

### DELHI JAL BOARD: GOVT OF NCT OF DELHI OFFICE OF THE DIRECTOR (FINANCE & ACCOUNTS) VARUNALAYA PHASE-II, KAROL BAGH, NEW DELHI

#### "STOP CORONA":

WEAR MASK, FOLLOW PHYSICAL DISTANCING, MAINTAIN HAND HYGIENE"

No.DJB/Fin. / Dir (F&A)/GST/2023 / F & G/ 353 /2

Dated: 23105123

#### CIRCULAR

Subject:- Adjustment on account of change in the rate of GST effective from the date prescribed by the GST authority in agreements drawn on or before the date prescribed by the GST authority.

A circular on changes in GST rates from 12% to 18% w.e.f. 18th July, 2022 for composite "Supply of Works Contract Services as defined in Clause (119) of section 2 of the Central Goods & Service Tax Act 2017 has been issued from the Director (F&A), DJB vide No. DJB/Jt. Dir.(F&A)/GST/2022/09 dated 18.07.2022, for adoption in the Department. A copy of the same is enclosed

Further, another circular No.DJ8/EE(Plg.)W-II/2023/55 dated 10.03.2023 has been lissued by EE(Plg.)Water-II regarding increase in GST rate of Works Contracts for Central Government, State Government, Union Territory, Local Authority, Government Authority or a Government Entity by way of modalities for revision in the estimated cost of works based on PAR -2021/DSR-2021 because of the revised rate of GST @18% w.e.f. 18.07.2022 has been circulated by CPWD through O.M. (No. SE/TAS/GST/20)vide No.158/SE(TAS)/GST/2022/331 dated 10.08.2022 along with referred O.M. No.DG/SE/GST/16 dated 28.05.2018. A copy of the same is enclosed.

The CPWD has also issued O. M. No.158/SE(TAS)/GST/2022 dated 30.09.2022 in this regard, a copy of the same is also enclosed herewith, for reference and following pattern of modal calculations given in the said O.M. for reindursament on account of change in the rate of GST on works contract effective from the date prescribed by the GST authority is respect of agreement drawn on or before the date prescribed by the GST authority wherever applicable as per converse

Accordingly: O. M. No.158/SE(TAS)/GST(2022 dated 30:09:2022 issued by CPWD is hereby circulated for adoption in the Department regarding intodal calcumbons for re-tarburscenent on account of change in rate of GST on works contract

This issues with the approval of CEO, DJB

Encl:- As above,

Audi. Chief Engineer (Project)-I EDP Cell, Delhi, Jal Board, GNCTD

All DDOs

Copy 101-PS to Hen'ble Chairperson, DJB, for kind information,

Mice Charman/Members of DJB, for kind information.

3 CEO. DJB, for kind information

4 Member(Admn.)/Member(F)/Member(WS)/(DR.)/Addl, CEO/CVO, for kind information.

Secretary (DJB)/All CEs/SEs/ACEs, for kind information.

All Director/Director(A&P)/All Jr. Dir (Rev.)/Jr. Dir.(F&A)

All Dy. Dir(Finance)/(Admn.4)

All Sr HOs/AOS/AAOs

D.B. Contractor Welfare Association (Regd.) First Floor, LSC, BQ Block, DDA Market, Shalimar Bagh, Delhi-

EE(EDP) :- with request to upload on DJB website pls.

1. O.O. Register.

DIRECTOR(F&A)



भारत संरकार केंद्रीय लोक निर्माण विमाग महानिद्धे । ालय तकनीकी अनुप्रयोग एवं मानक एकाई कमरा संo 418, ए—विंग, निर्माण मवन, नई दिल्ली।

रैलीफैक्स 011-23052339 ईमेल-delsetascsq.cpwd@nic.in

#### OFFICE MEMORANDUM

No. SE/TAS/GST/21

(Issued by Authority of Director General ,CPWD)

F. No. 158/SE(TAS)/GST/2022/ 1/2 years

GPWC

Date: 3c /09/2022

Sub: Adjustment on account of change in the rate of GST effective from the date prescribed by the GST authority in agreements drawn on or before the date prescribed by the GST authority.

