

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

The Andhra Pradesh Goods and Services Tax Rules, 2017-Amendments to certain rules- Notification- Orders - Issued.

REVENUE (COMMERCIAL TAXES-II) DEPARTMENT

G.O.MS.No. 459

Dated: 16-10-2017

Read the following:

1. The Andhra Pradesh Goods and Services Tax Act, 2017 (Act No.16 of 2017) published in Extraordinary issue of Andhra Pradesh Gazette No.16, Part.IV.B, Dt:07-06-2017.
2. G.O.Ms.No.227, Revenue (Commercial Taxes -II) Department, dt:22-06-2017.
3. G.O.Ms.No.268, Revenue (Commercial Taxes -II) Department, dt:29-06-2017.
4. G.O.Ms.No.275, Revenue (Commercial Taxes -II) Department, dt:30-06-2017.
5. G.O.Ms.No.288, Revenue (Commercial Taxes -II) Department, dt:12-07-2017.
6. From the Commissioner, Commercial Taxes, A.P., Vijayawada Letter No.CCW/GST/74/2015, dated 28.07.2017.
7. G.O.Ms.No.375, Revenue (Commercial Taxes -II) Department, dt:18-08-2017.
8. From the CCT's Ref.No.CCW/GST/74/2015-A, Dated:18-08-2017.
9. G.O.Ms.No.382, Revenue (Commercial Taxes -II) Department, dt:22-08-2017.
10. From the CCT's Ref.No.CCW/GST/74/2015, Dated:30-08-2017.
11. G.O.Ms.No.417, Revenue (CT-II) Department, dt:19-09-2017.
12. From the Chief Commissioner of State tax, A.P., Vijayawada, Letter No.CCW/GST/74/2015, dated.18-09-2017.

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**O R D E R:**

The following notification will be published in an Extra-ordinary issue of the Andhra Pradesh Gazette, Dated:16-10-2017:

**NOTIFICATION**

In exercise of the powers conferred by section 164 of the Andhra Pradesh Goods and Services Tax Act, 2017 (Act No.16 of 2017), the Government hereby makes the following amendments to the Andhra Pradesh Goods and Services Tax Rules, 2017, issued in GO.Ms.No.227, Revenue (CT-II) Dept., Dt.22-06-2017, as subsequently amended.

(1) These rules may be called the Andhra Pradesh Goods and Services Tax (Seventh Amendment) Rules, 2017.

(2) Save as otherwise provided in these rules, they shall be deemed to have come into force with effect on and from 15<sup>th</sup> September, 2017.

**AMENDMENTS**

(i) In the said rules, in Rule 3, after sub-rule (3), the following sub-rule shall be inserted, namely;

“(3A) Notwithstanding anything contained in sub-rules (1), (2) and (3), a person who has been granted registration on a provisional basis under rule 24 or who has applied for registration under sub-rule (1) of rule 8 may opt to pay tax under section 10 with effect from the first day of October, 2017 by electronically filing an intimation in **FORM GST CMP-02**, on the common portal either directly or through a Facilitation Centre notified by the Chief Commissioner, before the said date and shall furnish the statement in **FORM GST ITC-03** in accordance with

the provisions of sub - rule (4) of rule 44 within a period of ninety days from the said date:

Provided that the said persons shall not be allowed to furnish the declaration in **FORM GST TRAN-1** after the statement in **FORM GST ITC-03** has been furnished.”;

(ii) in sub-rule (5), after the words, brackets and figure “or sub-rule (3)”, the words, brackets, figure and letter “or sub-rule (3A)” shall be inserted;

(3) after rule 120, the following rule shall be inserted, namely:-

“120A. Every registered person who has submitted a declaration electronically in **FORM GST TRAN-1** within the time period specified in rule 117, rule 118, rule 119 and rule 120 may revise such declaration once and submit the revised declaration in **FORM GST TRAN-1** electronically on the common portal within the time period specified in the said rules or such further period as may be extended by the Chief Commissioner in this behalf.”;

