel we have achieved most of what we had planned.*

## **A. Professional initiatives for Members**

*We conducted over 30 events covering over 140 hours of CPE programs for our members, across the year, in both physical and virtual mode. We covered diverse topics such as Income Tax, GST, Technology related topics, Accounting, Auditing, Reporting standards, IBC etc. We hosted the prestigious Sub-regional conference and several one day conferences under aegis of multiple ICAI and WIRC committees committed to give total coverage of the selected topics. We are pleased to inform that our one day workshop on "Financial Reporting Practices" held in April 2022, was the first of its kind in WIRC and just the third nation wide.*

*We laid special focus to carry forward the attempts of our previous committees, to resolve the issue related to processing of Income Tax returns u/s 5A by the CPC. For the first time in history, we managed to persuade CPC to come down to Goa and address professionals jointly with the Income Tax Department on the matter. During the interaction we managed to convey a lot of our difficulties to the department and we are continuously working with them to streamline the processing. We have taken several measures and will continue to take further steps to simplify the issue to benefit all Goan professionals and taxpayers.*

*Your committee was also aware of the acute issue facing Goan taxpayers with respect to delayed renewal of registration under Goa VAT and the consequences which flowed from it. Through multiple interactions and representations to the Chief Minister, State GST Commissioner and other arms of the Government, we are happy to inform that both our suggestions i.e. on scrapping the requirement for renewal of Vat registration, and providing relief to those who renewed the registration belatedly, have been accepted by the Government.*

## **B. Other initiatives for Members**

*Professional and CPE events aside, we also conducted various other initiatives for our members such as multiple health camps, Cricket and Futsal tournaments, Yoga sessions etc. On CA Day, we organised free blood test, eye checkup, dental checkup and breast cancer awareness and checkup for our members through reputed medical professionals.*



### **C. Initiatives for ICAI Students**

*For our students, we conducted almost 20 programs covering 60 hours of knowledge sharing, mentorship and guidance. Sessions focused on various aspects such as academics, motivation, professional developments, ethics, english speaking etc. Students also participated in large numbers in extra curricular activities such as treks, industrial visits, photography contest, sports events etc. We also conducted other events for students such as debate competition, quiz contest, elocution contest etc.*

### **D. Initiatives for Students of Goa at large**

*Keeping in mind our "360 degrees" approach, we spread our wings beyond the scope of activities for members and students. We are happy to inform that your branch conducted more than 10 programs on Investor Awareness and Financial Literacy in various schools and colleges across Goa. Further, with the aim to skill Goan students and make them industry-ready, your branch conducted "Train Earn and Learn" courses at 5 colleges in Goa, covering almost 600 students across Goa. These students have been given practical training on basic communication, Income Tax portal, GST portal etc.*

*We also covered more than 4000 students over almost 40 different educational institutions spanning the length and breadth of Goa, speaking to them about CA as a Career, via our Career Counselling programs (including one massive career counselling drive which covered over 2000 students in a single day). the number of Investor Awareness, Financial Literacy and Career Counselling programs this year, is the highest in the history of Goa ICAI.*

### **E. Initiatives for Startups and MSMEs in Goa**

*Goa Branch was also privileged to be selected as one of the 75 branches across the country to host the ICAI MSME Yatra and MSME Sethu and one of the 30 branches across the country to host the ICAI Startup Month celebration. We conducted knowledge sessions for MSMEs and Startups across Goa and received very positive response. The Startup Conclave was supported by the Government of Goa wherein Hon Minister for Information Technology Shri Rohan Khaunte graced the occasion along with Director of IT Department and others.*

*Your branch also compiled and released, first of its kind compendium on schemes and policies available for MSMEs and Startups in Goa. This was released at the auspicious hands of the Honourable Chief Minister of Goa Dr Pramod Sawant who appreciated this effort of the Goa ICAI. This book will serve as a ready-reckoner for any entrepreneur in Goa. I thank the co-authors of this book CA Vishwanath Bhobe, CA Vinayak Dhumatkar and CA Vaibhav Pai Fondekar.*

### **F. CSR Initiatives**

*Besides the above, we were also deeply aware of our responsibility towards society at large. As a part of our CSR initiatives, we conducted two blood donation camps, adopted a stretch of the Western Express Highway from Madel to Verna for afforestation, distributed saplings, donated literacy material to needy students, donated material to Matruchhaya trust etc. Your branch is proud to be part of such noble initiatives for the betterment of the society.*





### **G. Initiatives with Government of Goa**

*Your branch also expanded its scope of activities to interact more regularly and proactively with various arms of the Government. At the start of the year we conducted the first of its kind Two-Day Cricket tournament wherein teams of Income tax, Central GST, State GST and Goa ICAI competed. Goa became the first and possibly only state to complete training of ALL GST officers (across Central and State GST) under the aegis of the Indirect Taxes Committee of ICAI. The State GST department is on the cusp of signing an MoU with ICAI seeking regular knowledge updation. Your branch was also invited to train the accountants in the Directorate of Accounts, Government of Goa. We believe such outreach events will enhance and increase the BRAND of ICAI, and of CAs at large in Goa.*

*We have also strived to improve the quality of education imparted in under graduate course in Goa. We are pleased to inform that the Directorate of Higher Education is in advanced stages to sign an MoU with ICAI which will cover faculty development, syllabus framing and also to enable CAs to become faculties at various colleges across Goa. We have also signed a similar MoU with the SS Dempo College of Commerce and Economics.*

*All the above is impossible to achieve by one person. I firstly thank my family for always being supportive of me throughout this year. It is thanks to them that I have been able to devote my time to the ICAI.*

*"Alone we can do so little; together we can do so much." - And this is extremely true of the past one year. I am indeed blessed to have had one of the best teams possible to help me in this journey. Our sagacious Vice Chairperson CA Thomas Andrade has been the go-to person for any guidance and counselling. Tough calls are always simplified after consulting him. Our analytical WICASA Chairperson CA Milind Shirodkar always provided the needed support for all activities for students. No Chairperson can function without a secretary and CA Vaibhav Bale, with his never-say-no attitude planned and executed all our events to perfection. Vaibhav's positivity is infectious and his fine eye for detail is admirable. Finance is the heart of any operation and our Treasurer CA Vishwanath Bhohe has ensured that the Branch is financially secure. It is my pleasure to inform that through your branch's efforts, we have managed to clear many old pending receivables and will continue to strengthen the finances of the branch. CA Vinayak Dhumatkar, although designated as Taxation Committee Chairperson and member of Goa WICASA Committee has played the role of an all rounder. He has helped in all the efforts and sometimes single-handedly organised events of the branch.*

