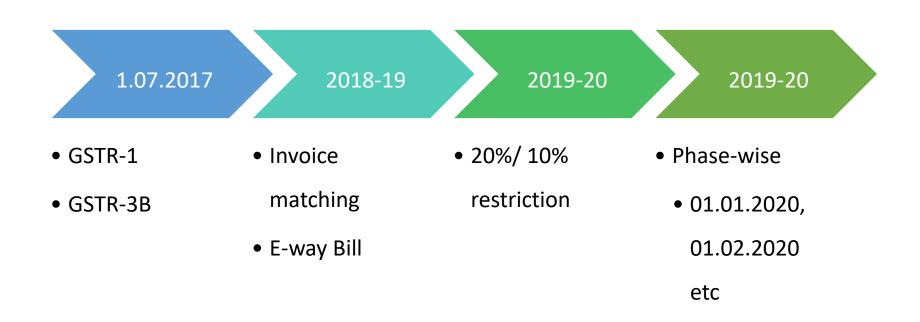
E-invoicing in India

Concept and Challenges

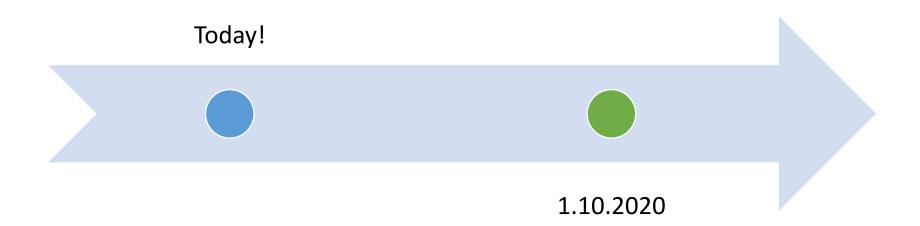
October 2020

CA Pritam Mahure and Associates

E-invoicing — Evolution



New date proposed!



E-invoicing

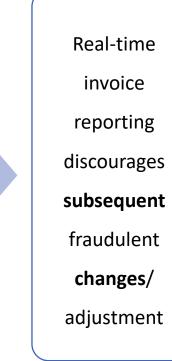
Electronic invoicing (also called **e-invoicing**) is a form of electronic billing.

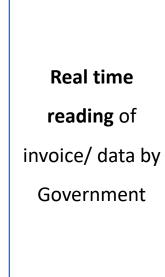
E-invoicing methods are used by trading partners, such as customers and their suppliers, to present and monitor transactional documents between one another and ensure the terms of their trading agreements are being met

• https://en.wikipedia.org/wiki/Electronic invoicing

E-invoicing – Why preferred?

E-invoicing is increasingly mandated by Governments across the world, particularly due to GST/VAT evasion





Machines can read e-invoices

E-invoicing — Globally!

E-Invoicing — Globally!

South Korea

- Introduced in 2011
 and mandated for
 most of the
 taxpayers from
 2014
 - Transition Phase -3 years

Germany

- Framework shared in 2017
 - At present,evolving

European Union

• EU is also

recommending e-

invoicing

(EU Directive

2014/55/EU and EN

1693 standard)

Invoices – Globally!

Globally, number of invoices are likely to encompass 550 billion p.a.

In 2019, 55 billion
(approx.) invoices were
exchanged on a paperless
basis (Billentis-Compacer
Study)

Invoicing in India

Invoice - 'Pulse' of business!



Relevant Provisions!

Act

- Section 2 (66)
- Section 31
- Section 16
- Interest, penal provisions etc

Rules

- Rule 46
- Rule 48
- Rule 54

Notifications

- 2019
 - Not. No. 31
 - Not. No. 68 to 72
- 2020
 - Not. No. 2/2020
 - Not. No. 13 and 14
 - Not. No. 60 and 61

Web

https://einvoice1.gst.gov.in/

Invoice in GST - Supplier

Meaning **Supplier** Rules

- Section 2 (66)
 - "Invoice" or "tax invoice" means the tax invoice referred to in section 31 [Sec. 2 (66)]
- Tax invoice includes revised invoice [Sec. 31]
- Section 31 Tax invoice
 - A registered person supplying taxable goods/ taxable services
 shall.. issue tax invoice
 - Provided... by notification... specify... invoice shall be issued,
 within such time and in such manner as may be prescribed
- **46.** Tax invoice <u>Subject to rule 54</u>, a tax invoice referred to in section 31 <u>shall be issued</u> by the registered person <u>containing</u> the following particulars, namely...
- 54. Tax invoice in special cases

Rule 48 - Manner of issuing invoice

...

(4) The invoice shall be prepared by such class of registered persons as may be notified by the Government, on the recommendations of the Council, by including such particulars contained in <u>FORM GST INV-01</u> after obtaining an <u>Invoice Reference</u>

<u>Number</u> by uploading information contained therein on the Common Goods and Services Tax <u>Electronic Portal</u> in <u>such manner</u> and subject to such conditions and restrictions as may be specified in the notification.

(5) Every invoice issued by a person to whom sub-rule (4) applies in any manner other than the manner specified in the said sub-rule shall **not be treated as an invoice**

Recipient – Implications!

Section 16 Eligibility and conditions for taking input tax credit.

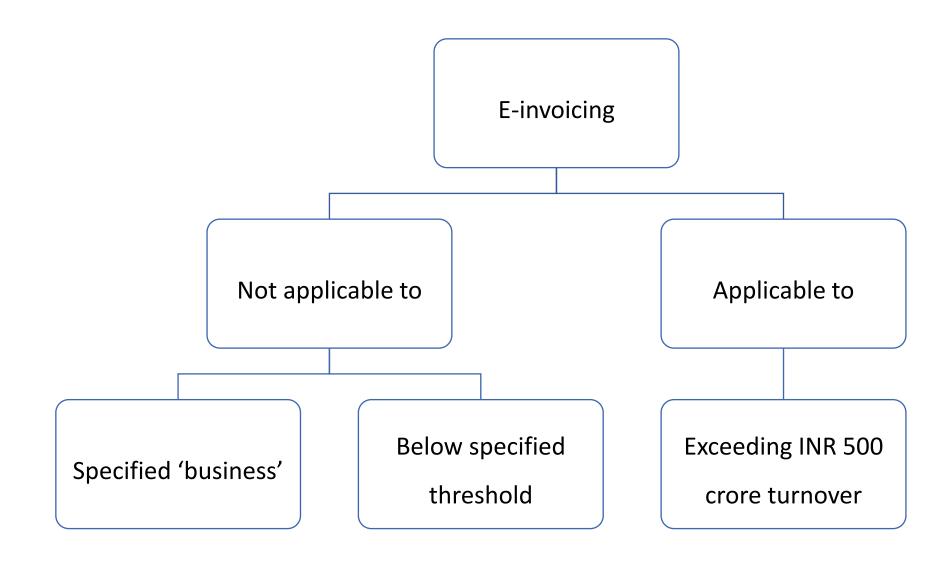
•••

- (2) Notwithstanding anything contained in this section, **no registered person shall be** entitled to the credit of any input tax in respect of any supply of goods or services or both to him **unless**:
 - (a) he is in **possession of a tax invoice or debit note** ... (Section 16)

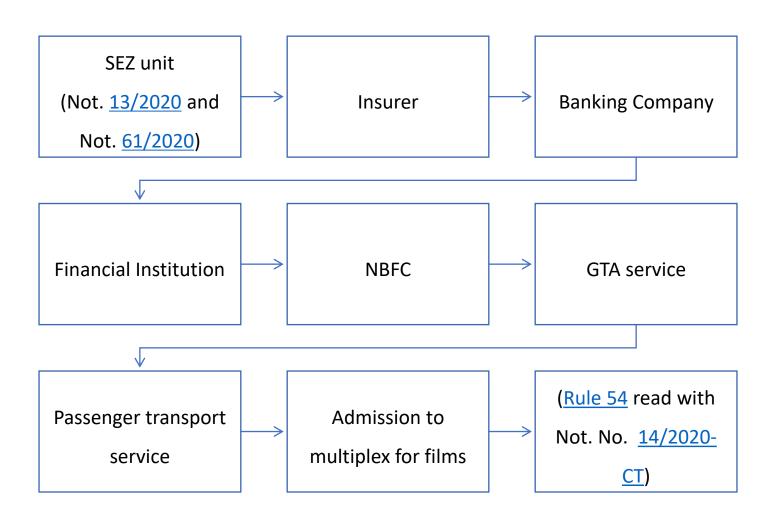
E-invoicing

Not applicable to whom?

Is it applicable to everyone?



Specified entities!



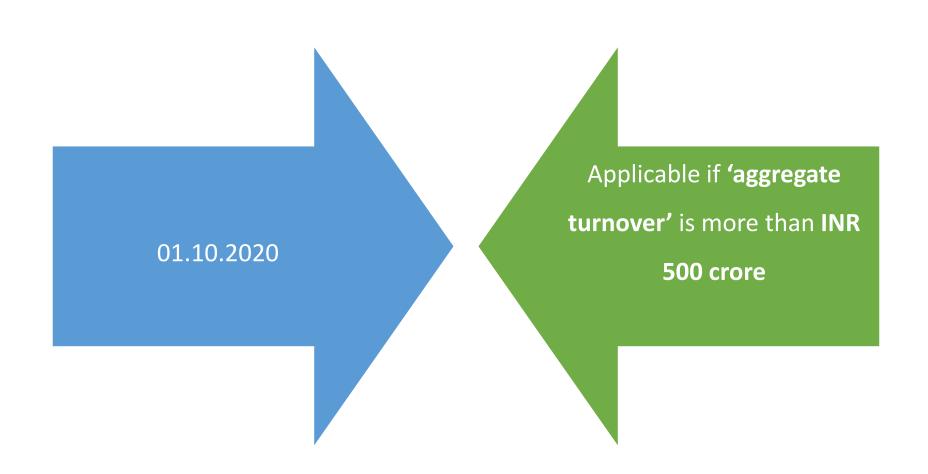
Exemption from e-invoicing!

- SEZ
 - Exclusion is for 'SEZ unit' and not 'SEZ Developer'
- Banking etc
 - Its qua the ''entity' (updated FAQs)
- ISD
 - Not applicable

E-invoicing

Applicable to whom?

Applicable!



'Aggregate Turnover' - Meaning!

- Section 2(6) of the CGST Act
 - "(6) "aggregate turnover" means the aggregate value of all taxable supplies

 (excluding the value of inward supplies on which tax is payable by a person

 on reverse charge basis), exempt supplies, exports of goods or services or

 both and inter-State supplies of persons having the same Permanent

 Account Number, to be computed on all India basis but excludes central

 tax, State tax, Union territory tax, integrated tax and cess; "

Email from GSTN being received!

Dear Taxpayer,

With reference to the Ministry of Finance (Dept of Revenue), Govt of India, CBIC Notifications Number 60/2020 and 61/2020 dated 30th July 2020, it is informed that your company is having an annual turnover of greater than INR 500 crores for the financial year 2019-2020 and hence is applicable to issue electronic invoices (e-invoice) from 01st October 2020, as per the notified e-invoice schema version 1.1. Your company will be required to issue only electronic invoices for all Business-to-Business (B2B) transactions (as per the notified schema) which will first need to be registered with the Invoice Registration Portal (IRP), so as to be considered as valid business transactions.