(4) In rule 122, in clause (b), after the words “Commissioners of State tax or central tax”, the words “for at least one year” shall be inserted;

(5) In rule 127, after clause (iii), the following clause shall be inserted, namely:-

“(iv) to furnish a performance report to the Council by the tenth of the close of each quarter.”;

(6) In rule 138 to sub-rule (1), the following provisos shall be inserted, namely:-

“Provided that where goods are sent by a principal located in one State to a job-worker located in any other State, the e-way bill shall be generated by the principal irrespective of the value of the consignment;

Provided further that where handicraft goods are transported from one State to another by a person who has been exempted from the requirement of obtaining registration under clauses (i) and (ii) of section 24, the e-way bill shall be generated by the said person irrespective of the value of the consignment.

Explanation – For the purposes of this rule, the expression “handicraft goods” has the meaning as assigned to it in the Notification issued in G.O.Ms.No.457, Revenue (CT-II) Dept., Dt.16-10-2017.

(7) With effect on and from the 1<sup>st</sup> day of July, 2017, in “**FORM GST TRAN-1**”,

(i) in Serial No. 5(a), in the heading, after the words, figures and brackets “Section 140(1)”, the words, figures, brackets and letter “, Section 140 (4) (a) and Section 140(9)” shall be inserted;

(ii) in Serial No. 7(a), in the table, in Serial No. 7A, in the heading, after the word “invoices”, the words, brackets and letters “(including Credit Transfer Document (CTD))” shall be inserted;

(iii) after the words "Designation/Status", the following shall be inserted, namely:-

"Instructions:

1. Central Tax credit in terms of sub-section (9) of section 140 of the CGST Act, 2017 shall be availed in column 6 of table 5 (a).
2. Registered persons availing credit through Credit Transfer Document (CTD) shall also file **Trans3** besides availing credit in table 7A under the heading "inputs.";

(8) With effect on and from the 1<sup>st</sup> day of July, 2017, in "**FORM GSTR-4**", in Serial No.8, in entry 8B(2), for the words "Intra-State Supplies", the words "Inter-State Supplies" shall be substituted;

(9) With effect on and from the 30<sup>th</sup> day of August, 2017, in the Notes to "**FORM GST EWB-01**", after Note 4, the following Note shall be inserted, namely:-

"5. The details of bill of entry shall be entered in place of invoice where the consignment pertains to an import."

(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PRADESH)

Dr. D.SAMBASIVA RAO  
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

The Commissioner of Printing, Stationery and Stores Purchase (Publication Wing), A.P., Vijayawada ... for publication of the Notification (he is requested to supply 20 copies of the notification to this Department and 200 copies to the Chief Commissioner of State Tax, Andhra Pradesh, Vijayawada)

The Chief Commissioner of State Tax, Andhra Pradesh, Vijayawada.

**Copy to:**

The Secretary, Sales Tax Appellate Tribunal, D.No.60-50-30/12(2), Meghana Towers, Opp:Gurudwara Bus Stop, Visakhapatnam-530013.

The State Representative before the Sales Tax Appellate Tribunal, O/o. the Secretary, Sales Tax Appellate Tribunal, D.No.50-50-30/12(2), Meghana Towers, Opp:Gurudwara Bus Stop,Visakhapatnam-530 013.

The Director General, General Administration (Vigilance & Enforcement) Department, 2<sup>nd</sup> floor, Pundit Nehru Bus Station Complex, Vijayawada.

The P.S. to Special Chief Secretary to Chief Minister.

The P.S. to the Hon'ble Minister (Finance & Commercial Taxes).

The P.S.to the Spl.C.S (CT, Excise and Regn.,& Stamps)

The Law (H) Department.

Sf/Sc.

// FORWARDED:: BY ORDER //

SECTION OFFICER