*The above activities would not have been possible without the support of our leaders at WIRC and Central Council. I thank all of them for their constant support, guidance and assistance in all our activities. Further, I thank all the part-chairpersons at Goa Branch of WIRC of ICAI who have always been available to us, for us to benefit from their vast experience.*

*There are several members of Goa Branch who have volunteered to help us in the above initiatives. I would like to thank (in alphabetical order) CA Aditya Kulkarni, CA Aishwarya Talaulikar, CA Akash Azrenkar, CA Aniket Desai, CA Archana Kenkre, CA Atul Joshi, CA Bhalchandra Dhavlikar, CA Chinmay Kamat, CA D Shriravan Swarup, CA Daryll Frank, CA Dhanashree Kamat, CA Dhruv Dhedia, CA Gautam Narvekar, CA Gautam Sardesai, CA Janvi Shah, CA Kavita Bhosale, CA Mitali Talwadkar, CA Parimal Kulkarni, CA Pranav Naik, CA Prasheel Kamat, CA Rajesh Chheda, CA Rohan Bhandare, CA Royce Pereira, CA Rudraksh Dessai, CA Sailee Mahambre, CA Saish Naik, CA Sandesh Gavandalkar,*



CA Sandesh Prabhu Khanolkar, CA Shrinivas Prabhu, CA Siddhi Bagkar, CA Sneha Menon, CA Sonal D'Silva, CA Sonam Daivajna, CA Swati Naik, CA Vaibhav Pai Fondekar, CA Venkataraman Saripalle, CA Vinod Totekar, CA Yatish Pai Vernekar, CA Yogesh Kulkarni. Each of the above have contributed to the branch in more ways than one and on behalf of the branch, I thank them all for their support.

Many of our initiatives this year have been done jointly with several organizations. I take this opportunity to thank the Goa Chamber of Commerce and Industry, the Goa Technology Association, the Goa State Industries Association, the EDC, The Goa Information Technology Department, the Directorate of Higher Education, the S S Dempo College of Commerce and Economics, VVM's Shree Damodar College of Commerce and Economics and Dnyanprassarak Mandal's College and Research Center or DMC College Assagao for their continued support in all our events.

All of the above, is not possible without a dedicated ICAI secretariat. I thank Branch -in-charge Ranjita Phadte, Accountant Shama Shetye and Assistant Bhiku Kalangutkar for often going beyond the call of duty, to ensure that all our initiatives have fructified in the right manner. We as a committee have thrown several challenges at them and they have coped admirably.

At this moment, I am reminded of the 47th verse of the second chapter of Shri Bhagavad Gita, particularly the Shloka:

“कर्मण्येवाधिकारस्ते मा फलेषु कदाचन” which translates to: You have the right to act, never in its fruits.

While we have toiled hard for the last year, without expecting any fruits, we are happy to announce that WIRC has recognised the Goa Branch of WIRC of ICAI as the SECOND BEST branch in its category, in both the main awards for the branch, as well as the awards for the WICASA units. In recent years, this is the first time both the Branch and the WICASA unit have bagged podium finishes in the WIRC awards.

We dedicate these awards to all the persons named above who have contributed in more ways than one, to help us reach this milestone. I am sure the new team will take Goa ICAI to even greater heights. Four years of serving Goa ICAI in various positions.

Four years of serving Goa ICAI in various positions, has culminated in now the end of my tenure as the Chairperson. I am truly humbled to have lead the incredibly talented and dedicated team of Members and staff at Goa Branch of WIRC of ICAI. The New Team will soon take over and I wish their tenure success as they take Goa Branch of WIRC of ICAI and ICAI as a whole from strength to strength. I pledge to always be on hand to offer my services to the Branch and the CA fraternity. I solicit the continued support of all the members and students to the branch in coming years.

Thanking everyone once again for this amazing experience!

CA Gaurav Kenkre  
Chairperson





# DIRECT TAX & CORPORATE LAW UPDATES

-CA. Rohan Bhandare

Given below are summarised versions of certain important Circulars / Notifications / Press Releases for January 2023 issued by the Central Board of Direct Taxes (CBDT) and Ministry of Corporate Affairs (MCA) for the general information of members. Readers are requested to use the website links / QR Codes to access the full text of the desired circular / notification / press release.

## A. Income Tax Updates

- CBDT has granted further extension of timelines for compliances to be made by the taxpayers such as investment, deposit, payment, acquisition, purchase, construction or such other action, by whatever name called, for the purpose of claiming any exemption under the provisions contained in Section 54 to 54 GB of the Act, for which the last date of such compliance falls between 01th April, 2021 to 28th February, 2022 (both days inclusive), to be completed on or before 31st March 2023.
- CBDT has issued a Notification for Addendum to Notification 2 of 2021 specifying format, procedure and guidelines for submission of Statement of Financial Transactions (SFT) for Interest income, whereby the limit of Rs. 5,000 has been abolished. The information is now to be reported for all account/deposit holders where any interest exceeds zero per account in the financial year excluding Jan Dhan Accounts.

## B. Corporate Law Updates

- The MCA has amended the Companies (Miscellaneous) Rules to make changes in form MSC-1, MSC-3 & MSC-4.
- The MCA has notified the Companies (Accounts) Amendment Rules, 2023, and seeks additional disclosures in Form AOC-5
- The MCA has issued the list of 45 forms that will be migrated to the V3 portal during the period 07.01.2023 to 22.01.2023. Accordingly, the MCA has allowed an additional time period of 15 days within which these forms can be filed without levying additional fees, in a case where the due dates for filing of these forms fall during the above-mentioned period.

