

# Goods v/s Service – Schedule

## II

- Transfer of goods or of right in goods without transfer of title thereof, is a **supply of service**
  
- Transfer of title in goods under an agreement which stipulates that property in goods will pass at a future date upon payment of full consideration is **supply of goods** (Hire purchase transaction)
  
- Supply of service
  - ❑ Job work is a service
  - ❑ Construction, repair, supply
  - ❑ Temporary transfer or permitting the use of any IPR
  - ❑ Information Technology
  - ❑ Agreeing to the obligation to refrain from an act, or to tolerate an act or a situation, or to do an act
  - ❑ Works Contract
  - ❑ Supply of food in a restaurant

# Meaning And Scope Of Supply

- > Under GST regime, tax is payable on the supply of goods and/or services.
- > Supply includes:
  - i. All forms of supply such as

Sale

Transfer

Barter

Exchange

License

Rental

Lease

Disposal

made or agreed to be made for a consideration in the course or furtherance of business.

# Meaning And Scope Of Supply

- ii. Specified supplies made or agreed to be made without a consideration – **Schedule I**.
- iii. Importation of service, whether or not for a consideration and whether or not in the course or furtherance of business.
- iv. Transaction between a principal and agent shall be deemed to be a supply.
- v. Supply of any branded service by an aggregator under a brand name shall be deemed to be a supply.

# Supplies made without consideration – Schedule I

- Permanent transfer/disposal of business asset
- Temporary application of business assets to a private or non-business use
- Services put to private or non-business use
- Assets retained after deregistration
- Supply of goods and/or services by a taxable person to another taxable or non-taxable person in the course or furtherance of business

# Time of Supply of Goods

**Earliest of the following:**

- i. Goods are required to be removed -date when goods are removed
- ii. Goods are not required to be removed - date when goods are made available to the buyer
- iii. Date of invoice
- iv. Date of receipt of payment by supplier
- v. **Recipient shows receipt of goods in his books**

# Time of Supply of Service

- ✓ The time of supply of services shall be:-
  - i. If the invoice is issued within the prescribed period – Earliest of date of invoice or date of receipt of payment
  - ii. If the invoice is not issued within the prescribed period - the date of completion of provision of service or the date of receipt of payment, whichever is earlier
  - iii. Where the above provisions do not apply – the date on which the recipient shows the receipt of services in his books of account