This mail is also to inform you that GSTN is providing a **testing environment** (sandbox) where you may test your respective ERP system / invoicing generation systems to practice the registering of your e-invoices on the Invoice Registration Portal (IRP).

Email from GSTN being received!

This sandbox for testing has already been provisioned at this link: https://einv-apisandbox.nic.in/
. All technical details can be accessed at this portal as also the concept and the FAQs on the proposed e-invoice mechanism.

GSTN will be **hand-holding and guiding** the industry through meetings / interactive webinars so that all the applicable businesses are enabled and ready to adopt the notified e-invoice for compliance well before the due date of 01st Oct 2020. The details of such interactions will be intimated through various communication channels, which you may attend to be ready to comply with the e-invoice mandate.

(You are requisted to keep checking your junk folder or spam folders for mails from GSTN for the notices on these webinars/meetings). Thanking you,

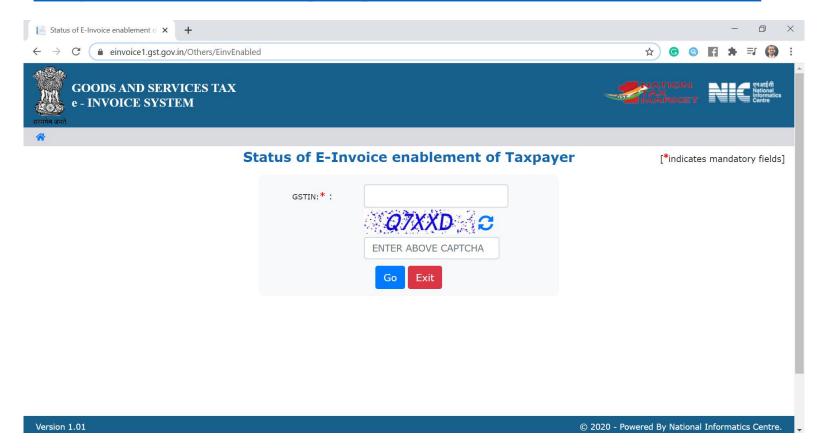
Team GSTN

Clarification on e-invoice!

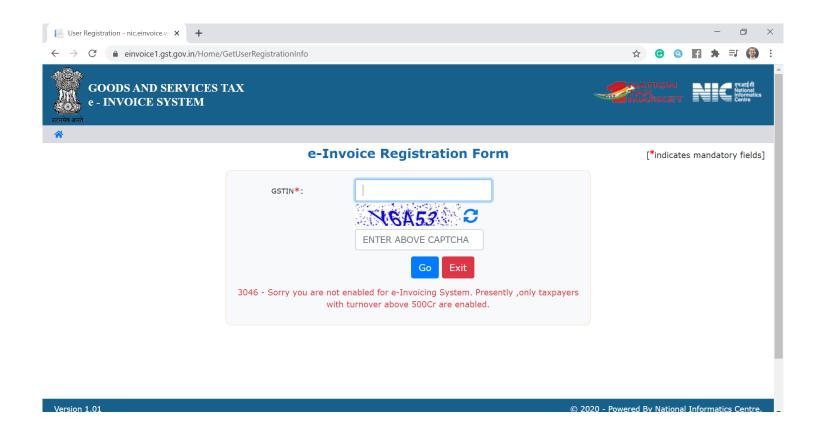
- The tax payer can come to **know** his eligibility for generation IRN by going to the e-invoice portal and selecting 'e-invoice status of Tax Payer' under Search option. On entry of the GSTIN, the system will indicate whether this GSTIN is enabled/notified for the IRN generation
 - https://einvoice1.gst.gov.in/Documents/eInvoice process.pdf

You may check!

https://einvoice1.gst.gov.in/Others/EinvEnabled

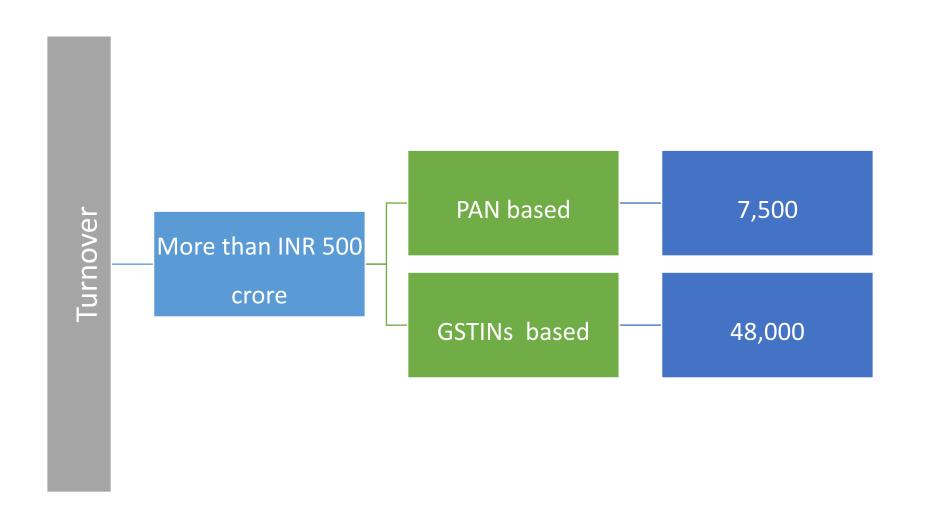


If below threshold!

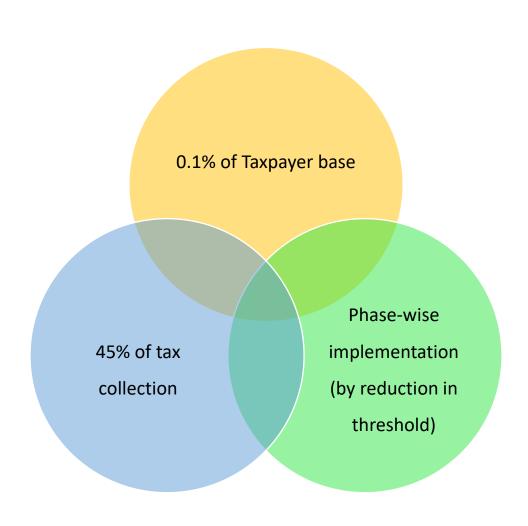


Which entities are likely to be affected?

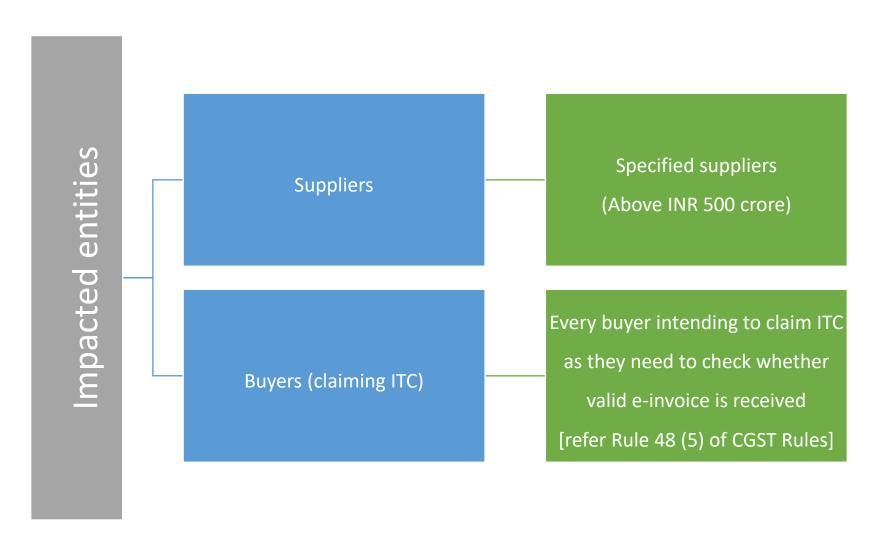
Likely impacted taxpayers in India!



Likely impacted taxpayers in India!



Impacted entities – Almost everyone!



Types of documents!

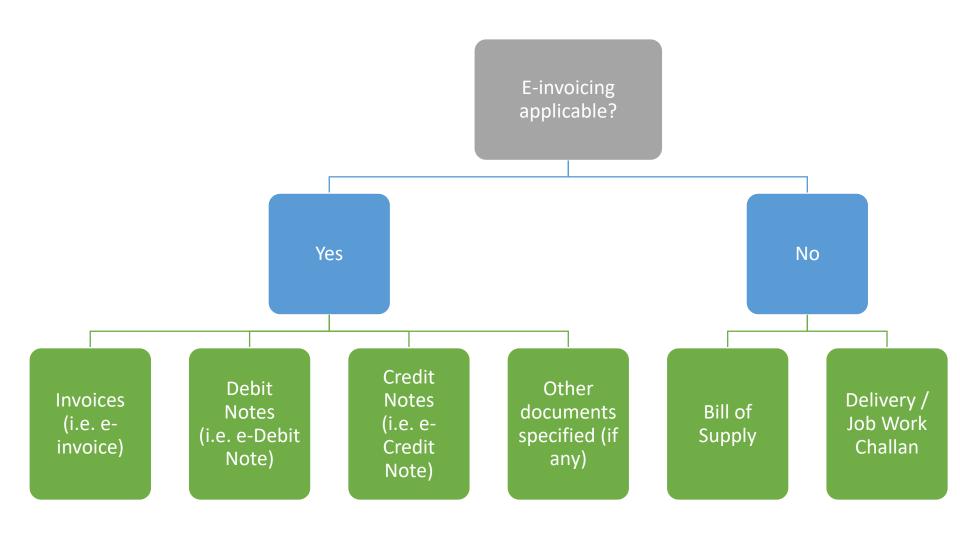
Types of documents!

What types of documents are to be reported to GST System?

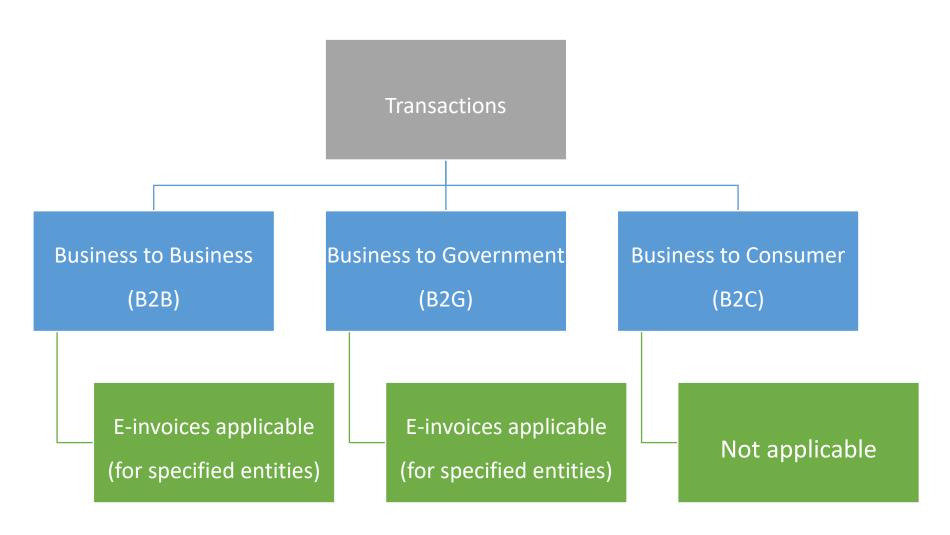
The taxpayers need to report the following documents to the e-invoice system.