### Important Links:

Income Tax Updates	MCA Updates	ICAI Updates
		
<a href="https://bit.ly/2LZ1ZmH">https://bit.ly/2LZ1ZmH</a>	<a href="https://bit.ly/2AUnLFN">https://bit.ly/2AUnLFN</a>	<a href="https://bit.ly/2XydhU6">https://bit.ly/2XydhU6</a>





# GST UPDATES FOR THE MONTH OF JANUARY 2023

-CA. Aishwarya G Talaulikar

- **CBIC Circular 190/02/2023 dated 13-01-2023**

1. All services supplied by Central Government, State Government, Union Territory or local authority to any person other than business entities (barring a few specified services such as services of postal department, transportation of goods and passengers etc.) are exempt from GST vide Sl. No. 6 of Notification No. 12/2017 - Central Tax (Rate) dated 28.06.2017. Therefore, as recommended by the GST Council, it is hereby clarified that accommodation services provided by Air Force Mess and other similar messes, such as, Army mess, Navy mess, Paramilitary and Police forces mess to their personnel or any person other than a business entity are covered by Sl. No. 6 of notification No. 12/2017 - Central Tax (Rate) dated 28.06.2017 provided the services supplied by such messes qualify to be considered as services supplied by Central Government, State Government, Union Territory or local authority.

2. Under the Incentive scheme for promotion of Ru-Pay Debit Cards and low value BHIM-UPI transactions, the Government pays the acquiring banks an incentive as a percentage of value of Ru-Pay Debit card transactions and low value BHIM-UPI transactions up to ₹ 2,000/-.

The Payments and Settlements Systems Act, 2007 prohibits banks and system providers from charging any amount from a person making or receiving a payment through Ru-Pay Debit cards or BHIM-UPI.

The service supplied by the acquiring banks in the digital payment system in case of transactions through Ru-Pay/BHIM UPI is the same as the service that they provide in case of transactions through any other card or mode of digital payment. The only difference is that the consideration for such services, instead of being paid by the merchant or the user of the card, is paid by the central government in the form of incentive. However, it is not a consideration paid by the central government for any service supplied by the acquiring bank to the Central Government. The incentive is in the nature of a subsidy directly linked to the price of the service and the same does not form part of the taxable value of the transaction in view of the provisions of section 2(31) and section 15 of the CGST Act, 2017.

As recommended by the Council, it is hereby clarified that incentives paid by Meit-Y to acquiring banks under the Incentive scheme for promotion of Ru-Pay Debit Cards and low value BHIM-UPI transactions are in the nature of subsidy and thus not taxable.





▪ **CBIC Circular 189/01/2023 dated 13-01-2023**

1. It is hereby clarified that Rab is appropriately classifiable under heading 1702 attracting GST rate of 18% (S. No. 11 in Schedule III of notification No. 1/2017-Central Tax (Rate), dated the 28th June, 2017).
2. The GST council in its 48th meeting has recommended to fully exempt the supply of by-products of milling of Dal/ Pulses such as Chilka, Khanda and Churi/Chuni goods, irrespective of its end use. Hence, with effect from the 1st January, 2023, the said goods shall be exempt under GST vide S. No. 102C of schedule of notification No. 2/2017- Central Tax (Rate), dated 28.06.2017.
3. It is hereby clarified that the applicable six-digit HS code for the aforesaid goods with description 'Carbonated Beverages of Fruit Drink' or 'Carbonated Beverages with Fruit Juice' is HS 2202 99. The said goods attract GST at the rate of 28% and Compensation Cess at the rate of 12%. The S. Nos. 12B and 4B mentioned in Para 4.2 cover all such carbonated beverages that contain carbon dioxide, irrespective of whether the carbon dioxide is added as a preservative, additive, etc.
4. It is hereby clarified that the snack pellets (such as 'fryums'), which are manufactured through the process of extrusion, are appropriately classifiable under tariff item 1905 90 30, which covers goods with description 'Extruded or expanded products, savoury or salted', and thereby attract GST at the rate of 18% vide S. No. 16 of Schedule-III of notification No. 1/2017-Central Tax (Rate), dated the 28th June, 2017.
5. It is clarified that Compensation Cess at the rate of 22% is applicable on Motor vehicles, falling under heading 8703, which satisfy all four specifications, namely: these are popularly known as SUVs; the engine capacity exceeds 1,500 cc; the length exceeds 4,000 mm; and the ground clearance is 170 mm and above. This clarification is confined to and is applicable only to Sports Utility Vehicles (SUVs).
6. It is hereby clarified that on goods specified in the list annexed to the notification No. 3/2017-Integrated Tax (Rate), dated the 28th June, 2017, which are eligible for IGST rate of 12% under the said notification and are also eligible for the benefit of lower rate under Schedule I of the notification No. 1/2017-Integrated Tax (Rate), dated the 28th June, 2017 or any other IGST rate notification, the importer can claim the benefit of the lower rate.

▪ **Advisory on taxpayers facing issue in filing GSTR-3B**

According to Hon'ble Supreme Court's directive filing of TRAN forms was made available for aggrieved taxpayers during 01.10.2022 to 30.11.2022. It has been observed that, in the process of filing TRAN forms, few taxpayers have submitted their forms on the portal but did not finally File it within the specified time. After submitting the Tran Forms, only filing was to be done with e-sign. Further, it is seen that such taxpayers have not raised any ticket for difficulty faced by them in filing Tran Forms. Some taxpayers were also contacted by GSTN and they informed that they do not intend to file TRAN forms. As the TRAN forms of these taxpayers are submitted but not filed, these taxpayers are not able to file their GSTR-3B.



The TRAN filing window has already been closed. Hence, such taxpayers are advised to raise a ticket on **GST Grievance Portal giving consent that their TRAN filing status may be reset by GSTN**. Once the consent for resetting their unfiled TRAN forms is received, the TRAN forms will be reset and the taxpayer will be able to file their **GSTR-3B**.

▪ **Advisory on facility of 'Initiating Drop Proceedings' of Suspended GSTINs due to Non-filing of Returns**

Recently, a functionality of “**Automated Drop Proceedings**” of GSTINs suspended due to non-filing of returns has been implemented on the GST Portal. This functionality is available for the taxpayers who have filed their pending returns i.e. 6 monthly or 2 Quarterly returns.

