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Recent Changes in Export related matters

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1. Extension of Letter of undertaking facility to all exporters-

All registered persons who intend to export goods or services without payment of IGST are eligible to do so by furnishing letter of undertaking (LUT) with proper officer vide notification 37/2017-Central Tax. Earlier condition of receipt of exports proceeds of above 1 crore in foreign exchange in preceding year has been removed. The same relaxation is provided to registered person making supplies to SEZ unit/developer.

However, person who has been prosecuted for any offence under GST where amount of evasion exceeds 250 lakhs would be required to furnish bond with bank guarantee for exporting without payment of IGST.

2. Table 6A of GSTR-1 open for faster refunds-

Table 6A of GSTR-1 which takes into account all export invoices raised during a particular month has been opened separately for august month onwards. Now, registered person making exports with payment of taxes can fill the details in Table 6A thereafter which refund of taxes would be automatically processed by the portal.

For registered person making supplies without payment of taxes and wants to claim refund of accumulated credits, a separate refund application needs to be filed.

3. Deemed exports notified-

Government has notified following category of transactions as deemed exports u/s 147 of CGST vide notification 48/2017-Central Tax-

- a. Supply of goods by a registered person against Advance Authorisation
- b. Supply of capital goods by a registered person against Export Promotion Capital Goods Authorisation
- c. **Supply of goods by a registered person to EOU/STPI/EHTP/BTPU**

- d. Supply of gold by a bank or Public Sector Undertaking specified in the notification No. 50/2017-Customs, dated the 30th June, 2017 (as amended) against Advance Authorisation

4. Procedure prescribed for person making deemed exports-

Refund of tax on supply of goods by any registered person to EOU/STPI/EHTP/BTPU can be claimed by supplier or recipient after following procedure prescribed in circular 14 dated 6-11-2017. A synopsis of procedure is presented below-

- a. Intimation in Form-A by EOU/STPI/EHTP/BTP unit mentioning goods to be procured (pre-approved by development officer), supplier details.
- b. The registered supplier thereafter will supply goods under tax invoice to the recipient EOU / EHTP / STPI / BTP unit.
- c. Endorsement by recipient unit on receipt of goods which would be considered as proof of deemed exports.
- d. Recipient EOU/EHTP/STPI/BTP shall maintain record of all such deemed exports in digital form as per details prescribed in Form B.
- e. A digital copy of Form – B containing transactions for the month, shall be provided to the jurisdictional GST officer, each month (by the 10th of month) in a CD or Pen drive, as convenient to the said unit.

5. Nominal rate of 0.01%/0.05% for supplies by merchant exporter to ultimate exporter-

Government vide notification 40/2017 has prescribed concessional rate of 0.05% in case of intra-state supplies and 0.01% in case of inter-state supplies made by merchant exporter to ultimate exporter subject to the condition that export should be made within 90 days of receipt of invoice.

The detailed procedures/conditions in this respect can be accessed in [notification 40/2017-Central Tax \(Rate\)](#)