- Invoice by Supplier
- Credit Note by Supplier
- Debit Note by Supplier

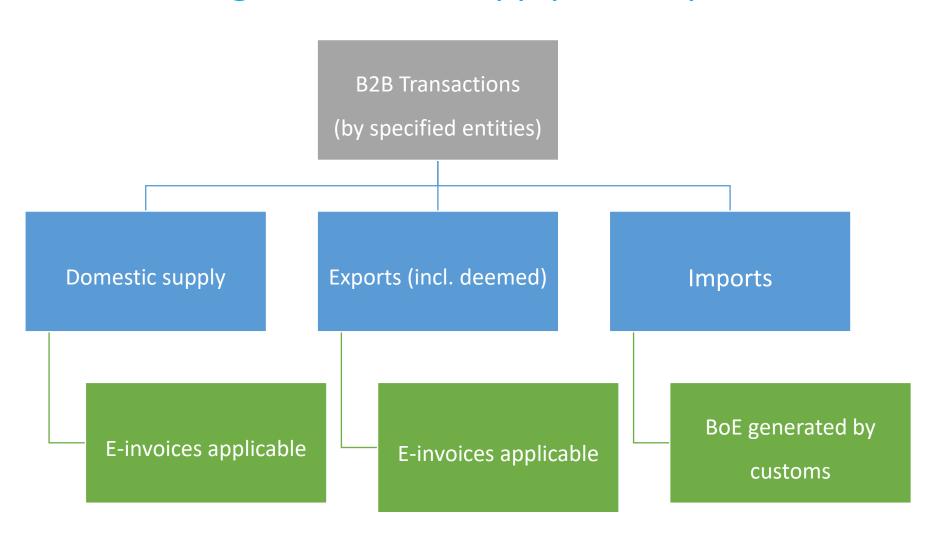
E-Invoicing – Types of Documents



E-Invoicing – Types of Transactions



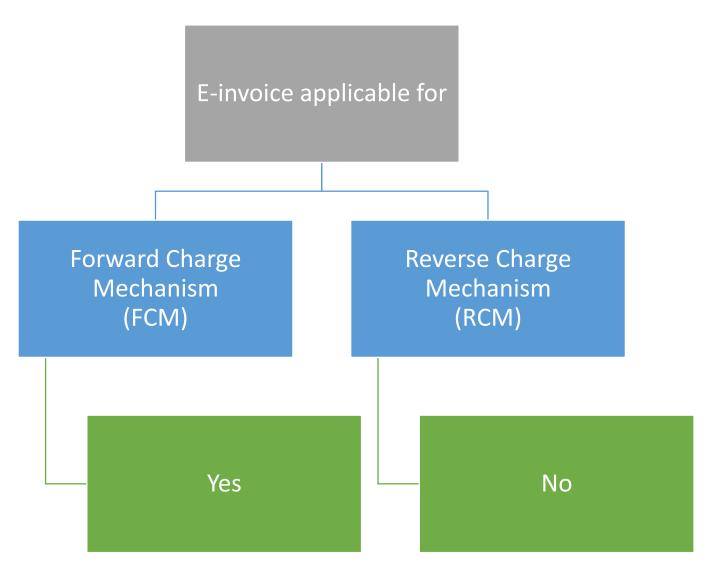
E-Invoicing – Domestic supply and Exports



Exports!

- Please clarify whether exports would require e-invoice compliance.
- Yes, the e-invoice schema also caters to the **export invoices** as well. The e-invoice schema is based on most common standard format and it meets the requirements of the export as well.

E-Invoicing – FCM and RCM



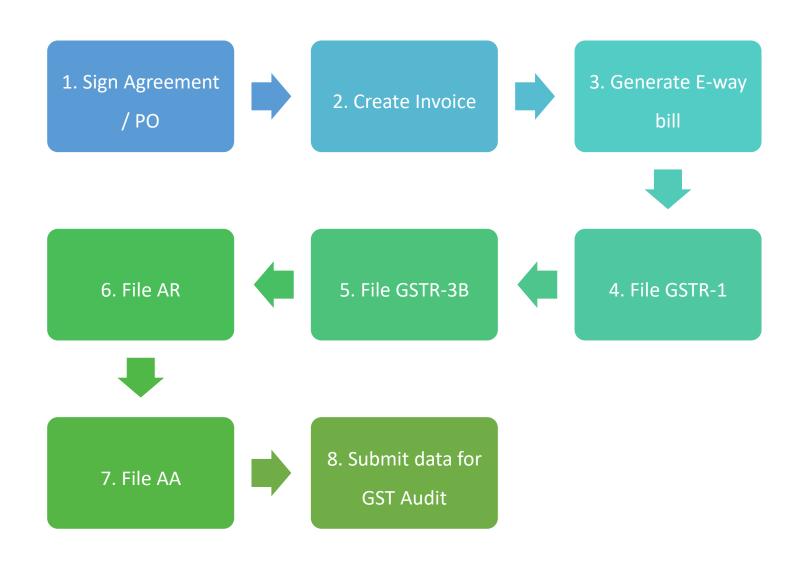
RCM!

- Will e-invoice schema cater to reverse charge mechanism?
- Yes, E-invoice system has a reverse charge mechanism reporting as well

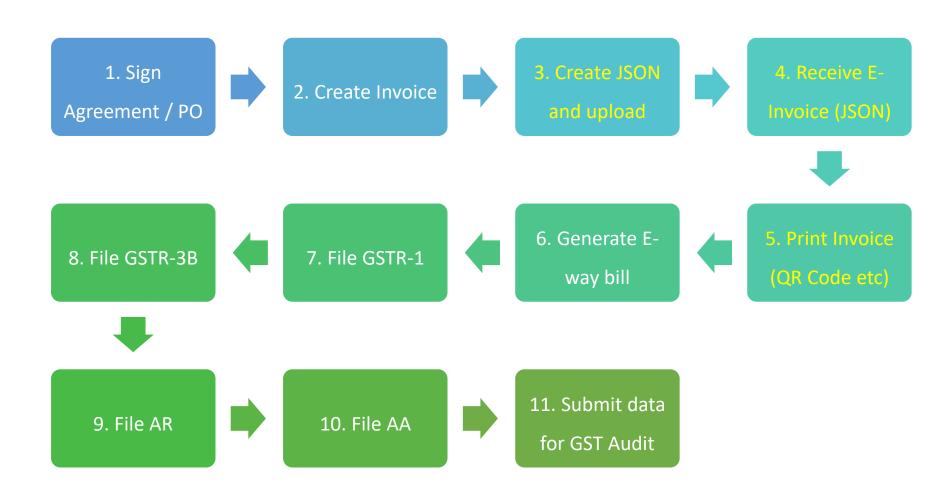
Aforesaid, is for supplier and not recipient!

E-invoicing - Process

Process - Before!



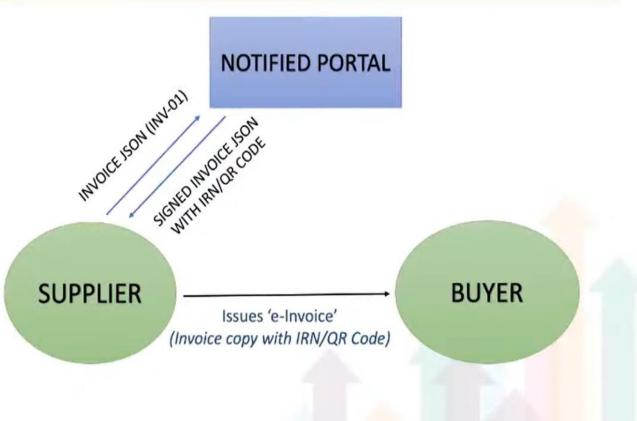
Process – After!



What will change!

Issuing invoice in e-invoicing scenario



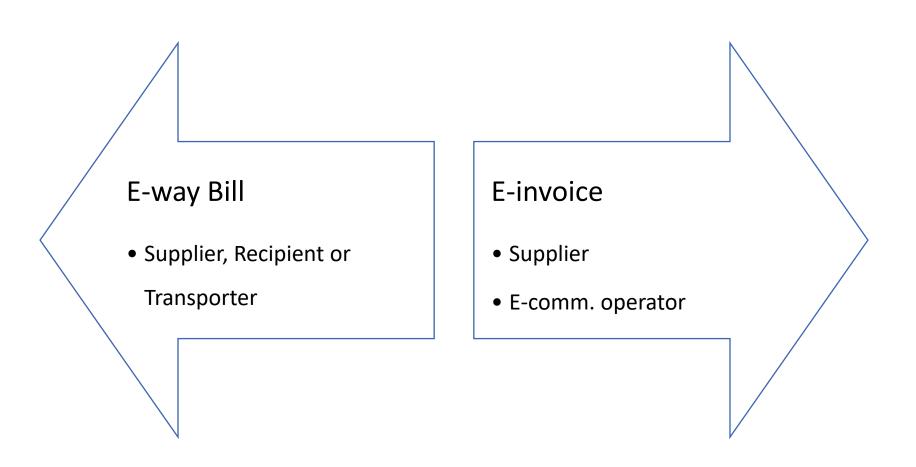


Prepare or intimate!

- <u>Will businesses now be required to generate e-invoices on the GST portal</u> or the e-invoice portal?
- No. The tax payer will first prepare and generate his invoice using his ERP/accounting system or manual system and then upload these invoice details to IRP and get the unique reference number, known as IRN. It is clarified again that the e-invoice means **NOT preparation or generation** of tax payer's invoice on government portal. It is **only intimating** the government portal that invoice has been issued to the buyer, by registering that invoice on the government portal.

Who will generate?

Who to generate!



How to prepare E-invoicing?

E-invoicing – How to?

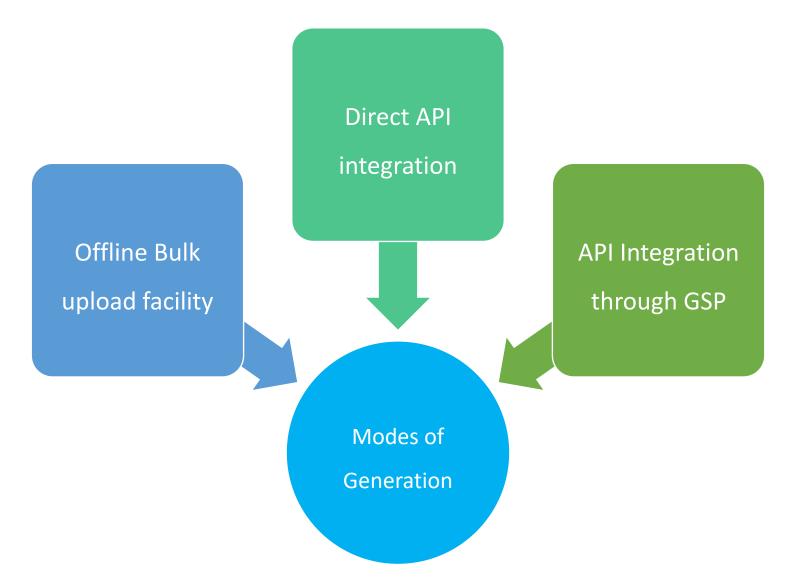
Taxpayer would use his **accounting** / ERP / tools for creating the electronic invoice

Create JSON

Website https://einvoice1-trial.nic.in

- User ID of EWB portal
- If not registered, then new registration

Modes of generation!