1. If such taxpayers have filed all their pending returns, the system will automatically drop the proceedings and revoke suspension.

2. If the status of the GSTIN does not automatically turn 'ACTIVE', then taxpayers are advised to revoke the suspension once the due returns have been filed, by clicking on 'Initiate Drop Proceeding' for which navigation is as follows:

**“Log on to GST Portal > Services > User Services > View Notices and Orders > Initiate Drop Proceeding”**

Note: This functionality is applicable to the taxpayers whose GSTINs have been suspended after 1st December, 2022.

**BUDGET 2023 IMPORTANT ANNOUNCEMENTS/AMENDMENTS**

1. Section 10 – Now, the dealers supplying goods through the Electronic Commerce Operators can opt for Composition Scheme under the Act.
2. Section 16(2) – Now, If the dealer has not made payment to his vendor within 180 days, then instead of adding the proportionate ITC with output tax liability, he will have to reverse it with interest. However, it also provides that the recipient shall be entitled to avail of the credit of input tax on payment made by him of the amount towards the value of supply of goods or services or both along with the tax payable by him with the tax payable thereon.
3. Section 17(3) - The value of such activities or transactions as may be prescribed in the respect of clause (a) of the paragraph 8 of the third schedule, i.e Supply of warehoused goods to any person before their clearance for home consumption, shall be treated as Exempt Supply and the ITC shall be restricted. The ITC shall have to be reversed as per provisions of Section 17(2) by adding the same to Exempt Supply.
4. Section 17(5) – Now, the ITC on goods or services or both received by a taxable person, which are used or intended to be used for activities relating to his obligation under Corporate Social Responsibility referred to in section 135 of the Companies Act 2013 shall be restricted.



5. Section 23 - If a person is exempt from getting the Registration under section 23 including the persons dealing in Exempt or non-taxable goods, he will not be required to take registration even if he is covered under section 22(1) and section 24. This amendment is retrospective and it is effective from 1st July 2017.
6. Section 39 - Now, If a dealer has not filed GSTR1/GSTR8/GSTR3B/GSTR9/GSTR9C within specified time mentioned in the respective section, he shall not be allowed to file these returns after the end of 3years from the actual due date of submission of these returns pertaining to respective time period.
7. Section 122(IB) - If E-commerce operator allows unregistered dealers to make supply through its Platform and further allows composition dealers to make sale inter-state through its platform then penal actions are being introduced. A penalty of ` 10,000/- or the amount of tax required to be paid on the transactions, whichever is higher, shall be levied on the E-commerce operators.
8. Section 132 - Now, some of the offences have been removed from the prosecution List and further the overall limit for all the offences has been raised from 1crore to 2 Crores except fake invoices. Offences u/s 132(1)(g)/ 132(1)(j)/ 132(1)(k) shall no longer be punishable with prosecution.
9. Section 138 - Following amendments are proposed in the case of compounding of offenses.
  - Now there will be no compounding of offence in case related to issuance of Fake invoices.
  - Other offences under section 132 can be compounded only once.
  - The amount of compounding is also proposed to be amended and the new rates of compounding is as under: -
    - (i) Minimum 25% of the Tax involved and the
    - (ii) Maximum amount not being more than 100% of the tax involved.
10. Section 158A - This is a new provision proposed to be made to share the information of the dealer with the other system as may be notified by the Government. Following information shall be allowed to be shared subject to certain conditions;
  - Registration Form in Reg-01
  - Information reported in Form GSTR1 & Form GSTR3B
  - GST Annual Return in Form GSTR9/9C
  - E-Invoice
  - E-way Bill
  - Any other details as may be provided by rules on common portalFurther, a new Sub Section 3 in Section 158A is proposed to be inserted which states that;
  - No action shall lie against the Government / common portal with respect to any liability due to sharing of such information.
  - There shall be no impact on liability to pay tax on the relevant supply or as per the relevant return.





# HIGHLIGHTS OF DIRECT TAX PROPOSALS IN FINANCE BILL, 2023

-CA. Rohan Bhandare

Given below are the summarised highlights of certain Direct Tax proposals in the Finance Bill, 2023 for the general information of members. Readers are requested to use the website <https://www.indiabudget.gov.in/> to access the full text of the Budget Document and Finance Bill, 2023.

<p><b>PROPOSED CHANGES IN TAX RATES</b></p>	<ul style="list-style-type: none"> <li>♦ In the alternate tax regime under Section 115BAC, a revision to the basic exemption limit and the number of slabs has been proposed. The revised basic exemption limit shall be INR 3,00,000 and for every additional INR 3,00,000 of income, the next slab rate will be applicable. The highest slab rate of 30% shall continue to apply to income above INR 15,00,000.</li> <li>♦ The threshold limit for total income eligible for rebate under Section 87A has been proposed to be increased from INR 5,00,000 to INR 7,00,000 for assessee's opting for the new tax regime. Under the new tax regime, the highest surcharge rate of 37% on income above INR 5,00,00,000 has been proposed to be reduced to 25%.</li> <li>♦ The alternate tax regime of Section 115BAC is proposed to be applicable to Association of Persons (AOP)[(other than a co-operative society)], Body of Individuals (BOI), and Artificial Juridical Persons (AJP).</li> <li>♦ Standard deduction from salary income is proposed to be extended to employees who opt for New Tax Regime.</li> <li>♦ The new tax regime under Section 115BAC is proposed to serve as the default regime.</li> <li>♦ A new section 115BAE is proposed to be inserted, which provides for reduced rate of tax of 15% (plus surcharge of 10% and cess) for Manufacturing co-operative societies established on or after April 1st, 2023, and commencing production on or before March 31st, 2024 [provided that specified incentives or deductions are not availed]. Further, income not derived or incidental to manufacturing or production of an article or thing shall be taxed at 22%.</li> </ul> <p>Section 115BBJ is proposed to be inserted which provides the tax rate of 30% on the income from any online gaming.</p>
<p><b>PROPOSED AMENDMENTS W.R.T. DEDUCTIONS AND EXEMPTIONS</b></p>	<ul style="list-style-type: none"> <li>♦ Receipts arising from life insurance policies issued on or after April 1st, 2023 shall be considered as income from other sources if the premium paid exceeds Rs. 5,00,000 in a given year. The exemption for receipts in the event of the insured person's death shall remain unchanged.</li> <li>♦ To avail a deduction under Section 10AA, the assessee must submit a return of income on or before the due date specified under Section 139(1).</li> </ul>





