

July 2017

GST applies to Jammu and Kashmir

The President of India promulgated two ordinances to extend the applicability of CGST Act and IGST Act to State of Jammu and Kashmir, with effect from 08 July, 2017.

Earlier, the president gave assent to the Constitution (Application to Jammu and Kashmir) Amendment Order, 2017 to enable introduction of GST in the State of Jammu and Kashmir. After the order was issued, the Jammu and Kashmir State GST Act was passed and made effective from 08 July, 2017.

With this, all legislative requirements to extend the levy of GST to the State of Jammu and Kashmir have been completed. Thus, all the supplies to and from Jammu and Kashmir will be subject to GST, like all other States.

PwC Comments

With issuance of the ordinances, the ambiguity surrounding the applicability of GST to Jammu and Kashmir is cleared. Industry would welcome this as now movement of goods to Jammu and Kashmir and vice versa becomes easier. However, it remains to be seen as to how such transactions from 01 July to 07 July would be treated and the Government should clarify the tax treatment of such transactions at the earliest.

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