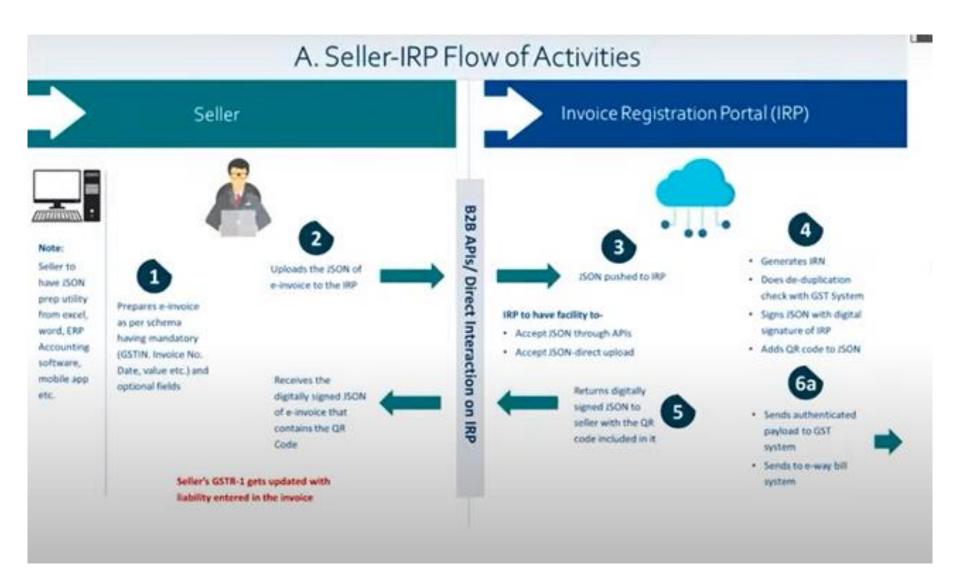
Process

Upload JSON

IRP to generate IRN, QR code and sign digitally

E-invoice - IRN, QR Code, Digitally signed by IRP

Process –Seller IRP Flow of Activities



IRN and QR code

IRN and QR Code

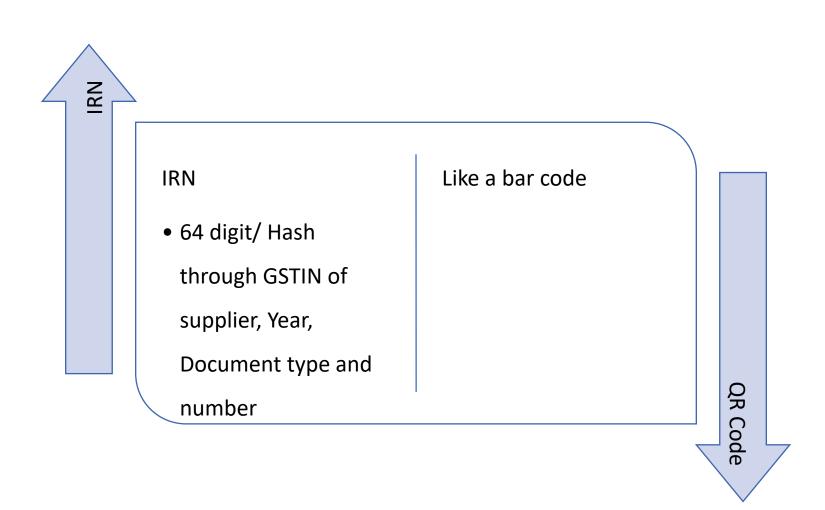
After uploading JSON, validation by IRP various parameters like

GSTIN of Supplier and Recipient

Invoice Number (Duplication Check)

After validation, IRN and QR Code generated

IRN and QR Code



IRN

IRN - Relevance!

Unique for this year for India

Not only
Government, transporter, or buyer but also banking etc

Without IRN goods or services cannot move

QR code

QR Code

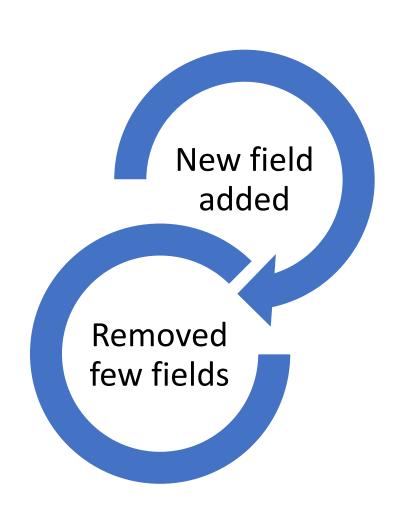
- Through QR code, following particulars will be available:
 - 1. GSTIN of supplier
 - 2. GSTIN of Recipient
 - 3. Invoice number as given by Supplier
 - 4. Date of generation of invoice
 - 5. Invoice value (taxable value and gross tax)
 - 6. Number of line items.
 - 7. HSN Code of main item (the line item having highest taxable value)
 - 8. Unique Invoice Reference Number (hash)

24 hrs!

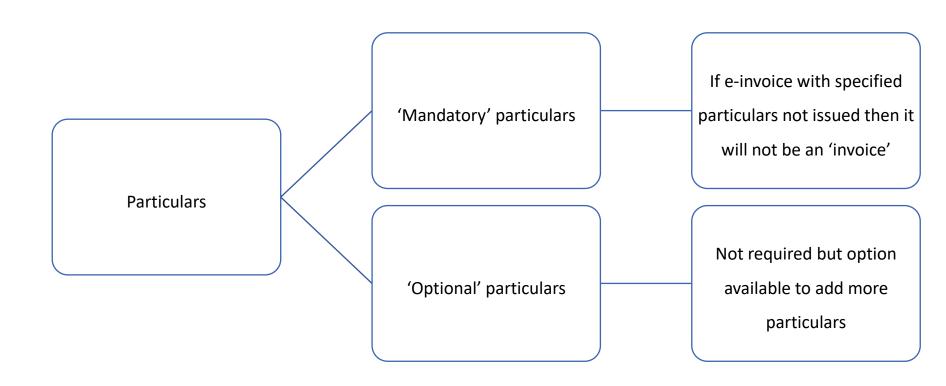
- How long will the generated e-invoice be available in the government portal?
- Once the e-invoice system has validated and registered an IRN, it will be made available to the taxpayer for reference on e-invoice system for only 24 hours.

Invoice contents

Schema of E-Invoice [Not. No 60/2020- CT)



E-Invoice Schema contents!



INV-01



New/ revised fileds!

Revised INV -01 revised Schema

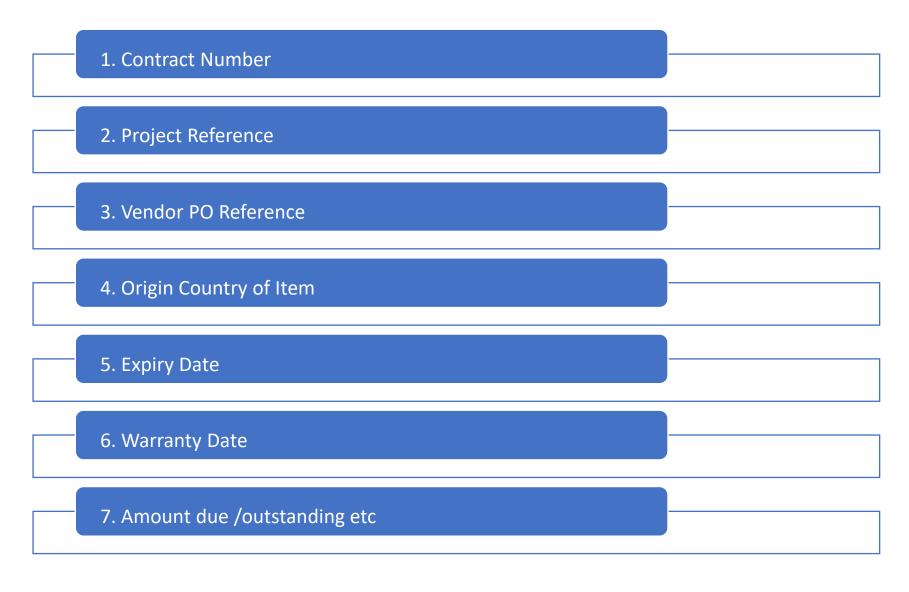
New fields added

- 'Discount' earlier at item level and now at invoice level also
- 'Other charges' earlier at item level and now at invoice level also
- 'Export duty' in extra information
- From State names to State codes
- Country **codes** to be published by Customs

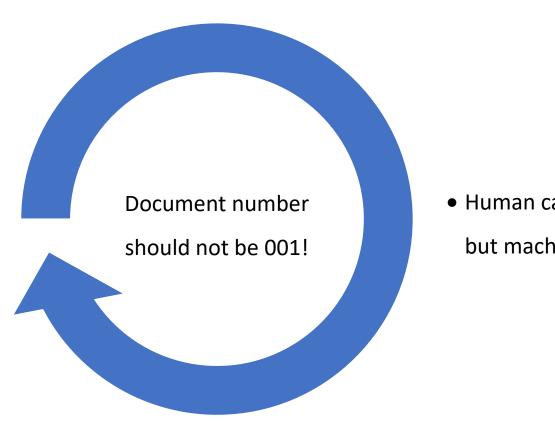
Few Key Invoice Contents – 'Mandatory'



Few Invoice Contents – 'Optional'



Invoice Contents – Formats



Human can understand but machines cannot!

One schema, to serve them all!

- Will there be separate invoice formats required for Traders, Medical Shops,
 Professionals and Contractors?
- There will not be any separate invoice formats required for Traders, Medical Shops, Professionals and Contractors. Same e-invoice schema will be used by all kinds of businesses. The schema has mandatory and non-mandatory fields.

 Mandatory field has to be filled by all taxpayers. Non-mandatory field is for the business to choose. It covers all most all business needs and specific sectors of business may choose to use that non-mandatory field which are needed by them or their eco-system.

Transporter details!

- Will it be possible to add transporter details as well?
- No, the transporter details must be entered in the **E-Way bill** system only.

E-Invoice to have IRN!

- Would the Supplier be allowed to issue his own invoice and if yes, will the Invoice number and IRN be required to be mentioned?
- Yes, the supplier will issue his own system's invoice, in the standard einvoice schema that has been published. IRN will be generated and returned by the IRP as per the process described in the concept and flow.
- Invoice will be valid only if it has IRN.