	<ul style="list-style-type: none"> <li>♦ Deduction under Section 10AA shall only be allowed if the proceeds from the sale of goods or provision of services are received within 6 months from the end of the previous year or within such further period as the competent authority may allow in this behalf.</li> <li>♦ Income distributed from offshore derivative instruments (ODI) entered into with an offshore banking unit of an IFSC shall be exempt from tax under Section 10(4E).</li> <li>♦ The exemption under Section 10(22B) for news agencies is proposed to be withdrawn.</li> <li>♦ Tax exemption under Section 10(46A) is proposed to be extended to 'Non-corporate entities (Such as bodies, authorities, boards, trusts, or commissions), established by a Central or State Act for the purpose of providing housing, planning urban development, and regulating activities for the benefit of the public.</li> </ul>
<b>PROPOSED AMENDMENTS W.R.T. INCOME FROM BUSINESS OR PROFESSION</b>	<ul style="list-style-type: none"> <li>♦ Under Section 43B, deductions for sums payable to Micro, Small, and Medium Enterprises (MSMEs) proposed to be allowed on payment basis.</li> <li>♦ In accordance with Section 36(1)(xvii), sugar manufacturing co-operative societies may claim by deduction for the amount paid to purchase sugarcane if the price is equal to or lower than the price fixed by the government.</li> <li>♦ Non-Banking Financial Companies (NBFCs) proposed to be notified for the purposes of Sections 43B and 43D.</li> <li>♦ Clarificatory amendment is proposed in Section 28(iv) which provides that benefit or perquisite is chargeable to tax, even if they are provided in cash or in kind or partly in cash and partly in kind.</li> <li>♦ Restrictions is proposed for set off of losses and unabsorbed depreciation by the assessee who opt for presumptive tax schemes under Sections 44BB and 44BBB.</li> <li>♦ The threshold limits for presumptive taxation schemes under Section 44AD and Section 44ADA have been proposed to be increased to INR 3 crores and INR 75 lakhs respectively, provided at least 95% of receipts and payments are made through non-cash methods.</li> </ul> <p>In order to ease the process of claiming the amortization of preliminary expenses it is proposed to amend Section 35D to remove the condition of activity in connection with these expenses to be carried out by a concern approved by the Board. Instead, the assessee shall be required to furnish a statement containing the particulars of this expenditure within prescribed period to the prescribed income-tax authority in the prescribed form and manner.</p>



<b>PROPOSED AMENDMENTS W.R.T. CAPITAL GAINS</b>	<ul style="list-style-type: none"> <li>♦ The transformation of physical gold into Electronic Gold Receipts and vice versa by a Vault Manager registered with the Securities and Exchange Board of India (SEBI) shall not be considered as a transfer for purposes of capital gains taxation.</li> <li>♦ The cost of any intangible assets and rights shall be considered as nil for which no consideration has been paid for acquisition.</li> <li>♦ The gains derived from the transfer, redemption, or maturity of Market Linked Debentures shall be taxed at applicable rate as short-term capital gains under Section 50AA.</li> <li>♦ An individual or HUF can claim a maximum exemption of Rs. 10 crores under Sections 54 and 54F.</li> <li>♦ No tax shall be imposed on the transfer of capital assets in connection with the relocation of an offshore fund to an International Financial Services Centre (IFSC). The deadline for this relocation has been extended to 31-03-2025.</li> </ul> <p>To align the provisions of Joint Development Agreement with the TDS provisions under section 194-IC, amendment is proposed in section 45 to provide that the full value of consideration shall be taken as the stamp duty value of the property received as increased by any consideration received in cash or by a cheque or draft or by any other mode.</p>
<b>PROPOSED AMENDMENTS W.R.T. CHARITABLE &amp; RELIGIOUS TRUST</b>	<p>The utilization of corpus, loans or borrowings by a charitable or religious trust prior to 01-04- 2021 will not be considered an application for charitable or religious purposes if the amount is subsequently deposited back into the corpus or the loan is repaid.</p> <p>The repayment of a loan or investment into the corpus will only be considered an application for charitable or religious purposes if it occurs within 5 years of the initial utilization.</p> <p>The donations made by one trust or institution to another trust or institution shall be deemed to be an application of up to 85% of the donated amount.</p> <p>The Jawaharlal Nehru Memorial Fund, Indira Gandhi Memorial Trust, and Rajiv Gandhi Foundation have been excluded from the list of eligible funds for deductions under Section 80G.</p> <p>Trusts and institutions that have initiated their activities must apply directly for regular registration, rather than provisional registration.</p> <p>The submission of an application for registration containing false, inaccurate, or incomplete information is considered a designated violation and may result in the revocation of the registration of trusts or institutions by the Principal Commissioner of Income Tax/Commissioner of Income Tax.</p> <p>The provisions for tax on accreted income as specified in Section 115TD have been extended to trusts or institutions, if they fail to apply for re-registration.</p>