- According to the provisions under Clause 38 of GCC-2014 amended vide No. DG/CON/298 dated 29.09.2017 and DG/CON/299 dated 27.11.2017 or Clause 34 of GCC-2019 / GCC-2020/GCC-2022 for CPWD Works, the GST on output of works contract shall be adjusted (increase / decrease) for the effect of variation in rate of GST.
- The change in the rate of GST is also adjustable on the amount of escalation paid under various clauses of the contract.
- 3. References have been received from field units for issue of model calculations for working out additional payment on account of change in GST rate on output of works contract. Accordingly, following model calculations are issued for reimbursement on account of change in the rate of GST on works contract effective from the date prescribed by GST authority in respect of agreements drawn on or before the date prescribed by the GST authority, wherever applicable as per contract.

S. No.	Type of contracts	GST Calculations (For change in rate of GST w.e.f. the date prescribed by GST authorities)			
		Payments based on Agreement rates for Agreement drawn before prescribed date	for Agreement drawn before prescribed date		
(i) Maintenance contracts		The amount payable to contractor as per agreement items inclusive of GST @ r,% for contract drawn on or before the prescribed date = W	Not applicable		
		Hence, amount (excluding GST component) = W/(1+r <sub>1</sub> /100)			
(ii)	Construction works contract	Now, adjustable amount on account of change in rate of GST from rate $r_1$ % to $r_2$ % = $(r_3 - r_1)$ % of $(W/(1+r_1/100))$	per the GST rate prevalent as of the date of award of work and sha		
(iii)	Works contract under EPC mode	Illustration: Prescribed Date = 17.07.22 Prevailing GST rate as on prescribed date, r,% = 12% Revised GST rate after prescribed	or before the prescribed date = W		
		date r <sub>2</sub> % = 18%  Amount paid to contractor after prescribed date (on agreement rates) = Rs 100.00	Hence, amount (excluding GST component) = $W/(1+r_1/100)$		

	Hence, amount (excluding GST component) = 100/1.12 = Rs 89.29	of change in rate
33	GST component = Rs 10.71  Now, adjustable amount on account of changed in rate of GST from 12% to	(W/(1+r <sub>1</sub> /100))  Illustration:
	18% = 6% of 89.29 = Rs 5.36	Prescribed Date Prevailing GS prescribed date,
		Revised GST ra date, r <sub>2</sub> % = 18% Amount paid to
	2	prescribed date with r <sub>1</sub> % GST) =

of change in rate of GST from rate  $r_1\%$  to  $r_2\% = (r_2 - r_1)\%$  of  $(W/(1+r_1/100))$ 

Prescribed Date = 17.07.22

Prevailing GST rate as on prescribed date,  $r_1\%$  = 12%

Revised GST rate after prescribed date,  $r_2\%$  = 18%

Amount paid to contractor after prescribed date (on market rates with  $r_1\%$  GST) = Rs 100.00

Hence, amount (excluding GST component) = 100/1.12 = Rs 89.29

GST component = Rs 10.71

Now, adjustable amount on account of changed rate of GST from 12% to 18% = 6% of 89.29 = Rs 5.36

#### 4. Notes

This is without prejudice to any other provisions of the contract.

(ii). TDS shall not be deducted from this adjustable amount. OM No. SE/TAS/GST/19 dated 30.05.2022 shall be followed for deduction on TDS under GST on works contract for tenders received on or before the date prescribed by the GST authority (copy enclosed).

(iii) The Executive Engineer shall assess the impact of increase in GST on overall cost and

submit RPE timely, wherever required.

(iv) The contractor shall submit following undertaking on Rs 100/- non-judicial stamp paper duly notarized along with his claim for adjustment of GST for payments made to him on agreement rates and on market rates:

This is issued with the approval of DG, CPWD.

Encl. As above.