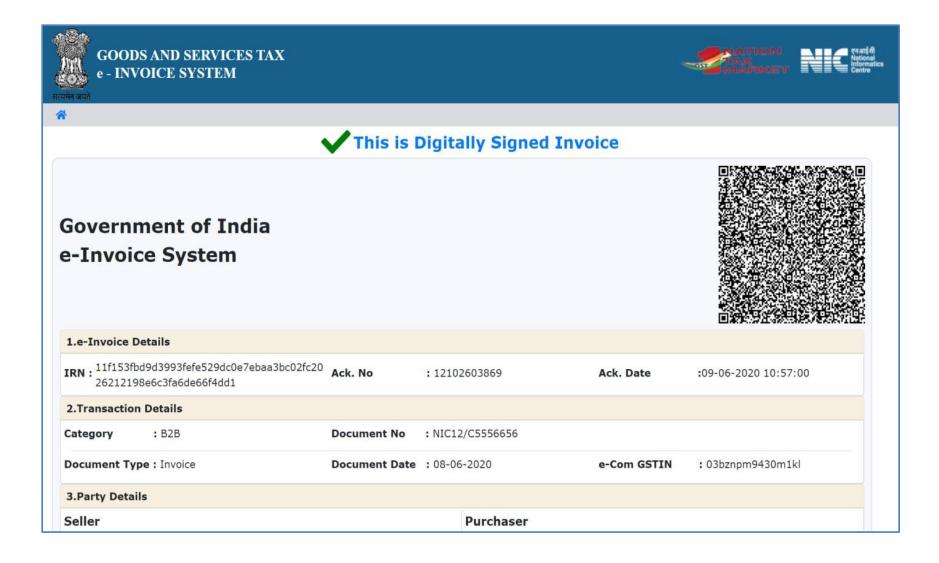
Printing e-invoice!

- Will it be possible to print the e-invoice?
- · Yes.
- It will be possible for **both** the seller as well as the buyer to print the invoice, **using the signed JSON payload** returned by the Invoice Registration Portal (IRP).
- The **QR code** will not be an image sent by the IRP but string, which the accounting/billing software or the ERP will read and **convert** into QR Code.
- Seller must place the QR Code on the print of the invoice. This will enable its validation.

How to print e-invoice!

- How to Print an E-Invoice?
- Here are the steps to follow:
 - Step 1: Login on the e-invoice portal using the username password and entering the captcha code.
 - Step 2: Select 'Print' under 'E-Invoice' appearing on the left-hand side of the dashboard.
 - Step 3: Enter the ACK No. or 64 character length invoice reference number and click 'Go'

Digitally Signed Invoice



Invoice copies

Invoice copies

Normal invoice copies

Goods [Rule 48 (1)]

- Original for recipient
- Duplicate for transporter
- Triplicate For Supplier

Services [Rule 48 (2)]

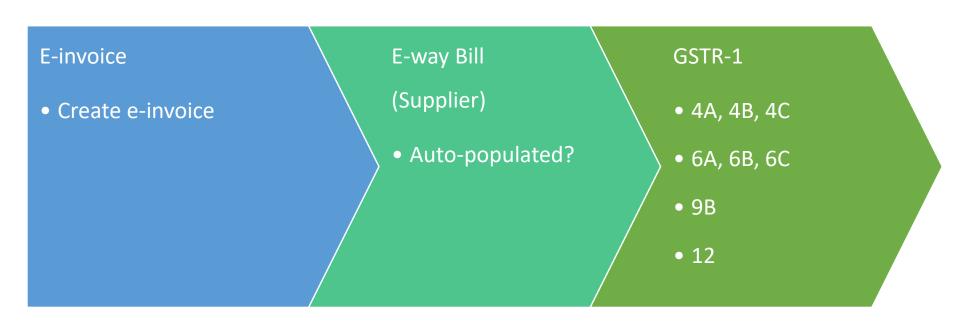
- Original for recipient
- Triplicate For Supplier

E-invoice

Rule 48 (1) and (2) not applicable to e-invoice [refer Rule 48 (6)]

What happens after e-invoice is generated?

E-invoices – What happens afterwards?



GSTR 1 – Auto-population!

Table	Description
4	Taxable outward supplies made to registered persons (including UIN-holders)other
	than supplies covered by Table 6
4A	Supplies other than those
	(i) attracting reverse charge and
	(ii) supplies made through e-commerce operator
4B	Supplies attracting tax on reverse charge basis
4C	Supplies made through e-commerce operator attracting TCS (operator wise, rate
	wise)

GSTR 1 – Auto-population!

Table	Description
6	Zero rated supplies and Deemed Exports
6A	Exports
6B	Supplies made to SEZ unit or SEZ Developer
6C	Deemed exports
9	Amendments to taxable outward supply details furnished in returns for earlier tax
	periods in Table 4, 5 and 6 [including debit notes, credit notes, refund vouchers
	issued during current period and amendments thereof]
	Debit Notes/Credit Notes/Refund voucher (Registered)
9B	
12	HSN-wise summary of outward supplies

Cancellation of E-invoice

No deletion / modification but cancellation!

Can IRN be deleted or cancelled?

The IRN once generated cannot be
modified or deleted. However, if IRN is
generated with wrong information, it
can be cancelled. Once it is cancelled,
the IRN cannot be generated on the
same invoice. The cancellation is
required to be done within twenty-four
hours from the time of generation.

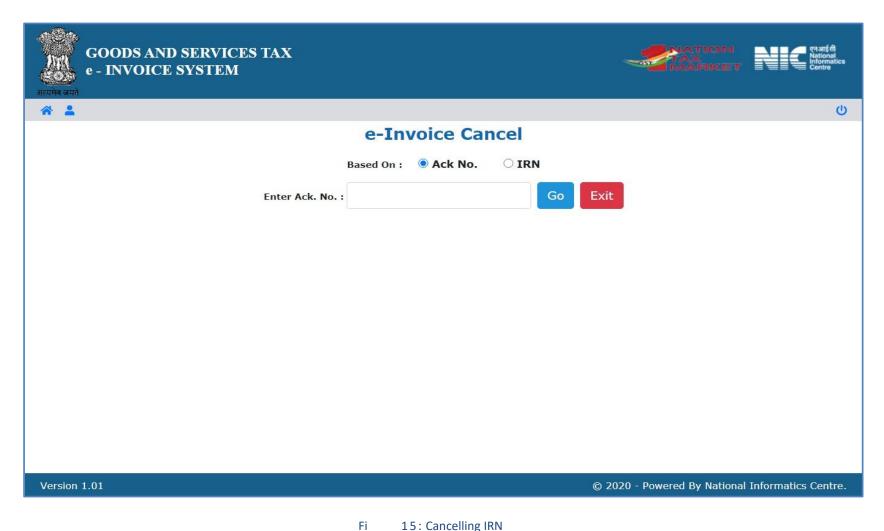
If there is a mistake or wrong entry in generated IRN, what has to be done?

• If there is a mistake, incorrect or wrong entry in the already generated IRN, then it cannot be edited or corrected. Only option is cancellation of e-invoice and generation of a new one with the new invoice. Once it is cancelled, the IRN cannot be generated on the same invoice.

Clarification on e-invoice!

- There is a facility to the user to cancel the IRN, if active e-way bill is not there. That is, the eway bill is **not generated** or the e-way bill **generated** and later cancelled, then the user is allowed to cancel the IRN.
 - https://einvoice1.gst.gov.in/Documents/elnvoice process.pdf

Cancellation!



Cancellation!

If e-way bill not there

If e-way bill is there

Then can be cancelled within 24 hours

Then cannot be cancelled

Will be deleted from GSTR-1

Once cancelled then IRN cannot be

generated on same invoice number

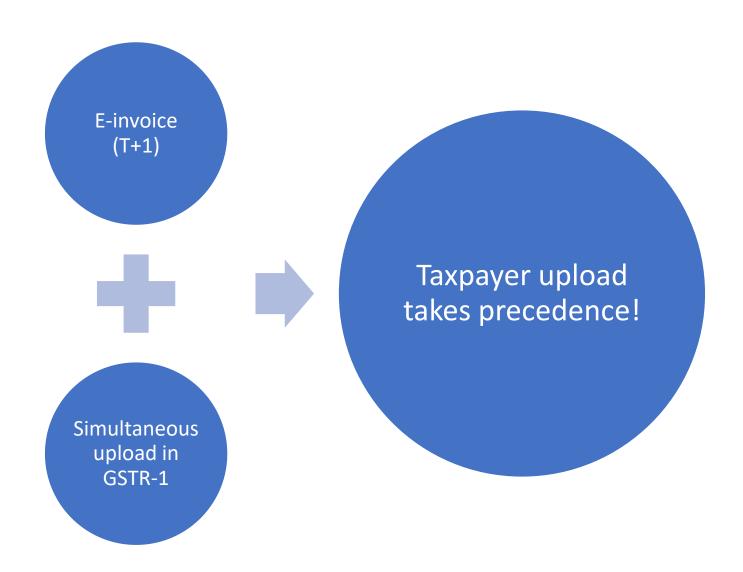


E-invoice - Corrections?

After generation of E-invoice:

- Subsequent changes can be done in GSTR-1!
- Audit trail will be available for Authorities

What if!



FAQ

What documents to carry!

- With the introduction of e-invoices, what are the documents need to be carried during transit of goods?
- For transportation of goods, the e-way bill will continue to be mandatory, based on invoice value guidelines. This aspect <u>will be</u> <u>notified</u> by the Government.

Digitally signed E-invoice

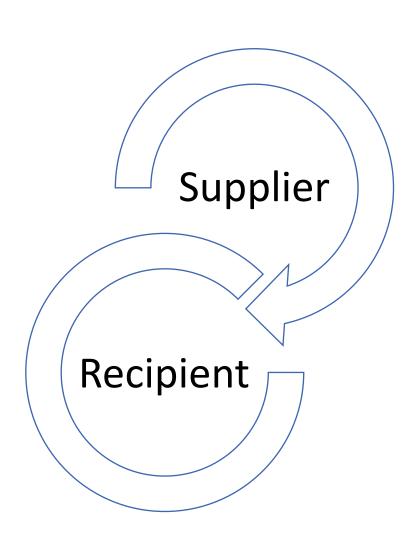
- What is the meaning of Digitally signed E-Invoice?
 - The digitally signed invoice is one which has been digitally or electronically signed by the IRP after receiving the invoice upload from the supplier. That is, the government is authenticating the genuineness of the invoice submitted/registered by the tax payer.

