

To Whom It May Concern:

In response to your request for Affygility Solutions to provide its GST registration information, we offer the following:

Affygility Solutions does not have physical presence inside of India, and is located in the United States, with a branch office in Dubai, UAE. In the context of India's GST regulations, Affygility Solutions is located in a non-taxable territory.

Affygility Solutions provides pdf documents of occupational exposure limits and acceptable daily exposure values. Once payment is received by the recipient, a link is provided to the recipient in which they may download the pdf documents. This is considered a B2B (business-to-business) online information and database access or retrieval services (OIDAR).

B2B OIDAR services are taxed under the GST regulations as a "reverse charge" mechanism, meaning that the recipient is responsible for tracking and paying any GST. Therefore, Affygility Solutions is NOT required to register under GST. See below for the reference:

6. Is there any change regarding cross border 828 (business to business)

services provided in India?

 Will the cross border B2B OIDAR services provided in taxable territory in India to a business entity be taxed under forward charge or reverse

charge?

SOLUTION

- No. The current dispensation of taxing cross border B2B services under reverse charge mechanism i.e. the recipient business entity pays service tax, continues.
- Cross border OIDAR services provided in taxable territory in India to a business entity will be taxed under reverse charge i.e. the business entity receiving the services will pay tax under reverse charge.

Source: http://www.cbec.gov.in/htdocs-servicetax/st-circulars/st-circulars-2016/st-circ-202-2016

Sincerely,

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Affygility Solutions LLC