M/s Chrochemie Laboratory Pvt. Ltd., No.101, Model Export Bhavan, 14th Cross, 2nd Stage, Peenya Industrial Area, Bengaluru 560058 (GSTIN 29AAFCC0285K1ZF). The order body and page footers read 'Chromachemie Laboratory Private Limited'; the spelling is not fully legible in the scan.

Authority for Advance Ruling — Karnataka

Advance Ruling No. KAR ADRG 71/2019, dated 23rd September 2019 (as… Dated **23.09.2019**

Q Questions Before the Authority

- Whether Entry No. 80 in Schedule II to Notification No. 1/2017-Integrated Tax (Rate) dated 28.06.2017 (as amended) is applicable for import as well as supply of 'Prepared Laboratory Reagents / Pharmaceutical Reference Standards (PRS)' attracting a levy of Integrated Tax at 12%, or Entry No. 453 to Schedule III attracting a levy of Integrated Tax at 18%.

F Facts

The applicant imports Pharmaceutical Reference Standards from pharmacopoeias such as USP, EDQM and BP and supplies them to major Indian pharmaceutical companies. It classifies the PRS as prepared laboratory reagents under Customs Tariff heading 3822 00 90, following the CESTAT decision in LGC Promochem. The dispute is which GST rate applies to import and supply: 12% under Schedule II Entry 80 ('all diagnostic kits and reagents') or 18% under the residuary Schedule III Entry 453.

H Ruling

Whether PRS (HSN 3822 00 90, prepared laboratory reagents) falls under Schedule II Entry 80 (12%) or Schedule III Entry 453 (18%)	**Entry 453 of Schedule III applies; IGST at 18%**	Ruling is confined to PRS that are not diagnostic reagents. The authority read 'all diagnostic kits and reagents' in Entry 80 as limited to diagnostic items. The ruling is expressed in terms of IGST; the order states that references to the CGST Act also apply to the KGST Act.

The authority held that Prepared Laboratory Reagents or PRS under HSN 3822 00 90 that are not diagnostic reagents are not covered by Entry 80 of Schedule II. Such goods fall under the residuary Entry 453 of Schedule III and attract IGST at **18%** .

R Reasoning

The authority accepted that the PRS is a reagent and is classifiable under HSN 3822 00 90, and it was undisputed that the PRS is not used for diagnostic purposes. It read Entry 80's 'all diagnostic kits and reagents' through ejusdem generis, so that the adjective 'diagnostic' qualifies both 'kits' and 'reagents', and the conjunction 'and' joins diagnostic kits with diagnostic reagents. Because the PRS is neither a diagnostic kit nor a diagnostic

Prepared as a reading aid. Where this summary and the original order differ, the order governs.

reagent, Entry 80 does not cover it. The goods are not listed in Schedules I, II, IV, V or VI, so they fall to the residuary Entry 453 of Schedule III at 18%. The order relies on the tariff classification under Customs Tariff heading 3822 as borrowed by the rate notification's explanatory provisions, as described in the applicant's submissions.

P Provisions Relied On

- Notification No. 1/2017-Integrated Tax (Rate) dated 28.06.2017 (as amended), Schedule II, Entry 80 (Chapter/Heading 3822,…
- Notification No. 1/2017-Integrated Tax (Rate) dated 28.06.2017 (as amended), Schedule III, Entry 453 ('Any Chapter', goods…
- Customs Tariff Act, 1975, Chapter 38, heading 3822 and sub-heading 3822 00 90 (Other), as the classification reference
- CESTAT Bangalore decision in LGC Promochem India Pvt. Ltd. v. Commissioner of Customs and Service Tax, Bangalore, 20…
- HSN Explanatory Notes to heading 38.22, as cited by the applicant
- CBIC Circular F.No. 296/07/2017-CX.9 dated 15.06.2017, relied on by the applicant; the order does not discuss it in its findin…

! For the Practitioner

The order shows the authority's view that PRS and other non-diagnostic laboratory reagents under HSN 3822 00 90 attract 18% IGST rather than 12%. Importers and suppliers of such goods can use it as a reference point, though the binding effect of an advance ruling is generally confined to the applicant. It does not decide the rate for diagnostic kits or diagnostic reagents, and it does not address the applicant's reliance on the CBIC circular on pre-GST tax incidence.

Source

Summary prepared from the published order, which is a scanned document. It is a reading aid and not the authority: where the two differ, the order governs. Verify every provision against the original before relying on it.

Original order: www.gstcouncil.gov.in -> kar_aar_71_2019_clpl_23.09.19.pdf

Prepared 09-11-2026.

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