(Issued vide E-file No. 9139642)

(एस एन जायसवाल) कार्यपालक अभियंता(टास)

कायपालक आभयता(टास) सी.एस.क्यू, के.लो.नि.वि. नईदिल्ली

(कं.लो.नि.वि. वेवसाइट के द्वारा)

सभी विशेश महानिदेशक / अपर महानिदेशक / मुख्य परियोजना प्रबन्धक / मुख्य अभियन्ता / उप महानिदेशक (उघान) / परियोजना प्रबन्धक / अधीक्षण अभियन्ता / कार्यपालक अभियन्ता के के लो० नि० वि० तथा लो० नि० वि० वि० विल्ली के सभी अधिकारियों को सूचना एवं आवश्यक कार्यवाही हेतु।

भारत सरकार केंद्रीय लोक निर्माण विश्वाग महाभिद्रे । एलय एकनीकी अनुप्रयोग एवं मानक एकाई

कमरा २१० ४१६, ए-हिंग, भिर्माण मधन, मई हिल्ली।

रैलीकेंग्स-011-23062339 ईमेल-delsetisesq.epwd/ij nic.in ( Issued by Authority of Director General ,CPWD)



#### OFFICE MEMORANDUM

No. SE/TAS/GST/19

F. No. 158/SE(TAS)/GST/2022/207-18:

Date: 30/05/2022

Sub: Deduction of TDS under GST on works contract - regarding.

- 1. 'Standard Operating Procedure (SOP) on 'TDS' issued by CBIC (updated as on 18th February, 2019) available on the CBIC Portal at the link https://www.cbic.gov.in/htdocs-cbec/gst/gst manual--SOP-TDS-AS-ON-18th Feb2019.pdf clarifies that " for the purpose of deduction of TDS, the value of supply shall exclude the taxes leviable under GST (i.e. 'Central tax', 'State tax', 'UT tax', 'Integrated tax' & Cess). Thus, no tax shall be deducted on 'Central tax', 'State tax', 'UT tax', 'Integrated tax' and cess component levied on supply.
- Therefore, if any value of contract includes tax component, the TDS has to be deducted on the value of work done excluding the GST.
- 3 Further, as per Para 2.4 of above said SOP on TDS issued by CBIC, composite supplies to Government/local authorities also covers works contract services such as road, bridge building, development/renovation/repairing/maintenance services involving supplies of both goods and services.
- 4. Since, the gross amount paid to contractors under works contract of CPWD includes the amount of GST. Therefore, 2% TDS under GST is to be deducted on taxable value i.e. Gross amount of work done (including GST) divided by 1.12.

Illustration:

Suppose, the Total value of gross work done (including GST)
Hence, taxable value of work done (excluding GST)

= A

= A/1.12 = 'B'

TDS for GST may be deducted on 'B' above

DDOs should submit the details of taxable value of work done (excluding GST) and GST component separately while submitting TDS details to GST authority.

कार्यपालक अभियता (टार

(अवलोवनिवर्धित चेवसाईट के मध्यम सं)

ंध लाट निवादिव तथा लीव तिवादिव दिल्ली के सभी अधिकारियों का आवश्यक सूचिना, एवं कार्यवाडी अन्

# DELHI JAL BOAD: GOVT. OF NCT OF DELHI OFFICE OF THE EE(PLANNING)WATER-II ROOM NO. - 401, VARUNALAYA PH-I KAROL BAGH, NEW DELHI-110005

No. DIB/EE(PLG.)W-11/2023/55/e-1242/46

Dated: 10.03.2023

#### Circular

Subject: Increase in GST rate of Works Contracts for Central Government, State Government, Union Territory, Local Authority, Governmental Authority or a Government Entity.

A circular on changes in GST rates from 12% to 18% w.e.f. 18th July, 2022 for Composite Supply of Works Contract Services as defined in Clause (119) of Section 2 of the Central Goods & Service Tax Act 2017 has been issued from the Director(F&A), DJB vide No. DJB/Jt. Dir.(F&A)/GST/2022-C9, dated 18.07.2022, for adoption in the Department. A copy of the same is enclosed.

Modalities for revision in the estimated cost of works based on PAR 2021/DSR 2021 because of the revised rate of GST @18% w.e.f. 18.07.2022 has been circulated by CPWD through Tiffice Memorandum (No. SE/TAS/GST/20) vide No. 158/SE(TAS)/GST/2022/331 dated 10.08.2022. A copy of the same along with referred OM No. DG/SE/GST/16 dated 28.05.2018 referred therein is enclosed.

The above mentioned Office Memorandum dated 10.08.2022 from CPWD is circulated for adoption in the Department till any further revision in the applicable GST rate of Works Contracts for Central Government, State Government, Union Territory, Local Authority, Governmental Authority or a Government Entity.

