

Changes in Service Tax on Inbound Cargo Services

Recently Government of India has withdrawn the exemption granted to transportation of goods through vessel upto custom station of clearance in India (**Inbound Cargo transportation or Import Cargo services**) and made the captioned service taxable and the onus of tax payment has been cast on to the person who is completing custom formalities for clearance of goods i.e. the service receiver under reverse charge. We have analyzed the relevant provisions including CBEC clarifications issued on the subject.



- As per the charging Section 66B of the Finance Act, 1994, service tax is leviable on services provided or agreed to be provided in the taxable territory. Place of provision of services is determined as per Section 66C of the Finance Act, 1994 and the Place of Provision of Services Rules, 2012 made thereunder.
- Inbound cargo transportation services are covered under rule 10 of the Place of Provision of Services Rules, 2012 and the place of provision of such services is the destination of the goods and thus they are taxable in India. However, they were exempted from Service Tax vide Entry Number 34 of Notification 25/2012 (Mega Exemption Notification).
- With the release of Notification No. 01/ 2017 dated 12.01.2017, amendment has been made stating that the exemption under Entry Number 34 would not be applicable to: "Services by way of Transportation of goods by a vessel from a place outside India up to the customs station of clearance in India" (i.e. inbound cargo transportation or Import cargo). This notification has been made effective from 22nd January, 2017.
- Further, notification No. 30/2012-Service Tax has been amended to provide that service tax would be payable under reverse charge basis by the person in India who complies with sections 29, 30 or 38 read with section 148 of the Customs Act, 1962 (52 of 1962) with respect to such goods. It implies the person liable to pay service tax would be the person who is responsible for the entering of the vessel at the customs port and delivery of import manifest to the Proper Officer.

Taxable Value Charging Service Tax

Padhraic Smyth

A red circular graphic with a gradient, appearing as a semi-circle or a partial circle, located to the right of the name bar.

Taxable Value Charging Service Tax:

The Top Books of the Year Taxable Value Charging Service Tax The year 2023 has witnessed a remarkable surge in literary brilliance, with numerous compelling novels captivating the hearts of readers worldwide. Lets delve into the realm of bestselling books, exploring the captivating narratives that have captivated audiences this year. Taxable Value Charging Service Tax : Colleen Hoover's "It Ends with Us" This touching tale of love, loss, and resilience has captivated readers with its raw and emotional exploration of domestic abuse. Hoover masterfully weaves a story of hope and healing, reminding us that even in the darkest of times, the human spirit can succeed. Uncover the Best : Taylor Jenkins Reids "The Seven Husbands of Evelyn Hugo" This spellbinding historical fiction novel unravels the life of Evelyn Hugo, a Hollywood icon who defies expectations and societal norms to pursue her dreams. Reids captivating storytelling and compelling characters transport readers to a bygone era, immersing them in a world of glamour, ambition, and self-discovery. Discover the Magic : Delia Owens "Where the Crawdads Sing" This captivating coming-of-age story follows Kya Clark, a young woman who grows up alone in the marshes of North Carolina. Owens crafts a tale of resilience, survival, and the transformative power of nature, captivating readers with its evocative prose and mesmerizing setting. These popular novels represent just a fraction of the literary treasures that have emerged in 2023. Whether you seek tales of romance, adventure, or personal growth, the world of literature offers an abundance of engaging stories waiting to be discovered. The novel begins with Richard Papen, a bright but troubled young man, arriving at Hampden College. Richard is immediately drawn to the group of students who call themselves the Classics Club. The club is led by Henry Winter, a brilliant and charismatic young man. Henry is obsessed with Greek mythology and philosophy, and he quickly draws Richard into his world. The other members of the Classics Club are equally as fascinating. Bunny Corcoran is a wealthy and spoiled young man who is always looking for a good time. Charles Tavis is a quiet and reserved young man who is deeply in love with Henry. Camilla Macaulay is a beautiful and intelligent young woman who is drawn to the power and danger of the Classics Club. The students are all deeply in love with Morrow, and they are willing to do anything to please him. Morrow is a complex and mysterious figure, and he seems to be manipulating the students for his own purposes. As the students become more involved with Morrow, they begin to commit increasingly dangerous acts. The Secret History is a brilliant and thrilling novel that will keep you speculating until the very end. The novel is a warning tale about the dangers of obsession and the power of evil.

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