



DASHPUTRE AND
ASSOCIATES

D&A Insights

April 2024

Table of Contents

Title	Page No.
• Foreword	3
• Corporate Tax updates	4
• International Tax updates	6
• Indirect Tax updates	9
• Tax calendar	10



Foreword

Dear Readers,

We are pleased to present the latest edition of D&A Insight—our newsletter that covers all the important developments and updates in taxation in India and across the globe for the month of April 2024.

We hope you find our newsletter useful and we look forward to your feedback.

You can write to us at cadashpute@gmail.com. We would be happy to hear your thoughts on what more can we include in our newsletter and incorporate your feedback in our future editions.

Warm regards,

The Dashpute & Associates Team

Direct and Indirect Tax updates for April 2024

Corporate Tax

International Tax

Indirect Tax

No liability to deduct/collect tax at a higher rate if the deductee/collectee links PAN-Aadhaar by May 31, 2024 (April 23, 2024)

- As per the Central Board of Direct Taxes (CBDT) Circular No. 3/2023, Higher TDS/TCS rate would be applicable if PAN of the deductee/collectee is inoperative on account of not linking of their PAN with Aadhar. Implementation of this circular has resulted into demand raised on deductors/collectors while processing the TDS/TCS return on account of short deduction/collection of TDS/TCS.
- To address the grievances faced by deductors/collectors, the CBDT has vide Circular No. 6/2024 specified that for the **transactions entered into upto March 31, 2024** and in cases where the **PAN becomes operative (as a result of linkage with Aadhaar) on or before May 31, 2024**, there shall be no liability on the deductor/collector to deduct/collect the tax at higher rates specified under section 206AA/206CC of the Income Tax Act.

For More Details :

<https://incometaxindia.gov.in/communications/circular/circular-6-2024.pdf>

CBDT extends due date for filing Form 10A/10AB till 30 June 2024

(April 25, 2024)

- The CBDT has vide Circular No. 7/2024 extended the due date of filing Form 10AB and Form 10A till June 30, 2024. The CBDT had earlier extended the due date for filing Form 10A/Form 10AB by trusts, institutions and funds multiple times to mitigate genuine hardships of the taxpayers. The last such extension was made by Circular No. 06/2023 extending the date to September 30, 2023.



- **This extension shall also be available with respect to applications that are pending or rejected by Commission of Income Tax (CIT) on account of the fact that the same was furnished after the due date.**

For More Details :

<https://incometaxindia.gov.in/communications/circular/circular-7-2024.pdf>

CBDT enabled e-filing of ITR 1, 2, 4 and 6 for AY 2024-2025 from 1 April 2024
(April 4, 2024)

- The CBDT has enabled taxpayers to file Income Tax Returns (ITRs) for the Assessment Year (AY) 2024-2025 starting from April 1, 2024. Commonly used **ITR forms (ITR-1, ITR-2, and ITR-4) are accessible on the e-filing portal and ITR-6 for companies.** This is for the first time that the Income Tax department has enabled taxpayers to file their returns on the first day of the new financial year.

For More Details :

<https://incometaxindia.gov.in/Lists/Press%20Releases/Attachments/1186/PressRelease-Functionalities-to-file-commonly-used-ITRs-enabled-by-CBDT-on-1st-April-2024.pdf>

Direct and Indirect Tax updates for April 2024

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India strengthens bilateral ties with Mauritius; enters protocol to amend DTAA to make it compliant with BEPS

- On 7 March 2024, India and Mauritius signed a protocol amending the Double Taxation Avoidance Agreement (DTAA) signed between India and Mauritius. The Protocol **proposes to replace the Preamble to specifically provide that the intention of the DTAA is to avoid double taxation without creating opportunities of non-taxation or reduced taxation** through tax evasion/tax avoidance (including on account of treaty shopping, etc.).
- The Protocol also proposes to **introduce a principal purpose test in line with the Multilateral Instrument (MLI) provisions** published by the Organisation for Economic Co-operation and Development (OECD).

