

पश्चिम मध्य रेल
West Central Railway



महाप्रबंधक कार्यालय
General Manager's Office
वाणिज्य विभाग, जबलपुर
Commercial Deptt., JBP
Date: 15.10.2019

No.WCR/HQ/C/GST Cell/230/Div. Corr.

Dy. FA & CAO (G)
HQ/WCR/JBP

Sub:-Entry of Catering License Fee under Reverse Charge Mechanism (RCM).

In reference to the subject matter, following points need to be clarified:-

- (1) Space of Railway premises is leased to Licensee for a certain period for book stall, catering stall, parking, advertisement etc, and for this, Railway received license fee from the licensee. So whether GST levied on such license fee shall fall under RCM or not.
- (2) What will be Service Accounting Code (SAC) for such License Fee.

It is requested to give instruction regarding the matter for issue of invoice and GST collection on above license fee.


(A. K. Khare)
Dy. CCM (HQ)/WCR

To,
GST CELL,
HQ, FA & CAO Office
G.M. Building
West Central Railway
Jabalpur (MP)

Subject: Reverse charge on renting of Immovable Property. by the Central Government.

Ref: - Notification No. 3/2018- Central Tax (Rate) dated 25th January 2018.

Letter No. WCR/HQ/C/GST Cell/230/Div.corr. dated 15.10.2019

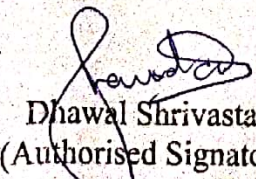
Sir,

As per above mentioned notification "Services supplied by the Central Government, State Government, Union territory or local authority by way of renting of immovable property to a person registered under the Central Goods and Services Tax Act, 2017, GST on renting services shall be payable by the such registered person under reverse charge mechanism.

It can be inferred from aforesaid provision that, If Railways supplies services of renting of immovable property to a person registered under CGST act 2017, GST on such services shall be leviable under RCM and payable by such registered person. If the recipient of service is unregistered GST shall be leviable under Forward Charge.

Rate of GST shall be 18% under SAC code 997212. Tax Invoice shall be issued in case of supply of services of "Renting of Immoveable Property" in both the cases and may be marked as "Tax payable under reverse charge" in case of transactions taxable under reverse charge.

Thanks and regards
For, Rahul & Co.
Chartered Accountants


Dhawal Shrivastava
(Authorised Signatory)