	<ul style="list-style-type: none"> <li>♦ In order to claim the accumulation of income, trusts or institutions must file Form 9A and Form 10 at least two months prior to the deadline for filing the return of income.</li> <li>♦ The exemption can be claimed by trusts or institutions only if return of income is furnished within time limit prescribed under section 139(1) or 139(4).</li> </ul>
<b>PROPOSED AMENDMENTS W.R.T.</b>	<ul style="list-style-type: none"> <li>♦ Assessee can file an appeal against the penalty orders imposed by the Commissioner (Appeals) under Sections 271AAB, 271AAC, and 271AAD and revision orders passed by the Principal Chief Commissioner or Chief Commissioner under Section 263. The amendment also allows for the filing of a memorandum of cross-objections in all cases that are appealable to the Appellate Tribunal.</li> <li>♦ The amendment proposed to Section 132 allows the authorized officer to receive assistance from approved professionals, such as digital forensic experts and registered valuers, during the search and seizure process. The assessment in search cases will be completed in relation to the execution of the last authorization performed during the search.</li> <li>♦ A new appellate authority, the Joint Commissioner (Appeal), has been introduced for specific categories of taxpayers, such as individuals and HUFs, to speed up the resolution process in appeal proceedings.</li> <li>♦ Time limit for disposing of pending rectification applications by "Interim Board for Settlement" has been extended.</li> <li>♦ A provision has been proposed to empower the assessing officer to require a cost audit for inventory valuation prior to assessment.</li> <li>♦ The deadline for completing assessments has been extended from 9 months to 12 months, starting from Assessment Year 2022-23.</li> </ul> <p>In cases where assessments or reassessments are pending due to searches, the deadline for completing such assessments or reassessments will be extended by 12 months for the affected assessee and the assessee to whom any seized or requisitioned money, bullion, jewellery, or other valuable items belong or to whom any seized or requisitioned books of account or documents pertain or contain relevant information.</p>
<b>PROPOSED AMENDMENTS W.R.T. SET-OFF AND CARRY FORWARD OF LOSSES</b>	<ul style="list-style-type: none"> <li>♦ The definition of 'strategic disinvestment' in Section 72A has been proposed to be modified to include the sale of shares by the Central or State Governments, or by a public sector company in another public sector company resulting in a reduction of its shareholding below 51% and transfer of control to the buyer.</li> <li>♦ Section 72AA proposed to be amended to allow the carry forward of accumulated losses and unabsorbed depreciation in the case of the amalgamation of a banking company with another banking company within five years of the strategic disinvestment.</li> </ul>



	<p>Eligible startups will be able to set off and carry forward losses incurred during their first ten years of incorporation, even if there has been a change in shareholding, as long as all shareholders continue during the relevant period. The previous time limit of seven years has been proposed to be increased to ten years.</p>
<b>PROPOSED AMENDMENTS W.R.T. TDS &amp; TCS</b>	<ul style="list-style-type: none"> <li>♦ The threshold limit for TDS under Section 194N has been proposed to be raised from INR 1 crore to INR 3 crore for recipients who are cooperative societies.</li> <li>♦ The rate of TCS has been proposed to be increased from 5% to 20% for overseas tour packages without any threshold benefits.</li> <li>♦ TDS on winning from online gaming is proposed without any threshold benefit. The tax will be deducted either upon withdrawal or on the year-end account balance.</li> <li>♦ The exemption from TDS on interest payments to resident listed debenture holders has been removed.</li> <li>♦ If the recipient of EPF withdrawal does not provide his PAN, TDS on the withdrawal will be 20%, instead of the maximum marginal rate.</li> <li>♦ For certain income paid to non-residents or foreign companies, TDS will be deducted at a rate of 20% or the rate specified in a tax treaty, whichever is lower. This relief will be available if the payee provides a tax residency certificate.</li> <li>♦ A new provision has been proposed to address TDS mismatches and allow taxpayers to claim TDS credits in the relevant assessment year. Assesee can make an application in prescribed form to AO within 2 years from the end of the year in which tax is deducted.</li> </ul> <p>Sections 206AB and 206CCA have been amended to exclude certain persons from the scope who are not required to file a return of income and are notified by the government.</p>
<b>PROPOSED AMENDMENTS W.R.T. PENALTIES AND PROSECUTIONS</b>	<ul style="list-style-type: none"> <li>♦ A fine of Rs. 5,000 will be imposed on financial establishments for submitting inaccurate SFTs as a result of incorrect information provided by account holders. The financial institution has the right to recover the fine from the account holder.</li> <li>♦ Penalties under Section 271C and prosecution under Section 276B will be initiated on failure to withhold taxes under Section 194R or Section 194S on benefits given in kind.</li> </ul>
<b>OTHER PROPOSED AMENDMENTS</b>	<ul style="list-style-type: none"> <li>♦ Central Govt. will prescribe a uniform method for the valuation of perquisites arising from rent- free or concessional accommodation provided by an employer to an employee.</li> <li>♦ Distributions by business trusts to unit holders that are classified as debt repayment proposed to be taxed in the hands of unit holders.</li> </ul>





- ♦ The authorities can adjust the Income tax refunds with any outstanding tax due after written intimation only. In the case of assessment/ reassessment, written reasons must also be provided for withholding the refund. In such cases, the additional interest on the refund will not be payable from the time of withholding until the assessment is made.
  - ♦ Primary Agricultural Credit Societies (PACS) and Primary Co-Operative Agricultural and Rural Development Banks (PCARD) can now accept deposits or offer loans to their members in cash up to Rs. 2 lakhs. This increased limit of Rs. 2 lakh also applies to the repayment of these loans or deposits.
  - ♦ The provisions for thin capitalization in Section 94B will not apply to an Indian company and PE of foreign company and designated NBFCs.
  - ♦ The interest calculation for updated tax returns will be based on the difference between the assessed tax and the advance tax claimed in the earlier returns.
  - ♦ Double deductions by claiming interest on housing loan under Section 24 and including it as part of the cost of acquisition shall not be allowed.
  - ♦ The eligibility period for tax deductions for start-ups under Section 80-IAC is proposed to be increased by one year. The start-ups incorporated before 01-04-2024 shall be eligible for deduction.
- The proposed amendment to Section 92D shortens the deadline for submitting information or documents in tax proceedings related to international or domestic transactions from 30 days to 10 days, with an option to extend by another 30 days.