UAE releases public consultation on R&D tax incentives

(April 19, 2024)

- The UAE Government, recognising the importance of the wider benefits created by Research and Development ('R&D') in driving innovation and growing its knowledge base as part of creating a vibrant and diverse economy, is considering possible mechanisms to achieve this objective and a support system with a broad reach across the economy through a potential R&D Tax Incentive under the Corporate Tax Law.
- In this regard, the Ministry of Finance is seeking inputs from stakeholders into the design process of the potential R&D Tax Incentive. The comments on this consultation are invited by May 14, 2024.

For More Details :

<https://u.ae/en/participate/consultations/consultation?id=3621>

UAE releases Corporate Tax Guide on 'Business Restructuring Relief'

- UAE Federal Tax Authority has released Corporate Tax Guide on Business Restructuring Relief. The guide is designed to provide general guidance on the Business Restructuring Relief available under Article 27 of the UAE Corporate Tax Law.
- The guide provides the readers with an overview of the following with respect to the Business Restructuring Relief:
 - (a) transactions covered within the scope of the relief;
 - (b) conditions to be eligible for the relief;
 - (c) consequences of electing for the relief;
 - (d) circumstances when the relief will be clawed back and the consequences of clawback of the relief;
 - (e) compliance requirements; andinteraction with other provisions of the UAE Corporate Tax Law.
- The guide is helpful for any Taxable Person intending to transfer his entire Business or part of an independent Business to another Taxable Person or who will become a Taxable Person as a result of the transfer.

For More Details :

<https://tax.gov.ae/Datafolder/Files/Guides/CT/Business%20Restructuring%20Relief%20-%202017%2004%202024.pdf>

Federal Tax Authority enables Taxpayers subject to Corporate Tax to submit Registration Request at 23 Government Service Centres across Emirates

(March 20, 2024)

- The Federal Tax Authority (FTA) has made the service to submit Corporate Tax registration requests available through 23 Government Service Centres located across the UAE.
- The FTA explained in a press statement that enabling taxpayers to submit corporate tax registration requests through Government Service Centres allows them to register directly via the "Emara Tax" platform - a digital tax service that operates 24/7. In addition, taxpayers can also seek assistance from accredited tax agents listed on the FTA's official website. The FTA said that the new initiative is part of expanding its service channels to encourage tax compliance by providing an environment that facilitates access to services.

- Once application procedures are completed and the accuracy of the data entered electronically at the service centre is verified, the FTA experts review the application internally, and the applicant receives their Tax Registration Number (TRN) via the email listed in the application they have submitted for corporate tax registration.

For More Details :

<https://tax.gov.ae/en/media.centre/News/federal.tax.authority.enables.taxpayers.subject.to.corporate.tax.to.submit.registration.requests.at.23.government.service.centres.across.emirates.aspx>

Transfer Pricing

CBDT signs record number of 125 Advance Pricing Agreements (APAs) in FY 2023-24 (April 16, 2024)

- The CBDT has entered into a record **125 Advance Pricing Agreements (APAs)** in FY 2023-24 with Indian taxpayers. This includes 86 Unilateral APAs (UAPAs) and 39 Bilateral APAs (BAPAs). This marks the highest-ever APA signings in any financial year since the launch of the APA programme. With this, the total number of APAs since the inception of the APA programme has gone up to 641, comprising 506 UAPAs and 135 BAPAs.
- During FY 2023-24 CBDT also signed the maximum number of BAPAs in any financial year till date. The BAPAs were signed as a consequence of entering into Mutual Agreements with India's treaty partners namely **Australia, Canada, Denmark, Japan, Singapore, UK and US**.
- The APA Scheme endeavours to provide certainty to taxpayers in the domain of transfer pricing by specifying the methods of pricing and determining the arm's length price of international transactions in advance for a **maximum of five future years**. Further, the taxpayer has the option to **rollback the APA for four preceding years**, as a result of which, **tax certainty is provided for nine years**. The signing of bilateral APAs additionally provides the taxpayers with protection from any anticipated or actual double taxation.

