

PAGE

About the Authors	<i>I-5</i>
Preface to Third Edition	<i>I</i> -7
Chapter-heads	I-11
List of Cases	<i>I-17</i>

1

CUSTOMS VALUATION

1.1	Article VII of GATT	1
1.2	Customs Valuation Agreement	5
1.3	Indian Customs Law - Section 14 of Customs Act, 1962	22
1.4	Customs Valuation Rules	29
1.5	Export Valuation Rules	94

2

TRANSFER PRICING

2.1	Introduction	97
2.2	International transaction	103
2.3	Associated enterprises	123
2.4	Comparable	129
2.5	Methods of determining ALP	157

		PAGE
2.6	Transfer pricing challenges in India as per the UN TP Manual and judicial rulings	185
2.7	Creation of marketing intangibles and transfer pricing issues regarding AMP expenses	191
2.8	Transfer Pricing assessment, adjustment and appellate remedy	195
2.9	Secondary adjustment, CbCr, and thin capitalisation	202
2.10	Cost Contribution Arrangements (CCA), Intra-group services and cost sharing arrangements	205

CONTENTS

I-14

3

PERMANENT ESTABLISHMENT & DTAAs

3.1	Taxing powers and source of income	209
3.2	Concept of Permanent Establishment	215
3.3	Types of Permanent Establishment	224
3.4	Attribution of profits to PE	273

4

INCOMES OTHER THAN BUSINESS INCOME, WITHHOLDING OBLIGATIONS AND FOREIGN TAX CREDIT

4.1	Residency	289
4.2	Interest - Definition, jurisdiction to tax	307
4.3	Dividends paid or received in cross-border transactions	315
4.4	Taxation of royalty	332
4.5	Fees for Technical Services	360
4.6	Salary	391
4.7	Capital gains	400
4.8	Other income	412
4.9	Withholding obligations	416
4.10	Foreign Tax Credit	429
4.11	Requirement to file return of income	444
4.12	Representative assessee	445

PAGE

556

5

IMPORT & EXPORT UNDER IGST ACT

5.1	Statutory framework	447
5.2	Import and export of goods under IGST Act	450
5.3	Place of Supply	457
5.4	Import of Services	500
5.5	Export of Services	515
5.6	Refund to exporters under IGST Act and Rules	526

6

CUSTOMS EXEMPTIONS AND EXPORT PROMOTION SCHEMES UNDER FTP

6.1 Exemptions from Customs Duties	538
---	-----

6.2 Export Promotion Schemes

7

EXPORT AND IMPORT UNDER FOREIGN EXCHANGE MANAGEMENT ACT & REGULATIONS

7.1	Export of goods and services	578
7.2	Import of goods and services under FEMA	592
7.3	Establishment of branch office, liaison office or project office	602
7.4	Dispute resolution under FEMA	609

8

DISPUTE RESOLUTION

8.1	Dispute resolution under IGST Act	614
8.2	Dispute resolution under Customs Act	628
8.3	Alternative Dispute Resolution Mechanism under Income-	
	tax Act	635

CONTENTS	I-16
	PAGE
APPENDICES	
 Relevant Sections of Customs Act, 1962 	645
 Relevant Section of Customs Tariff Act, 1975 	656
 Customs Valuation (Determination of Value of Imported Goods) Rules, 2007 	662
 Customs Valuation (Determination of Value of Export Goods) Rules, 2007 	682
 Relevant Sections of Income-tax Act, 1961 	685
 Relevant Rules of Income-tax Rules, 1962 	722
 Income tax - Departmental Clarifications and Forms 	737
 Relevant Sections of Central Goods and Services Tax Act, 2017 	757
 Relevant Sections of Integrated Goods and Services Tax Act, 2017 	760
Subject Index	769