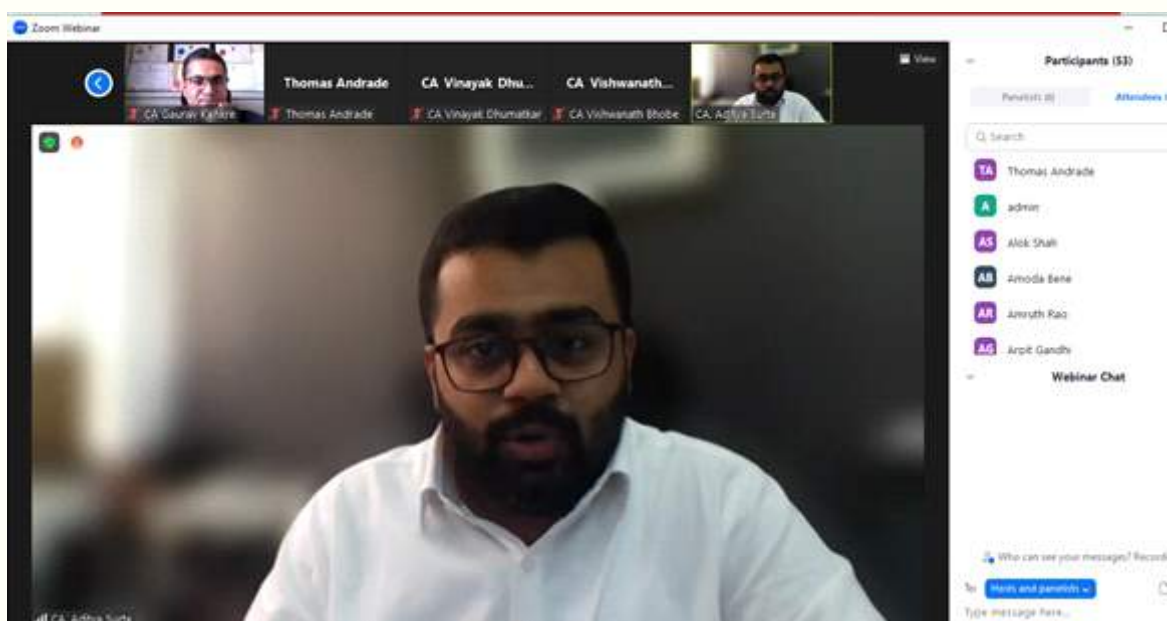
# Activity Report January 2023

Sr. No.	Date	Programme	Speakers	CPE Hrs.
1	02.01.2023-18.01.2023	Goa Branch of WIRC of ICAI organized ICITSS Course for CA Students		Nil
2	04.01.2023	Goa Branch of WIRC of ICAI organized Virtual Meeting on Latest changes in GST after 48th GST Council Meeting	CA. Aditya Surte	3 Hrs.
3	10.01.2023	Committee on MSME & Startup of ICAI organized One Day Seminar on “360 degrees - Startup Samvad Conclave” hosted by Goa Branch of WIRC of ICAI  Chief guest	Shri. Rohan Khaunte, Honourable Minister Of Revenue, Information And Technology, Labour And Employment Of Goa  CA. Eshank Shah  CA. Royce Pereira  Shri. Sudip Faldesai of GSIC  Shri. Prashant DS of FiiRE  Shri. Rajesh Joshi of Atal Innovation Centre GIM	6 Hrs.
4	20, 21, 23,24, 25, 26, 27, 28, 30, 31.1.2023	Goa Branch of WIRC of ICAI & WICASA Goa jointly with Ahmedabad Branch, Bhuj Branch, Bhavnagar Branch & Jammnagar Branch organized Lecture for Final Students on Financial Management	CA. Jay Pandya	Total 33Hrs.
5	27.01.2023	Goa Branch of WIRC of ICAI & WICASA Goa organized Investor Awareness Programme at Sant Sohirobanath Ambiyee Government College of Arts and Commerce, Virnoda, Pernem, Goa	CA. Harjeet Parkar	Nil
6	28.01.2023	Peer Review Board of ICAI organized Webinar hosted by Goa Branch jointly with Pimpri Chinchwad Branch, Ratnagiri Branch, Kolhapur Branch & Nagpur Branch of WIRC of ICAI  Peer Review Guidelines, 2022  Review Procedures and Reporting by Peer Reviewer	CA. Chandrashekhar Vasant Chitale, Chairman, Peer Review Board  CA. Anuj Goyal, Vice Chairman, Peer Review Board  CA Hemant Godse	Nil



Sr. No.	Date	Programme	Speakers	CPE Hrs.
		Compliance with Framework of Quality Control General & Specific Controls  Rationale & Significance of Peer Review	CA. Dilip Satbhai Vasantrao  Moderator: Sameer Laddha  Panel Discussion: CA Jagdeesh Dhongde CA Nachiket Deo CA Abhishek Dhamne	Nil
7	28.01.2023	Goa Branch of WIRC of ICAI & WICASA Goa organized Career Counselling Programme at Keshav Smruti Higher Secondary School, Bogmalo, Vasco, Goa	CA. Shrinivas Prabhu	Nil
8	28.01.2023	Goa Branch of WIRC of ICAI & WICASA Goa organized Investor Awareness Programme at Keshav Smruti Higher Secondary School, Bogmalo, Vasco, Goa	CA. Shrinivas Prabhu	Nil
9	30.01.2023	Goa Branch of WIRC of ICAI & WICASA Goa organized Career Counselling Programme at St. Xavier's Higher Secondary School, Mapusa, Goa	CA. Swati Naik	Nil

### Virtual Meeting on Latest changes in GST after 48th GST Council Meeting held on 4.1.2023





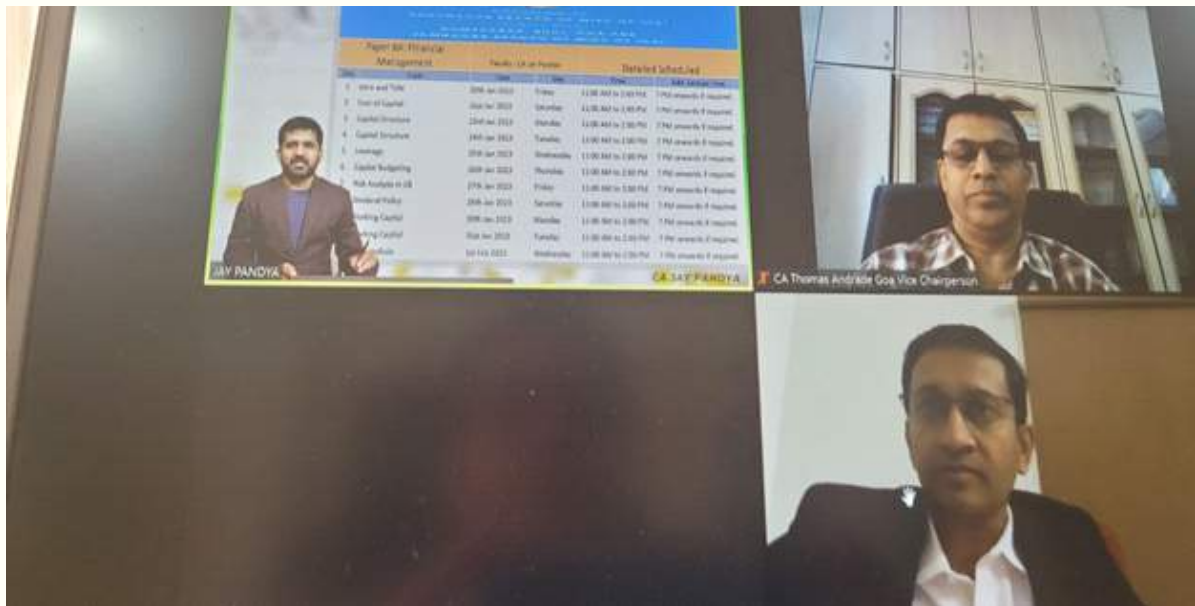
One Day Seminar on “360 degrees- Startup Samvad Conclave” held on 10.1.2023







