

Export of Services Rules under Service Tax

The Export of service Rules, 2005 were notified with effect from 15-03-2005 to determine whether a provision of service will be regarded as export of service. Like export of goods, service can also be exported without payment of duty/tax.

So before we move on to export our services outside India, let us understand in brief the basic conditions required to be fulfilled, so that it can be treated as Export of service.

As per clause (1) of rule 6A of service tax rules, any service provided or agreed to be provided shall be treated as export of service if all the below mentioned conditions satisfied cumulatively:-

A. The provider of service is located in the taxable territory :-

The first condition to be satisfied is that the service provider must be located in the taxable territory. Under section 63(52) of the act, the term 'taxable territory' means the territory to which the provisions of the act apply. Under section 64(1) of the act, the act extends to the whole of India except the State of Jammu & Kashmir.

From a combined reading of the aforesaid provisions, it is clear that the term 'taxable territory' means 'India' minus the State of Jammu & Kashmir.

It is also clear that any service provider located in the State of Jammu & Kashmir Cannot be treated as an 'exporter'.

B. The Recipient of service is located outside India :-

The second condition to be satisfied is that the recipient of service (service receiver) must be located outside India. This means that the service receiver must be located outside the territorial limits of India, including the State of Jammu & Kashmir.

If service provider is located within the State of Jammu & Kashmir, the case will not fall under 'Export of Service'.

C. The service is not a service specified in section 66D of the Act :-

The third condition to be satisfied is that the service must not be a service specified in the Negative List spell out in section 66D of the Act.

There are certain changes made in the negative list. Updated Negative list can be checked at following link :-

Exemption of Services –Notification No. 25 dated 20.06.2012 updated till date

D. The place of provision of the service outside India :-

The fourth condition to be satisfied is that the place of provision of the service must be outside India. The fulfillment of this condition will have to be determined in accordance with the place of provision of service laid down in Rules 3 to 14 of the PPP Rules which are as follows: .

Export Of Service Rules 2011

Minjie Lin



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TAXATION LAW AND PRACTICE, Volume I BALACHANDRAN, V. ,THOTHADRI, S.,2012-09-19 This easy to read text covers the entire gamut of direct and indirect taxes The first eight chapters deal with direct taxes and generation of income from different sources The last five chapters focus on different forms of indirect taxes This text lucidly explains the acts rules sections laws of direct and indirect taxes with a view to integrating the relevance of these laws with tax planning The text fosters a clear understanding of the principles relating to computation of taxable income under each head of income It covers different types of excise duties methods of valuation for customs types of transactions under the Central Sales Tax Act variants of VAT and different methods of computation of VAT and service tax for management and professional services A number of solved Illustrations at the end of each chapter are provided for easy comprehension of the subject These along with chapter end questions consisting of short answer questions long answer questions and exercises enhance its value as a text This text is intended for the undergraduate students of management commerce and law BBA BCom and BL LLB Students pursuing professional courses such as CA BCS Bachelor of Corporate Secretaryship and the aspirants of Civil Services Examinations will also find the text immensely useful

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Metamorphosis -Service Tax To Goods Services Tax Monish Bhalla,2020-05-24 2006 to 2017 for 11 long years the Author wrote a weekly column in the leading English daily DNA Service Tax Simplified Every week a recent burning issue a new current problem and the challenge for finding a solution A solution which had to be simple in lucid layman language Many of his professional colleagues asked him why he gives a free solution in public What he achieve in giving free advice And His response A SMILE Because that s what he give to his readers when they find their solutions a smile on their tense faces If his articles have brought back the smiles on the reader s faces if his articles have assisted them to resolve their service tax issues with the department without spending a penny if many articles have enriched the knowledge of his learned friends chartered accountants consultants tax professionals and his friends working with the service tax department then my efforts have been awarded He has learned that Life is a journey a journey with no destination It is this voyage one needs to learn to enjoy As you read this compilation of over 450 articles you

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Journal of the House of Representatives of the United States United States. Congress. House, 1973 Some vols include supplemental journals of such proceedings of the sessions as during the time they were depending were ordered to be kept secret and respecting which the injunction of secrecy was afterwards taken off by the order of the House Modern Bribery Law Jeremy Horder, Peter Alldridge, 2013-04-25 This critical analysis of the Bribery Act 2010 provides international and EU comparisons and evaluates its enforcement and asset recovery prospects Guyana - Legal, ecological and socio-economic baseline studies to inform sustainable wildlife management Paemelaere, E.A.D., David, O., van Vliet, N., 2022-09-19 This report entitled Guyana Consolidated report of the legal ecological and socio economic baseline studies is part of the Sustainable Wildlife Management SWM Programme technical report series The SWM Programme in Guyana was started in 2017 with the aim of improving the conservation and sustainable use of wildlife It empowers resident communities to exercise traditional rights of access and long term use of wildlife resources as a source of food and livelihood without depleting them The SWM Programme in Guyana seeks to ensure that the Rupununi region administrative Region 9 can continue to offer sustainable options for food security and livelihoods in accordance with traditional lifestyles Simultaneously it aims to maintain healthy wildlife populations through integrated sustainable co management models The SWM Programme is an initiative of the Organization of the African Caribbean and Pacific States OACPS funded by the European Union and co financed by the French Facility for Global Environment FFEM and the French Development Agency AFD This seven year programme 2017 2024 is being implemented in 15 OACPS member countries by a consortium of partners including the Food and Agriculture Organization of the United Nations FAO the Centre for International Cooperation in Agricultural Research for Development CIRAD the Centre for International Forestry Research CIFOR and the Wildlife Conservation Society WCS In Guyana the SWM Programme is being implemented by CIFOR in collaboration with the Guyana Wildlife Conservation and Management Commission **Secured Transactions Law in Asia** Louise Gullifer, Dora Neo, 2021-03-25 This collection of