This is issued with the concurrence of finance and with the approval of the Competent Authority.

Enclosures: As above.

(V. Kalain) EE(PLG.)Water-II

#### Copy to:

- CEO, DJB: For kind information please.
- 2. Member(A)/Member(F)/Member(WS)/Member(DR)/CVO : for kind information please
- All CEs/All ACEs
- 4. Director(A&P)/Director(F&A)/DOV/DOR/Director(T&QC) .
- 5. EE(Figures/EE(Fig)W-HI(EE(Fig)D-/FE(Fig)Colony
- 8. Office Copy

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ग्रह्म (१८) मारत संस्कार फेंट्रीय श्लेक निर्माण विनाण सम्मन्तिकी अनुप्रयोग एवं नानक एकाई

कमरा संD 448 स्नियंग, निर्माण मवन, नई दिल्ली।

देशीर्जनस-011-20032339 र्डीज-delsetascsq.cpwd@nic.in

संख्या: 158 /SE(TAS)/GST/ 2022/ 331- टिव

दिनांकः

D /08/2022

কার্যালয় ভাণে (No. SETTAS/GST/28)

Sub: Increase in GST rate of Works Contracts for Central Government, Stat Government, Union Territory and a Local Authority.

- 1. The Government of India, Ministry of Finance (Department of Revenue) vide Notificatio No. 03/2022- Central Tax (Rate) dated 13 July, 2022 has made amendments to notificatio No. 11/2017-Central Tax (Rate) dated 28.06.2017 by omitting entries against serial number (in column (3) (a) items (iii), (iv),(v),(va),(vi) and (ix) and the corresponding entries relating thereto in column (4) and(5) in the original notification No. 11/2017-Central Tax (Rate) date 28.08.2017, thereby the existing concessional rate of GST@12% for Central Government State Government, Union Territory and a Local Authority has been withdrawn and now the applicable rate of GST is 9 (CGST) ÷ 9 (SGST) =18% on construction services covered undare. No.3 (iii) at page No. 8 and under S. No.3 (xii) at page No. 15 of Notification No.11/2017 Central Tax (Rate) di 28 June, 2017 for Central Govt., State Govt., Union Territory and a Local Authority with effect from 18th July, 2022
- 2. The Dethi Schedule of rates 2021 was formulated with the concessional GST rate of 12' applicable for works provided to Central Government, State Government, Union Territory, local authority, Governmental Authority of a Governmental Entity.
- 3. Now the revised rate of GST @ 18% is applicable on works contract for Centri-Government, State Government, Union Territory, a local authority, Governmental Authority or Governmental Entity. Hence, a multiplying factor of 1:0633 on the estimated amount worked or based on PAR 2021/DSR 2021 shall be applicable for working out the amount of Preliminal Estimate and Detailed Estimate with effect from 15th July 2022. The calculation table is a under.

	аныцарту завол С	SECULOR PROGRESSES	2
N.	A. Calculation detail when applicable rele of	GST was 12% in	DSR 2021
1	Bare rate (without GST) of material, Labour, Sundries, POL and T&P etc.	A	
2.	Add 1% water charges on "A"	0.01A	
3.	Sum after adding water charges @ 1% loc *A*	1.01A	
4.	in2W GST on works contract by reverse - percuration method (murrorizing factor 0.1405)	0.1419A	May refer OM Ko  SEATAS/GST/07 - d  OB.11.2017
5)	Sum afie: adding GST	1.1519A	
6.	315% CP & OH on "1,15194"	0.1728A	
7.	Sum after adding 15% CP & OH	1 3247A	
3.	Labour cess @ 1% on 1.3247A* 1	0.0132A	
05.	Gross Total after edding 1% about 0896, Total (W1)=	1.3379A	

47-

	(D) Calculation detail when 18 % GS	T is applicable w.e.t.	18 July 2022
- 4 5 M	Bare rate (vithout GST) of material, Labour, Sundries, POL and T&P etc.	A	
	ed 1% water charges on "W"	0.01A	1
i	Sum after adding water charges @ 174	1.01A	
<u>.</u>	on "W" 18% GST on works contract by reverse calculation method (multiplying factor	0.2148A	May refer OM No SE/TAS/GST/16 0 28,05.2018
	D.2127) Sum after adding GST	1.2248A	
<u> </u>	1/5% CP & OH on 1,2248A	0.1837A	
C	Sum after adding 15% CP & OH	1.4085A	
1	Labour cess @ 1% on "1.40854"	0.0141A	
5). 3:	Gross Total efter adding 1% about cess. Total (W2)=	1,4225A	

