GOVERNMENT OF ASSAM
ORDERS BY THE GOVERNOR
FINANCE (TAXATION) DEPARTMENT

NOTIFICATION
The 20th January, 2018

No.FTX.56/2017/Pt-III/44.- In exercise of the powers conferred by section 164 of the Assam Goods and Services Tax Act, 2017, the Governor of Assam is hereby pleased further to amend the Assam Goods and Services Tax Rules, 2017, hereinafter referred to as the principal rules, namely:—

1. (1) These rules may be called the Assam Goods and Services Tax (Thirteenth Amendment) Rules, 2017.

(2) They shall be deemed to have come into force with effect from the 21st day of December, 2017.

2. In the principal rules, in FORM GSTR-1, for Table-6, the following shall be substituted, namely:—

"6. Zero rated supplies and Deemed Exports"

<table>
<thead>
<tr>
<th>GSTIN of recipient</th>
<th>Invoice details</th>
<th>Shipping bill/ Bill of export</th>
<th>Integrated Tax</th>
<th>Central Tax</th>
<th>State/UT Tax</th>
<th>Cess</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>No. Date Value</td>
<td>No. Date Rate Taxable value Amt. Rate Taxable value Amt. Rate Taxable value Amt. Rate Taxable value Amt.</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

6A. Exports
6B. Supplies made to SEZ unit or SEZ Developer

6C. Deemed exports

Amendment in FORM GST RFD-01

3. In the principal rules, in FORM GST RFD-01,-

(a) in Table 7, in clause (h), for the words “Recipient of deemed export”, the words “Recipient of deemed export supplies/Supplier of deemed export supplies” shall be substituted;

(b) after Statement 1, the following Statement shall be inserted, namely:-

"Statement 1A [rule 89(2)(h)]
Refund Type: ITC accumulated due to inverted tax structure [clause (ii) of first proviso to section 54(3)]

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Details of invoices of inward supplies received</th>
<th>Tax paid on inward supplies</th>
<th>Details of invoices of outward supplies issued</th>
<th>Tax paid on outward supplies</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>No.</td>
<td>Date</td>
<td>Taxable Value</td>
<td>Integrated Tax</td>
</tr>
<tr>
<td>1</td>
<td>2</td>
<td>3</td>
<td>4</td>
<td>5</td>
</tr>
</tbody>
</table>

(c) after Statement 5A, the following Statement shall be inserted, namely:-

"Statement 5B [rule 89(2)(g)]
Refund Type: On account of deemed exports (Amount in Rs)

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Details of invoices of outward supplies in case refund is claimed by supplier/Details of invoices of inward supplies in case refund is claimed by recipient</th>
<th>Tax paid</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>No.</td>
<td>Date</td>
</tr>
<tr>
<td>1</td>
<td>2</td>
<td>3</td>
</tr>
</tbody>
</table>
(d) for the **DECLARATION** [rule 89(2)(g)], the following shall be substituted, namely:

**"DECLARATION [rule 89(2)(g)]**

(For recipient/supplier of deemed export)

<table>
<thead>
<tr>
<th><strong>In case refund claimed by recipient</strong></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>I hereby declare that the refund has been claimed only for those invoices which have been detailed in statement 5B for the tax period for which refund is being claimed and the amount does not exceed the amount of input tax credit availed in the valid return filed for the said tax period. I also declare that the supplier has not claimed refund with respect to the said supplies.</td>
<td></td>
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</tbody>
</table>

<table>
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<tr>
<th><strong>In case refund claimed by supplier</strong></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>I hereby declare that the refund has been claimed only for those invoices which have been detailed in statement 5B for the tax period for which refund is being claimed. I also declare that the recipient shall not claim any refund with respect of the said supplies and also, the recipient has not availed any input tax credit on such supplies.</td>
<td></td>
</tr>
</tbody>
</table>

**Signature**

**Name** –

**Designation / Status**

---

**UNDERTAKING**

I hereby undertake to pay back to the Government the amount of refund sanctioned along with interest in case it is found subsequently that the requirements of clause (c) of sub-section (2) of section 16 read with sub-section (2) of section 42 of the CGST/SGST Act have not been complied with in respect of the amount refunded.

**Signature**

**Name** –

**Designation / Status**

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Amendment in **FORM GST RFD-01A**

4. In the principal rules, in **FORM GST RFD-01A**–

(a) in Table 7, in clause (g), for the words “Recipient of deemed export”, the words “Recipient of deemed export supplies/Supplier of deemed export supplies” shall be substituted;

(b) after the **DECLARATION** [rule 89(2)(f)], the following shall be inserted, namely:-
"DECLARATION (rule 89(2)(g))

(For recipient/supplier of deemed export)

In case refund claimed by recipient ☐

I hereby declare that the refund has been claimed only for those invoices which have been detailed in statement 5B for the tax period for which refund is being claimed and the amount does not exceed the amount of input tax credit availed in the valid return filed for the said tax period. I also declare that the supplier has not claimed refund with respect to the said supplies.

In case refund claimed by supplier ☐

I hereby declare that the refund has been claimed only for those invoices which have been detailed in statement 5B for the tax period for which refund is being claimed and the recipient shall not claim any refund with respect of the said supplies and also, the recipient has not availed any input tax credit on such supplies.

Signature

Name –

Designation / Status

UNDEARTAKING

I hereby undertake to pay back to the Government the amount of refund sanctioned along with interest in case it is found subsequently that the requirements of clause (c) of sub-section (2) of section 16 read with sub-section (2) of section 42 of the CGST/SGST Act have not been complied with in respect of the amount refunded.

Signature

Name –

Designation / Status:

(c) after Statement 1, the following Statement shall be inserted, namely:-
**Statement 1A [rule 89(2)(h)]**
Refund Type: ITC accumulated due to inverted tax structure [clause (ii) of first proviso to section 54(3)]

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<td>4</td>
</tr>
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</table>

(d) after Statement 5A, the following Statement shall be inserted, namely:-

**Statement 5B [rule 89(2)(g)]**
Refund Type: On account of deemed exports

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V. B. PYARELAL,
Additional Chief Secretary to the Government of Assam,
Finance Department.