essays offers a unique insight and overview of the secured transactions law in many of the most important countries in Asia as well as reflections on the need for benefits of and challenges for reform in this area of the law The book provides a mixture of general reflections on the history successes and challenges of secured transaction law reform and critical discussion of the law in a number of Asian countries In some of the countries the law has already been reformed or reform is under way and here the reforms are considered critically with recommendations for future work In other countries the law is not yet reformed and the existing law is analysed so as to determine what reform is desirable and whether it is likely to take place First this book will enable those engaging with the law in Asia to understand better the contours of the law in both civil and common law jurisdictions Second it provides analytical insights into why secured transactions law reform happens or does not happen the different methods by which reform takes place the benefits of reform and the difficulties that need to be overcome for successful reform Third it discusses the need for reform where none has yet taken place and critically assesses the reforms which have already been enacted or are being considered In addition to providing a forum for discussion in relation to the countries in question this book is also a timely contribution to the wider debate on secured transactions law reform which is taking place around the world

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Wales recognised in its 2017 report *The Future of Law and Innovation in the Profession* knowledge of private international law is increasingly important to legal practice In particular it is essential to the modern practice of commercial law This book considers key issues at the intersection of commercial law and private international law The authors include judges academics and practising lawyers from Australia New Zealand Singapore and the United Kingdom They bring a common law perspective to contemporary problems concerning the key issues in private international law jurisdiction choice of law and recognition and enforcement of foreign judgments The book also addresses issues of evidence and procedure in cross border litigation and the impact of recent developments at the Hague Conference on Private International Law including the Convention on Choice of Court Agreements on common law principles of private international law *Bahamas Taxation Laws and Regulations Handbook - Strategic Information and Basic Regulations* IBP. Inc,2018-03-13 2011 Updated Reprint Updated Annually *Bahamas Taxation Laws and Regulations Handbook Handbook of Non-Banking Financial Companies* Rajeev Babel,2021-03-15 Comprehensive guide for NBFCs regulated by various regulatory authorities Covers upto date legislation for NBFCs regulated by Reserve Bank of India RBI Securities and Exchange Board of India SEBI Ministry of Corporate Affairs MCA Insurance Regulatory and Development Authority of India IRDAI State Governments Covers all RBI Master Directions Notifications and RBI Guidelines for NBFCs upto October 2020 **China's Implementation of the Rulings of the World Trade Organization** Weihuan Zhou,2019-10-03 Amid the ongoing crisis surrounding the WTO China's role and behaviour in the multilateral trading system has attracted overwhelming attention This timely monograph provides the first comprehensive and systemic analysis of China's compliance with the rulings of the WTO's dispute settlement mechanism DSM It covers all the disputes in which China has been a respondent during its 17 year WTO membership and offers a detailed discussion of China's implementation of adverse WTO rulings its approaches to settling WTO disputes the possible explanations for such approaches and post compliance issues The book shows how China has utilised the limitations and flexibilities of WTO rulings to ensure that its implementation of the rulings not only delivers adequate compliance but also maintains its own interests Overall this book argues that the issues relating to the quality of China's compliance and post compliance practices concern the loopholes within the DSM itself which may be utilised by all WTO Members However despite the loopholes China's record of compliance suggests that the DSM has been largely effective in inducing compliance and influencing domestic policy making It is therefore in the interest of all WTO Members and other stakeholders to protect the DSM as the crown jewel of the multilateral trading system **Madhukar Hiregange's Practical Guide to GST on Textile Industry** CA Madhukar Hiregange,CA Roopa Nayak,Shubham Khaitan,2020-12-21 The purpose of this book is to enable the taxable person to understand the applicability and impact of GST provisions with respect to the Textile Industry The comprehensive and in depth practical knowledge of the three authors would help in the implementation of the provisions in an easy manner This book is divided into eight parts as follows Part 1 Introduction and Overview Part 2 GST impact

analysis on relevant sectors Manufacturers and Traders Service Providers Job workers and other supplies Part 3 Conceptual law containing classification ITC valuation place of supply reverse charge and transitional provisions Part 4 Procedural law containing registration payment returns refunds assessment audit advance ruling appeals penalties demands etc Part 5 Import and export containing SEZ supplies and FTP incentives Part 6 Disputes mitigation and department actions focussing on prevention of possible disputes their resolution Part 7 Tax planning and professional services Part 8 Miscellaneous containing FAQs and filled forms **Journal of the Senate of the United States of America** United States. Congress. Senate,1978 **Special Economic Zones in India** Arpita Mukherjee,Parthapratim Pal,Saubhik Deb,Subhobrota Ray,Tanu M Goyal,2016-07-14 This book examines India's ten years of experience developing Special Economic Zones SEZs and the performance of SEZs in the context of India's growing international engagement its endeavours to attract domestic and foreign investment in manufacturing and services and its aim to increase and diversify exports of goods and services SEZs are industrial enclaves clusters within a country that receive certain incentives and business facilitation benefits that are not generally available to the rest of the country To facilitate private and foreign investment in SEZs India introduced the SEZ policy in 2000 which was followed by the SEZ Act in 2005 After ten years under the Act India now has one of the largest number of approved SEZs in the world and its SEZ policy remains heatedly debated with a number of studies arguing both for and against it Given this background the book also identifies the challenges faced by SEZs in India and offers policy recommendations on how to make the SEZs an engine for India's economic growth and development that can more effectively link the country's manufacturing and services sectors to global value chains

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