#### illustration :

If the estimated cost of P/E or D/E worked out based on PAR 2021or DSR-2021 =  $\frac{\sqrt{2}}{2}$ . Hence, amount of P/E and D/E with applicable rate of GST @ 18% in place of 12% = W x 1.0633=1.0633 W

In place of 12% = W x 1,0633=1,0633 W
Add applicable cost index (BCI) of the station, say 10% =0.10633 W
Grand Total=1,16963W

4. The estimated doct put to tender in the NIT shall be worked out in the above manner and combining with the cost of non-schedule items if any, worked out on market rate per OM No. SE/TAS/GST/16 dt 28.05.2018. (Copy enclosed)

5. The revised P/E may be sent to client department in case A/A& E/S is not yet received. The revised P/E may also be sent to client department for additional liability on account of GST for remaining work beyond 17<sup>th</sup> July 2022 where works are in progress.

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although the source of the

(एस. रून. जायसवाल) कार्यपालक अभियता (टास) सी.एस.क्यू. के.लो.नि.वि., नई दिल्ली

(Issued from E-file No. 9137548) (के.लो.नि.दि. देवसाइट के द्वारा)

रंभी विशेष महानिदेशक /अपर महानिदेशक /मुख्य परियोजना प्रबन्धक /मुख्य अभियन्ता /परियोजना प्रबन्धक / अधीक्षण अभियन्ता /कार्यपालक अभियन्ता कें। लो। नि। बि। तथ लो। नि। वि। वि। विल्ली के सभी अधिकारियों को सूचना एवं आवश्यक कार्यवाही हेतु।



# OFFICE MEMORANDUM

No. DG/SE/GST/ | 6 ISSUED BY AUTHORITY OF DIRECTOR GENERAL, CPWD

NIRMAN BHAVAN, NEW DELHI

Dated: 28/05/2018

Sub: Clarification of GST - Regarding.

In continuation to OM SE/TAS/GST/07 dated 8-11-2017 it has been decided to adopt the following guidelines in case applicable GST on works contract is 18 % .

5.No.	Work Position	Action to be taken			
1.	Method of calculation of market rates (wherever applicable) for extra items/substitute items / deviation items beyond the permissible limit, justification etc executed after the commencement of GST with effect from 01/07/2017. (This model calculation is applicable only where the GST is @ 1896 on Work Centracts.)	The agency will submit the details of statement along with Analysis of rates, as per model calculation sheet along with necessary authenticated documentary proofs of Engineer- in – charge.  Model Calculation Sheet			
		1.	Bare rate (without GST) OF Material Labour, Sundries POL and T&P etc.	"W"	
		2.	Add 1% water charges on "W"	"A"	
		3.	Sum after adding Water Charges @1 96 on "W"	"WC"=(W + A)	
		4.	18% GST applicable on work contract by reversible method (multiplying factor 0.2127)	"6"=(0.2127 <u>'</u> WC)	
		5.	Sum after adding GST	"X"=(WC+5)	
		6	15 % CP & OH on "X"	"C"	
		7.	Sum after adding 15 % CP&OH	"Y" =(X+C)	
1		8.	Labour cass @1% on "y"	"D"	
		9.	Gross total after adding 1.% labour cess	"Z"=(Y+D)	
	la de la composición				

Note FI Went-plying factor 0.2127 considered for reversible calculation of GST so that 18 % GST on gross amount excluding 1 % labour cess is worked out.

> Superintending Entire of (TAS) CSQ CPWD, Nirman Bhawan

New Delhi

No158/G51/SE(TAS)/CPWD/2018/ 88 E-file No:-9043757

All the SDGs all the ADGs All the CEs CPWD/ E & C(PWD)GNCTD through CPWD web site for information please.

