



केन्द्रीय माध्यमिक शिक्षा बोर्ड  
CENTRAL BOARD OF SECONDARY EDUCATION

CBSE/AC&BW/ACCOUNTS/307/2018/Circular/ 1121-1170

09.02.2018

**OFFICE ORDER**

Reference is invited to notification no 13/2017 – Central Tax dated 28.06.2017 with Section 9 (3) of CGST/SGST (UTGST) Act, 2017 & Section 5 (3) of IGST Act, 2017 on Reverse Charge Mechanism.

**2. About Reverse Charge Mechanism:**

Generally, the supplier of the goods/services is liable to pay GST. However, in specified cases like imports and any other notified supplies, the liability may be cast on the recipient under the Reverse Charge Mechanism. Reverse Charge means the liability to pay tax is on the recipient of supply of goods/services instead of the supplier of such goods/services in respect of notified category of services.

3. Vide said notification, following are the services notified under Reverse Charge Mechanism & relevant for the Board:

Description of supply of service	Supplier of service
GTA services	Goods Transport Agency (not public transport)
Legal Services by advocate	An individual advocate, including a senior advocate or a firm of advocates
Services supplied by the Central Government, Union Territory or local authority to a business entity excluding: 1. Renting of immovable property 2. Services specified below: a. Services by way of Department of posts by way of speed post, express parcel post, life insurance and agency services provided to a person other than Central Government, State Government or Union Territory or local authority b. Service in relation to an aircraft or a vessel, inside or outside the precincts of a port or an airport c. Transport of passenger or goods	Central Government, State Government, Union Territory or local authority  Note: These services are not covered under Reverse Charge Mechanism

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4. In view of rule stated above, all units are requested to adhere with the provisions of Reverse Charge Mechanism. Accordingly, If the payments are covered under any of the service stated above, GST shall be deposited directly to Government instead of paying to the supplier.
5. In this regard, following are the compliances need to be looked into:
- Taxable event shall rise as per rules of "time of supply". The time of supply is the point when the supply is liable to GST. In case of services, time of supply is the earliest of:
    - Date of payment as per books of account or date of debit in bank account, whichever is earlier.
    - The date immediately following sixty days from the date of issue of invoice or similar other document.
  - Section 31 of CGST Act, 2017 states that every tax invoice has to mention whether the tax in respect of supply in the invoice is payable on reverse charge. In view of this, unit must ensure that relevant provision may be complied with.
  - The payment of tax shall be made by using log-in credentials available with concerned RO.
  - Since, responsibility of filing of GST return has been fixed with concerned RO /HQ & log-in credentials is also available with them, if tax dues arises for the attached units, necessary amount may be remitted to RO/HQ who will process the payment thereafter through GST portal.
  - The payment of tax made under Reverse Charge Mechanism shall also be reflected in the GST return.
6. All the ROs/Units/COEs must religiously follow the instructions and adhere the GST compliance to avoid penalty under GST laws.

*Bharti Zade*

(Bharti Zade)  
I.A.F.A.

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