Export E-invoices

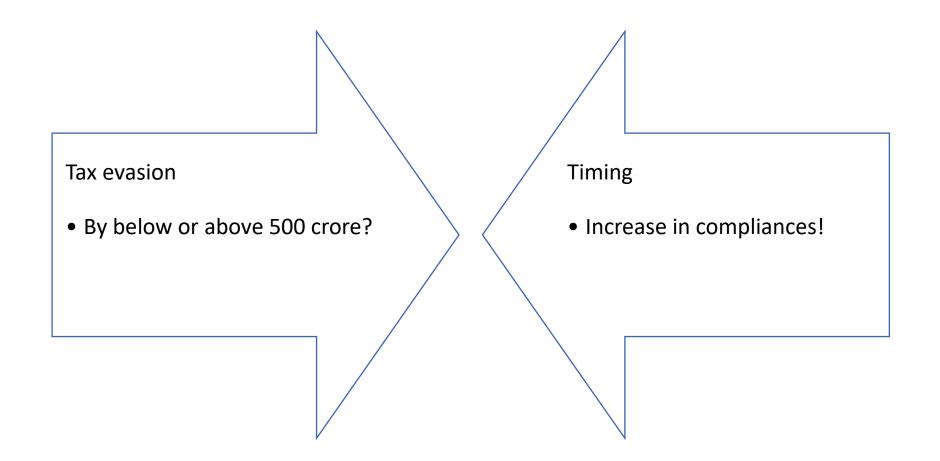
- Does the e-Invoice allow the declaration of export invoices/ zero rated supplies (Goods on what GST is not Applicable or Free from Tax)
 - Yes, it allows the declaration of export invoices / zero rated supplies.

E-invoicing – Challenges for Suppliers!

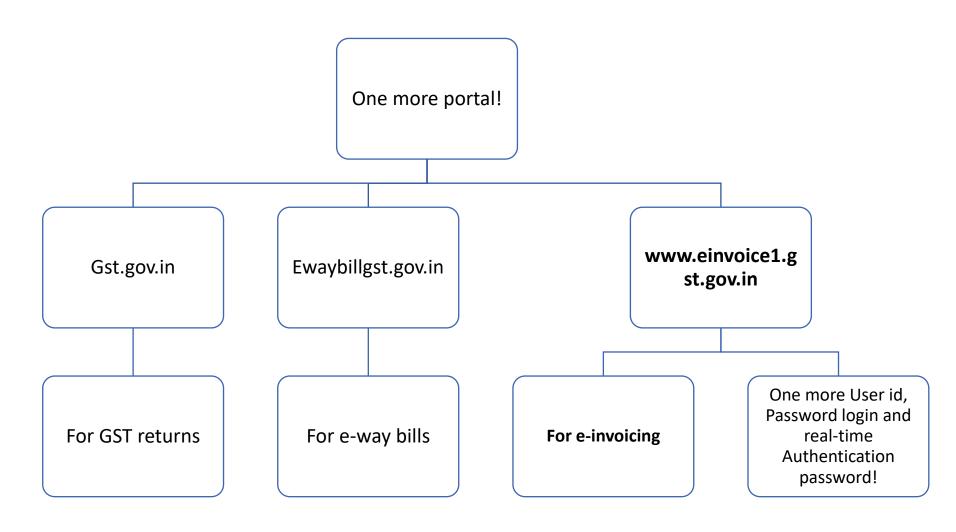
Challenges – Recipient



E-invoicing — For?



Challenges – One more portal!



Challenges – One more compliance!

Login and check whether valid e-invoice generated

Login and check whether details auto populated in e-way bill

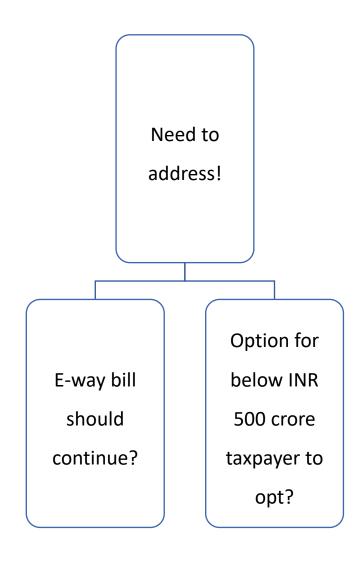
Login and check whether details auto populated in GSTR-

1

Call/ email and check whether details auto-populated in

GSTR -2A of buyer

Challenges – Others!

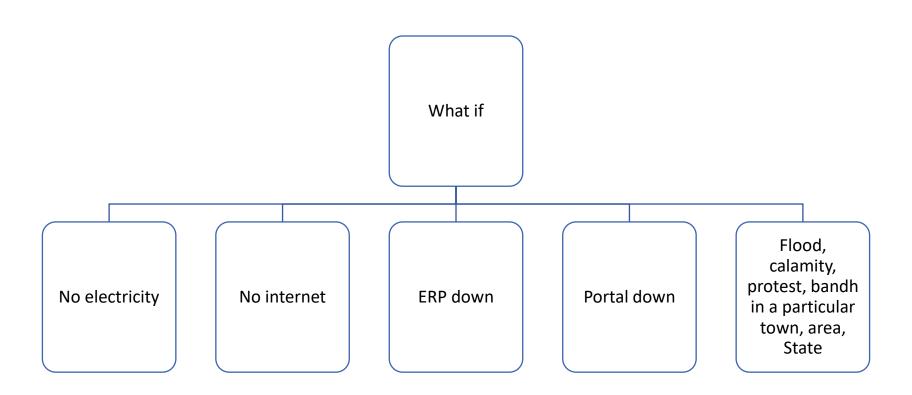


Challenges – Re-conciliations!

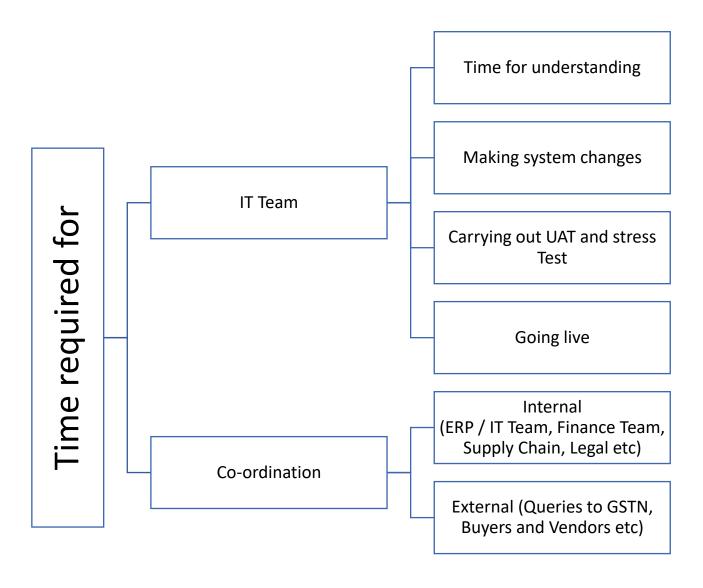
Few more re-conciliations!

- E-invoices (B2B) and normal invoices (B2C) vis-à-vis GSTR-1
- E-invoices and normal invoices received vis-à-vis GSTR 2A
- E-invoices vis-à-vis IRN generated
- E-invoices vis-à-vis E-way Bill

Challenges – What if?



Challenges – Paucity of time!



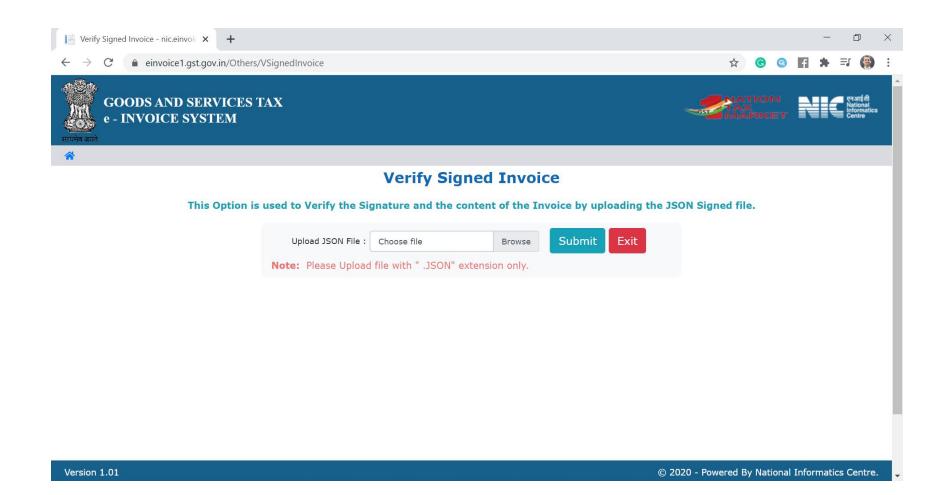
E-invoicing – Challenges to Recipient

How to verify e-invoice!

How to verify e-invoice!

- How can anyone verify the authenticity or the correctness of e-invoice?
- Anyone can verify the authenticity or the correctness of e-invoice by uploading the signed JSON file or Signed QR Code into e-invoice system. The option 'Verify Signed Invoice' under Search option can be selected and the signed JSON file can be uploaded and verified. Similarly, the QR Code Verify app may be downloaded and used to verify the QR Code printed on the Invoice.

Verify!



Challenges – Expenses

Particulars

- Tax Invoice / BoS
- QR Code, if applicable
- E-way bill, if applicable

Goods

- Yes
- Yes
- Yes

Service

- Yes
- Yes
- NA

Recipient of Goods and/or Service

Whether Authorities will request for e-invoice?

Whether separate record is required to be maintained for e-invoices?

How to maintain separate expenses to trace applicable documents?

Recipient of Goods and/or Service

Initiate **discussion** with the vendor about applicability of E-Invoice and/or turnover confirmation

Expenses with e-invoice and without e-invoice could be accounted **separately** to trace valid Tax Invoice

Appropriate **clause** to be included in the Agreement and/or PO to cover the risk of ITC on account of Noncompliance from vendor

Recipient of Goods and/or Service

Goods and or services sold on or before 1st October 2020 but returned **after 1st**October 2020, ensure that CN with QR code is generated

Way Forward

Way Forward

Few days left for implementation – UAT!

Represent to Authorities if concern during testing!

Internal Team Training for

- Procurement Team
- Sales Team
- Accounts Team
- Logistics Team

E-invoicing

Official Documents and Details

Notification – Chronology!



