

F. No. K-11022/630/2017-UIDAI (Auth-II)
Government of India
Unique Identification Authority of India
(Authentication Division)

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Dated: 15th January, 2018

CIRCULAR No. 3 of 2018

In continuation to this office Circular No. K-11022/630/2017-UIDAI (Auth-II) dated 31st May, 2017 wherein, the Authority had issued Authentication User Agency (AUA)/e-KYC User Agency (KUA) and Authentication Service Agency (ASA) Agreement v4.0 along with the proposal for charging of License Fees, Bank Guarantee and schedule of financial disincentives for availing Aadhaar authentication services provided by the Authority. The License Fee vide ibid letter was to be deposited by 30th June 2017, the date was further extended upto 31st August 2017 vide order dated 30th June 2017.

2. Few AUA/KUA/ASA entities had raised the issue of applicability of Goods and Services Tax(GST) on License Fee and Disincentives, the matter was subsequently referred to GST Council. GST Council has now clarified that *“the services provided by UIDAI to the Authentication User Agencies (AUAs)/e-KYC User Agencies (KUAs) and Authentication Service Agencies (ASAs) against the license fee are classifiable in the Goods and Services Act, 2017, under Section ‘8’ of Chapter 99, which deals with ‘Business and production Services’ and attracts GST @ 18%.”* Besides, *“ Services provided by AUAs, KUAs and ASAs to the service recipient against charge of fees may also be liable for GST @ 18% under SAC-9997.”*

3. In view of the above and clarifications by GST Council, following directions are issued for immediate compliance by AUAs/KUAs and ASAs:

- (i) AUAs/KUAs and ASAs who have deposited the License Fee after 30.06.2017 are now required to pay the GST @ 18% over and above the license fee as follows:

	Pre-production License Key		Production License Key	
	Fees	GST @ 18%	Fees	GST @ 18%
AUA/KUA	Rs. 5 Lakh	Rs. 90,000	Rs. 20 Lakh	Rs. 3,60,000
ASA	Rs. 10 Lakh	Rs. 1,80,000	Rs. 1 Crore	Rs. 18,00,000

- (ii) AUAs/KUAs and ASAs who have deposited Financial Disincentives after 30.06.2017 are also required to pay the GST @ 18% over and above the financial disincentive.