For More Details :

<https://incometaxindia.gov.in/Lists/Press%20Releases/Attachments/1188/Press-Release-CBDT-Signs-Record-Number-of-125-Advance-Pricing-Agreements-in-FY-2023-24.pdf>

Direct and Indirect Tax updates for April 2024

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GST

Special procedure and compliance for manufacturers of tobacco, pan masala etc. deferred further till 15 May 2024 (April 10, 2024)

- The registered persons engaged in the manufacturing of tobacco, pan masala and other similar items were required to follow a specific procedure such as furnishing the details of packing machines, maintaining additional records, and submission of special monthly statements with effect from April 1, 2024. However, the CBIC has now issued notification to defer the implementation of special procedures till May 15, 2024.

For More Details :

<https://taxinformation.cbic.gov.in/view-pdf/1010058/ENG/Notifications>
<https://taxinformation.cbic.gov.in/view-pdf/1009983/ENG/Notifications>

CBIC issues guidelines for CGST field officers to maintain ease of doing business during investigation (March 31, 2024)

- The CBIC has vide instruction No. 01/2023-24-GST (Inv.) issued guidelines to GST officers for undertaking enforcement activities to ensure uniformity to maintain the ease of doing business. It includes the manner of initiation of investigations, officers whose approval is required before initiation of such activities. It also provides that the officers must take into consideration, the trade practices for conducting such investigation. Further, the summons issued and the investigation conducted must be in accordance with the GST law.

For More Details :

<https://taxinformation.cbic.gov.in/view-pdf/1000499/ENG/Instructions>

Tax calendar

Area	Due Date	Particulars
Income Tax	7 May 2024	Payment of TDS deducted and TCS collected in April 2024
	15 May 2024	Filing of TCS return (Form 26EQ) for the quarter ended on March 31, 2024
	30 May 2024	Submission of a statement (in Form No. 49C) by non resident having a liaison office in India for the Financial Year 2023-2024
	31 May 2024	Filing of TDS return (Form 24Q/26Q/27Q) for the quarter ended on March 31, 2024
		Filing of statement of financial transaction (SFT Return in Form No. 61A) for Financial Year 2023-2024
		Filing of annual statement of reportable accounts (in Form No. 61B) for Financial Year 2023-2024
		Form 10BD/10BE - Statement of donations received during FY 2023-24 to be filed mandatorily as per section 80G(5) (viii) and 35(1A)(i) and subsequently sharing of certificate in Form 10BE with donors.
GST	10 May 2024	GSTR-7 (Return for TDS to be filed by Tax Deductor) for April 2024
		GSTR-8 (Registered E-Commerce operator liable to TCS) for April 2024
	11 May 2024	Filing of GSTR-1 for April 2024 by all registered taxpayers not under the QRMP scheme.
	13 May 2024	Details of B2B Supply of a registered person with turnover less than Rs. 5 Crores during the preceding year and who has opted for quarterly filing of return under QRMP.
		GSTR-5 for April 2024 to be filed by Non-Resident Foreign Taxpayers.
		GSTR-6 for April 2024 to be filed by Input Service Distributor (ISDs)
	20 May 2024	Due Date for filling GSTR – 3B return for the month of April 2024 for the taxpayer with Aggregate turnover exceeding Rs. 5 crores during previous year.
		Due Date of payment of GST for a taxpayer with Aggregate turnover up to INR 5 crores during the previous year and who has opted for Quarterly filing of return under QRMP.



About Dashpute & Associates

Dashpute and Associates is a leading Chartered Accountant firm having a rich blend of the heritage of 36 years and aspirations of a growing firm, which provides tailor-made solutions to satisfy the client's needs through a flawless and dedicated process, technology, and innovation.

Dashpute and Associates is a professionally managed firm. The team consists of young, experienced, and energetic Chartered Accountants, Company Secretaries, and Corporate Financial advisors. The firm represents a combination of specialized skills, which are geared to offer sound financial advice and personalized proactive services. The firm provides end-to-end business solutions including **Business setup, Accounting, Payroll, Assurance, Compliances, Advisory, etc.**

**For any further information and query, you
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