Official documents/ links on E-invoicing

No.	Notification	Remark	Amended later by
1.	31/2019-CT	Enabling power for QR	<u>60/2020-CT</u>
		code on invoice	
2.	68/2019-CT	Sub-rule (4), (5) and (6)	-
		introduced in Rule 48	
3.	69/2019-CT	http://www.einvoice1.gst	-
		<u>.gov.in/</u> portals notified	
4.	70/2019-CT	E-invoice date for INR 100	<u>13/2020-CT</u>
		crore notified as	
		01.04.2020	

Official documents/ links on E-invoicing

No.	Notification	Remark	Amended later by
5.	71/2019-CT	Date for QR code notified	-
		as 1.04.2020	
6.	72/2019-CT	QR code for B2C from	<u>14/2020-CT</u>
		1.04.2020	
7.	<u>02/2020-CT</u>	Format INV-01 introduced	60/2020-CT
8.	13/2020-CT	Applicable for INR 100	61/2020-CT
		crore from 1.04.2020	
9.	14/2020-CT	Dynamic QR Code from	-
		1.10.2020	

Official documents/links on E-invoicing

No.	Notification	Remark	Amended later by
10.	60/2020-CT	INV-01 substituted	-
11.	61/2020-CT	Turnover increased to INR	-
		500 crore and SEZ	
		excluded	

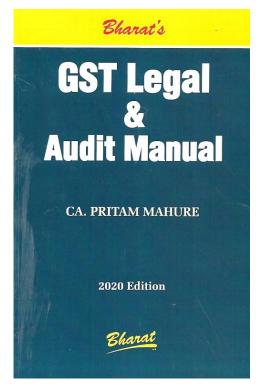
Official documents/links on E-invoicing

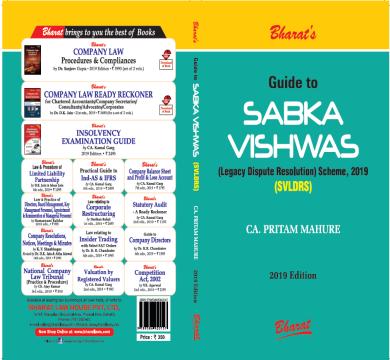
No.	Link to Other Documents
1.	Rule 48 of CGST Rules
2.	Format of INV-01
3.	<u>User Manual –Web System</u>
4.	User Manual –Bulk Uploading
5.	Computer Based Training
6.	<u>FAQ</u>
7.	FAQ on QR Code
8.	E-Invoice System
9.	1st Webinar on e-invoice by GSTN -14th August'20

Feedback!

- Say line items is more than 1,000
 - <u>Support.einv.api@gov.in</u>

Our Books





Bharat's

GST on

REAL ESTATE

Law & Procedure

With amendments as applicable from 1st April, 2019

[including Not. No. 11/2017-CT(R), as amended by

Not. No. 3/2019-CT(R), w.e.f. 1-4-2019]

CA. PRITAM MAHURE

2019 Edition

Thank you!

CA Pritam Mahure and Associates

Happy to Discuss

For suggestions: Pritam.mahure@lawgical.in / vaishali.kharde@lawgical.in/ info@lawgical.in / +91 9920644648/ +91 95610 05039/ +91 90988 90333/ 020-27293425

E-books on GST

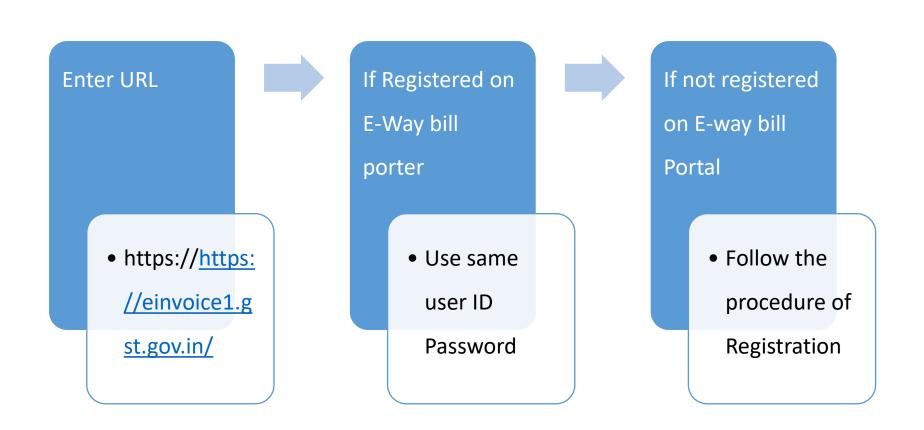
E-books on How to be Future Proof

Smile please ©

Annexures

Registration to E-Invoice System

Registration for e-invoice system



Registration for e-invoice system



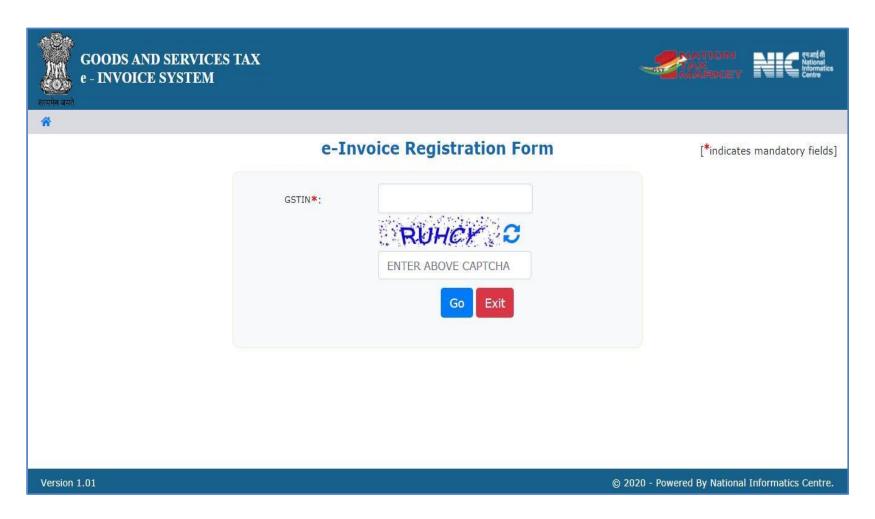
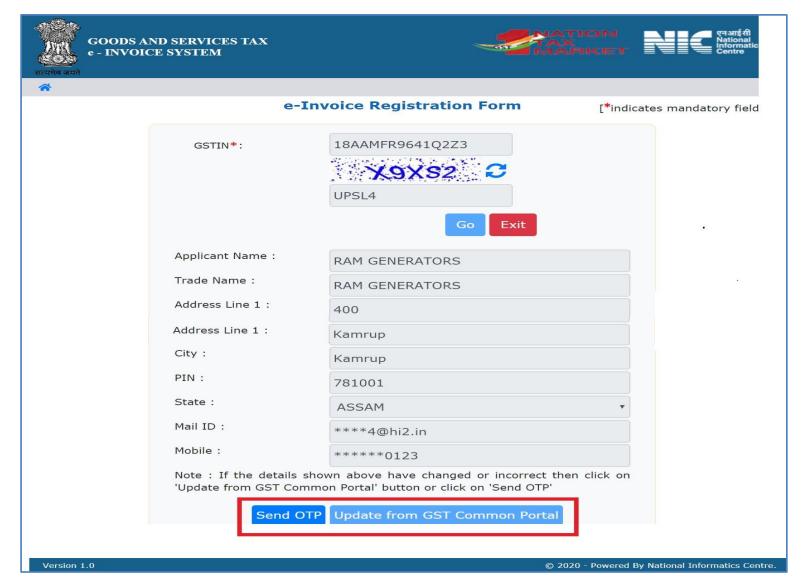


Figure 2: -in Registration form 1.

vo ic







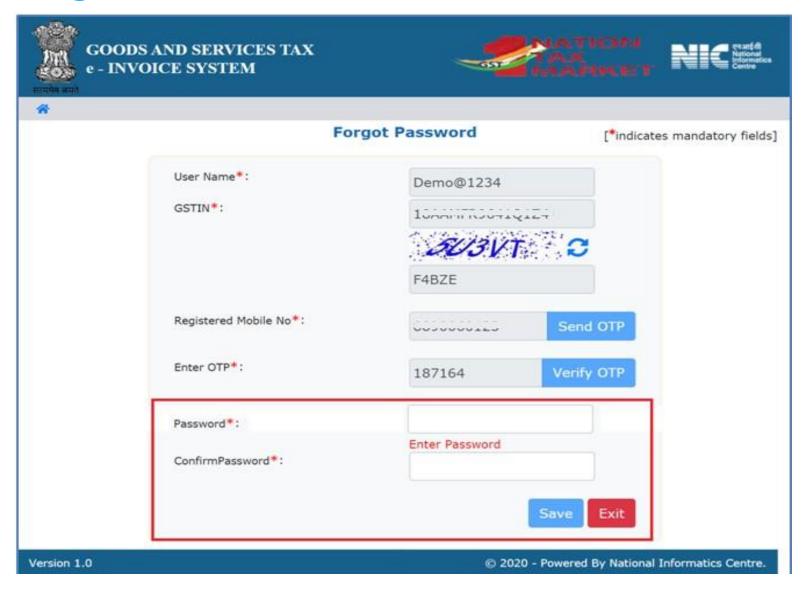


1

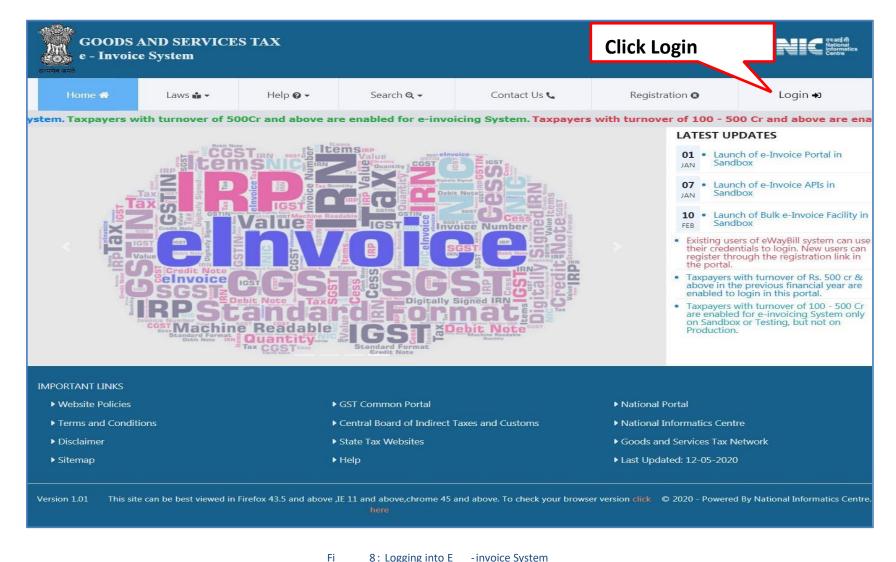
e-Invoice Registration Form

[*indicates mandatory fields]

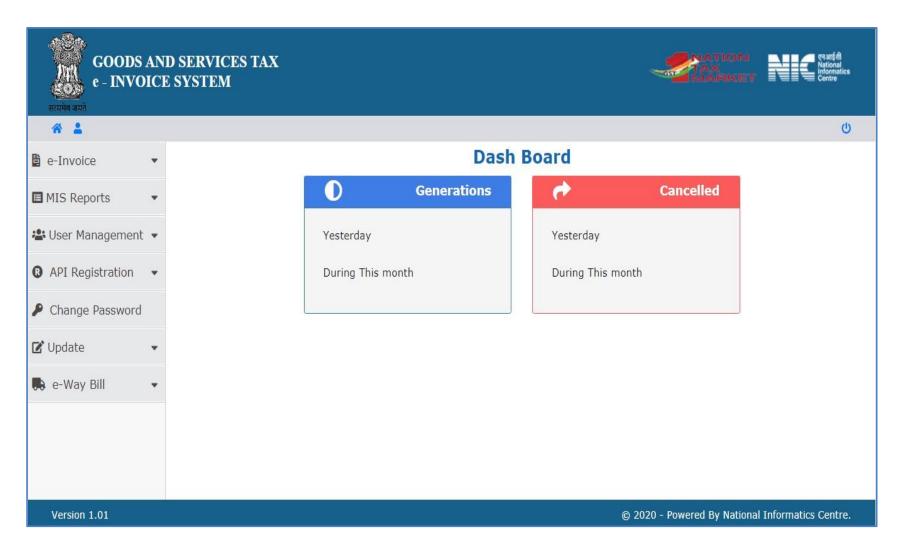
GSTIN [★] :	18AAMFR9641Q2Z3
	4XBPD €
	E2Z5N
	Go Exit
Applicant Name :	RAM GENERATORS
Trade Name :	RAM GENERATORS
Address Line 1:	400
Address Line 2:	GUWAHATI
City:	Kamrup
PIN:	781001
State :	ASSAM ▼
Mail ID :	****4@hi2.in
Mobile :	*****0123
	s shown above have changed or incorrect then n GST Common Portal' button or click on 'Send
Send O	TP Update from GST Common Portal
Enter OTP:	Verify OTP