**Lecture for Final Students on Financial Management-Paper 8  
held on 20, 21, 23, 24, 25, 26, 27, 28, 30, 31.1.2023**



**Investor Awareness Programme at Sant Sohirobanath Ambiyee  
Government College of Arts and Commerce,  
Virnoda, Pernem, Goa held on 27.1.2023**



**Webinar on Peer Review held on 28.1.2023**





**Career Counselling Programme at Keshav Smruti  
Higher Secondary School, Bogmalo, Vasco, Goa held on 28.1.2023**



**Investor Awareness Programme at Keshav Smruti Higher Secondary School,  
Bogmalo, Vasco, Goa held on 28.1.2023**







**Career Counselling Programme at St. Xavier's Higher Secondary School, Mapusa Goa on 30.1.2023**





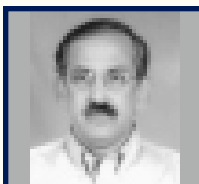
# Birthday Wishes



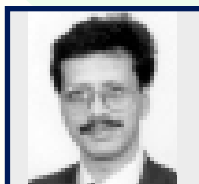
**REGINALD  
ALEXANDER DIAS**  
01-JAN



**MOHANDAS  
JAGANNATH  
CHOPDEKAR**  
02-JAN



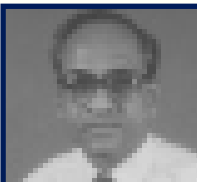
**KAMAT BALKRISHNA  
VASANT**  
02-JAN



**NAIK LAXMIKANT  
DATTA**  
02-JAN



**RAHUL D.  
PRABHU MHAMBRE**  
03-JAN



**HAJARE MANIK  
APPARAO**  
05-JAN



**JAIRAM ALIAS  
PRAVEEN RAJENDRA  
KHOLKAR**  
05-JAN



**DAIVAJNA GANESH  
MUKUNDSHET**  
08-JAN



**ALEX K.  
JOSHUA**  
11-JAN



**SHWETA RAGHU  
PIKALE**  
12-JAN



**BHANDARE PRAKASH  
VASSANT**  
13-JAN



**LOTLIKAR UMESH  
DINANATH**  
15-JAN



**KIRAN KISHOR  
KHARANGATE**  
15-JAN



**VIDESH GURUDAS  
SANGODKAR**  
16-JAN



**RAJITA ASHOK  
KUKALEKAR**  
17-JAN



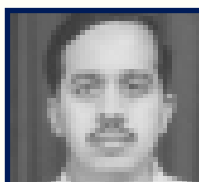
**SHREYA VISHVESH  
NAIQUE GAUNEKAR**  
18-JAN



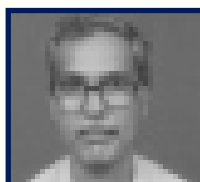
**YAMINI MILIND  
AMONKER**  
21-JAN



**RADHAKRISHNA  
LINGAPPA BHAT**  
21-JAN



**DESAI SUHAS  
BHALCHANDRA**  
22-JAN



**GOPALKRISHNA  
SHANTARAM PAI  
PANANDIKAR**  
22-JAN



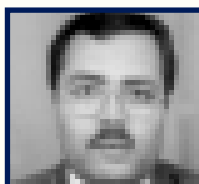
**RADHIKA  
VENKATESH KULKARNI**  
23-JAN



**DILRAJ AMRUT  
KALANGUTKAR**  
23-JAN



**AMRUTH RAO**  
25-JAN



**YESHWANT VINAYAK  
SHIRODKAR**  
28-JAN



**NAMRATA AMOD  
BENE**  
28-JAN



**KARTIKKUMAR  
ISHWARCHANDRA  
MUCHANDI**  
29-JAN



**BHANDARE SANDIP  
PADMANABH**  
30-JAN



# February Birthdays

Naik Rajan Rannu	01-Feb
Vinayak Dhumatkar	05-Feb
Veera Raghavan S.	06-Feb
Shivdatta Gurunath Ambe	08-Feb
Anup Ravindra Sinai Borkar	10-Feb
Vanessa Stella Vaz	10-Feb
Adhia Champaklal Vrajlal	11-Feb
Patil Vilasraje Appasaheb	11-Feb
Priyanka Mehta	12-Feb
Sarmalkar Damodar Yeshwant	14-Feb
Bharati Deelip Prabhudesai	15-Feb
Vishwanath S. S. Bhobe	15-Feb
Hegde Nagesh Devidas	18-Feb
Thomas Paul Andrade	18-Feb
Franisa Maria Gonsalves	18-Feb
Bargi Vithal Nagesh	19-Feb
Pallavi Sagar Salgaocar	20-Feb
Pranav Anant Naik	22-Feb
Suhas Mannur	24-Feb
Seemadevi Jagdishchandra Taneja	27-Feb
Bandekar Kishor Mangesh	28-Feb
Amoda Uttam Bene	28-Feb

It is our sincere attempt to be part of & wish you on your special day. We are in the process of updating our data. If we miss anyone or any wrong data is noticed, please call Ranjita @ 0832 2438516 so that we can update our records.



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