Superintending Engineer (TAS)



## OFFICE MEMORANDUM SE/TAS/GST/ 07

# ISSUED BY AUTHORTY OF DIRECTOR GENERAL, CPWD

NIRMAN BHAWAN, NEW DELHI

DATED

08.11.2017

# Sub:- Clarification of GST -Regarding

Considering the various representations made by the Builder Associations of different regions with a view to mitigate the problems faced by contractors, it has been decided to adopt the following guidelines due to imposition of Goods and Services Tax (GST) with effect from 01.07.2017; This is in supersession to this office O.M. No SE/TAS/GSY/05 Dated 27/09/2017:-

5.Wò.	Work Position		Action to be taken		
	Method of calculation of market rates (wherever applicable) for extraitems/substitute items /deviation items beyond	as per opcume	ncy will submit the details of statemen model calculation sheet along wi intary proofs to Engineer in Charge, Calculation Sheet	th necessary authenticated	
	the permissible limit,	Γ1.	Bare rate (without GST) of Material,	"W"	
	Justifications etc executed after the commencement of GST with effect from 01/07/2017	1	Labour Sundries POL and T&P etc.	"A"	
		ENDOM/CH ALL	2.	Asod 1% water charges on "W"	"WC" = (W+A)
		ommencement of Garlas Sum after	Sum after adding Water Charges		
			@ 1% on "W"	"B" = (0.1405 WC)	
		01/07/2017	4_	Add 12% GST applicable on work tontract by reversible method	
			( intel Diving latter 0.1405)	"X" = (V-C+5)	
		15.	Sum after adding GST	"C"	
	1	6.	,   And 15% CP & OH on "X"	"Y"= [X+C]	
			Som after adding 15% CP&OH	"D"	
	100	7.	Add labour cess @ 156 pn "Y"	(C+Y)="Y"	
		3.	Gross total after adding 1% Jabour	W. A.	
10			cess seed for reversible calculation of GST 50		

Nation (1) Municiplying factor 0.1405 considered for reversible calculation of GST so that 12% GST on gross amount excluding, 1% labour cass is worked but.

(2) This model calculation is applicable only for GST @13% on Work 5

This issues with the approval of DG, CPWD.

Superintending

CSQ, CPWD. Nirman Bhawan,

New Delhi

dated 8/11/2017

No158/GST/SE(TAS)/CPWD/2017/ 258-160

1. All the SDGs, all the ADGs, All the CEs CPWO/ E-in-C (PWD) GNCTD through CPWO web site for information please.

Superintending Engineer (TAS)

## DELHI JAL BOARD, GOVT. OF N.C.T OF DELHI OFFICE OF THE DIRECTOR (FINANCE & ACCOUNTS) VARUNALAYA, PHASE-II, KAROL BAGH, NEW DELHI

No.DJB/Jt.Dir(F&A)/GST/ /2022 - ○○

Dated: 18.7.2022

### CIRCULAR

Attention of all stake holders is drawn towards the Notification No. 3/2022-Central Tax (Rate) dated 13.07.2022 coming into force from 18.07.2022 by which original Notification No. 11/2017-Central Tax(Rate) dated 28.06.2017 pertaining to GST rates on specified services has been amended and the copy is enclosed herewith.

As per above mentioned Notification, it is to reitrerate and inform changes in GST rate on "Composite Supply of Works Contract Services as defined in clause (119) of section 2 of the Central Goods and Service Tax Act, 2017 supplied to the (Central Government, State Government, Union territory, a local authority, Governmental Authority or a Government Entity) by way of construction, erection, commissioning, installation, completion, fitting out, repair, maintenance, renovation, or alteration of pipeline, conduit or plant for (i) water supply (ii) water treatment, or (iii) sewerage treatment or disposal" from 12% to 18% w.e.f. 18<sup>th</sup> July, 2022.

The above circular is issued with the approval of the competent authority for information and necessary action of all concerned .

Encl:1.Notification No. 03/2022-Central Tax(Rate) dated 13.07.2022 2.Notification No. 11/2017-Central Tax(Rate) dated 28.06.2017.

Ary 18.07.2022 (Bansh Raj)

Director(Finance & Accounts)

All ACEs(M)/EEs/DDs/CWA

Copy for kind information to

1.PS to Chairperson, DJB

2.CE O(,DJB/All Members/All Chief Engineers

3. All Jt. Directors

4.Sr.AOs/Aos/AAos.

Mry 18.07. 2022.

Director(Finance & Accounts)