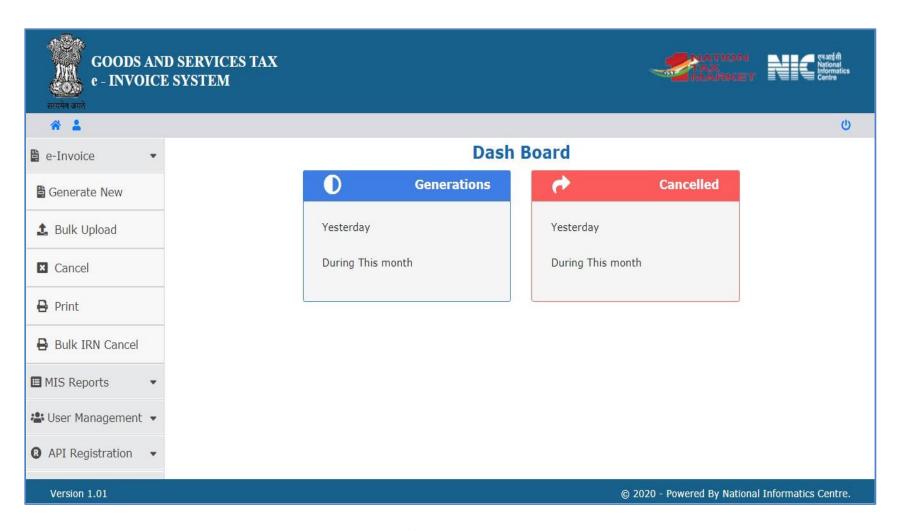
Logging into E-invoice System



Main Menu

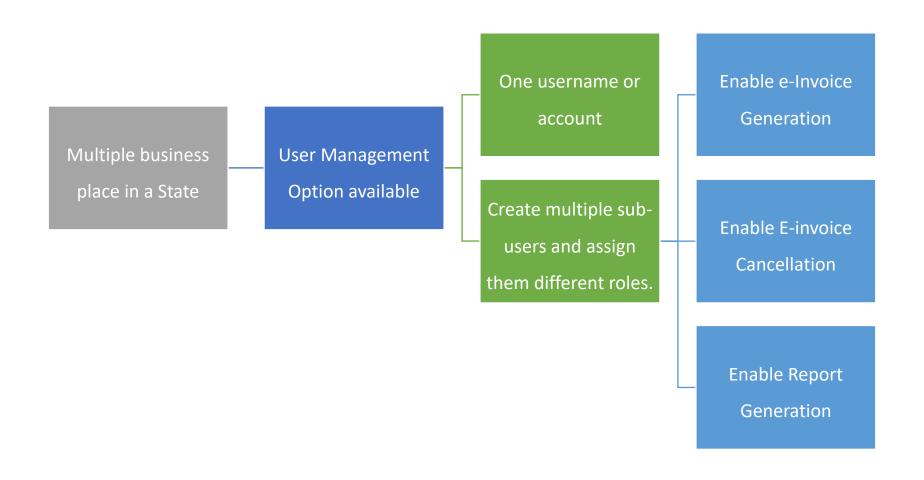


Options under E-invoice



Other Key Aspect!

How many persons can generate E-way bill!



Maximum Number of sub-users!

- How many sub user can be created?
 - For every **principal/additional place of business**, user can create **maximum of 10 sub-users**. That is, if tax payer has only (one) principal business place (and no additional place of business), he can create 10 sub-users. If tax payer has 3 additional places and one principal place of business (ie 4 places), then he can create 40 (4 X 10) sub users...

Useful features at https://einvoice1.gst.gov.in/

Taxpayer Search

• GSTIN No.

Pin code Search

Verify Signed Invoice

E-invoice status of

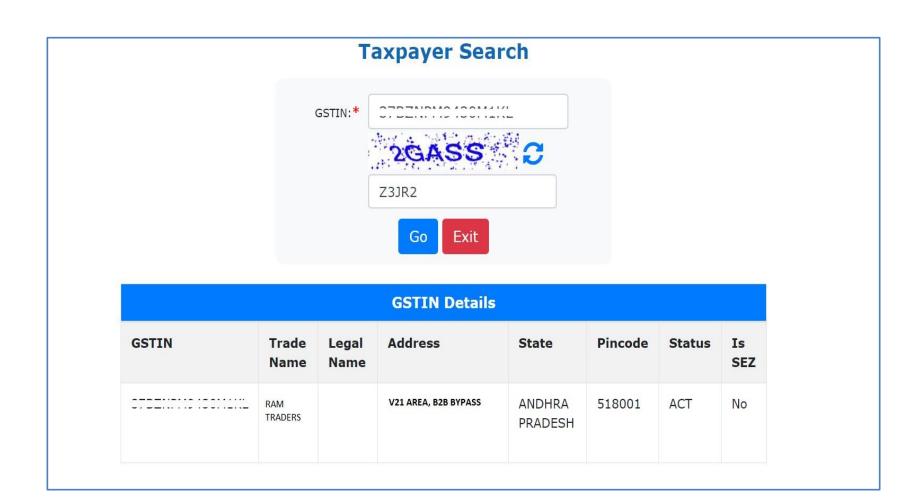
Taxpayer

Master Codes

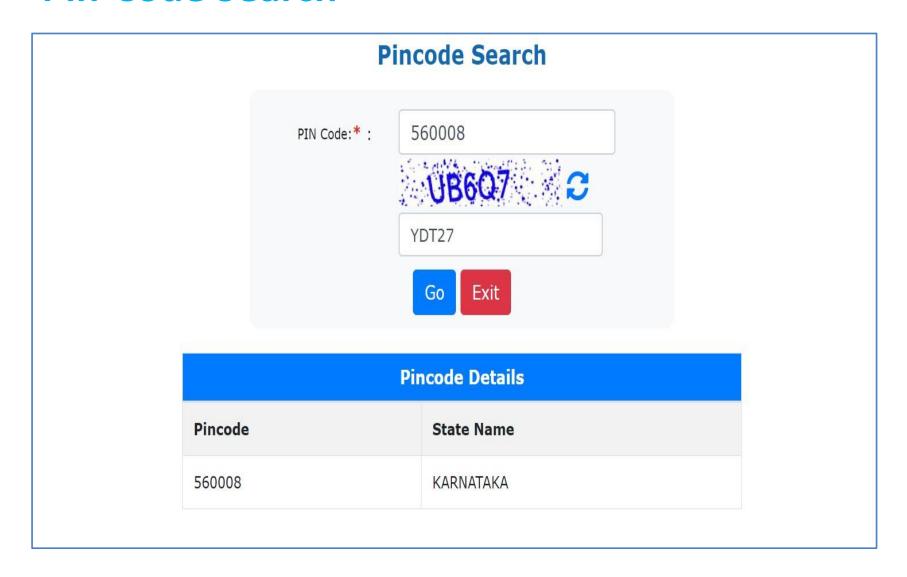
QR Code Verify App

Sandbox Testing

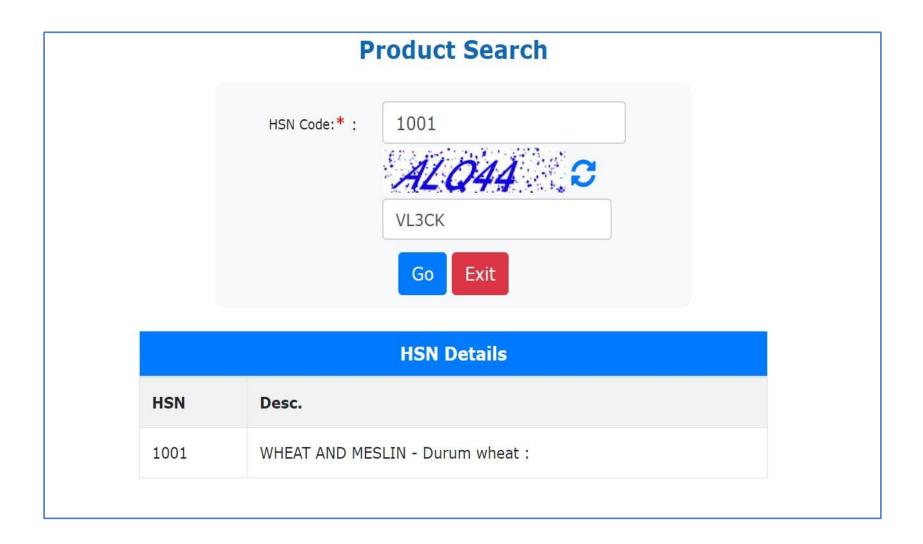
Taxpayer Search



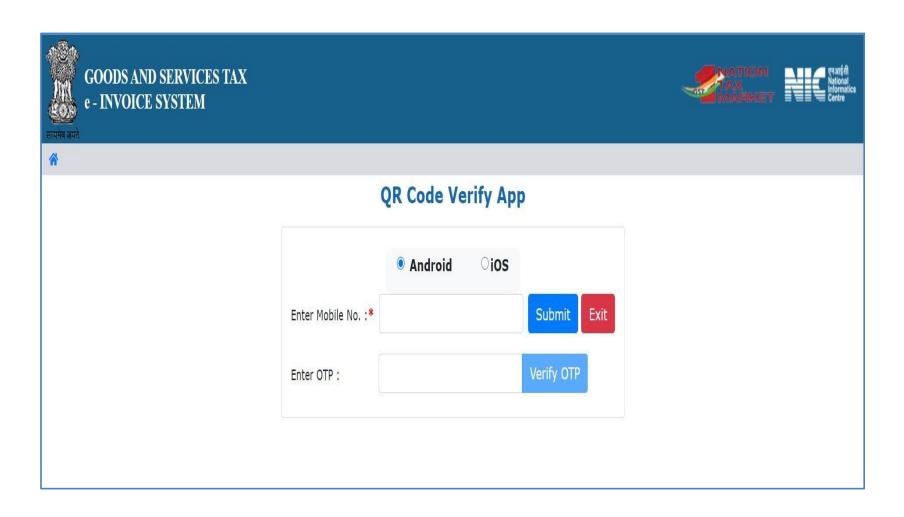
Pin-Code Search



Product Search



QR Code Verify Application



Its over (for the time being!) ©