SOLE PROPRIETORSHIP CONCERN

MEANING:

A Sole Proprietorship concern can be defined as a kind of business that is owned, controlled and operated by an individual. It is the simplest form of business under which one can operate a business. Sole Proprietorship Concern is not a separate legal entity apart from its owner. A sole proprietorship can operate under the name of its owner or it can do business under a Trade name as per his own choice.

A Sole Proprietorship Concern is a popular business form due to its simplicity, ease of setup, and nominal cost. A sole proprietor need only register his or her name and secure local licenses, and the sole proprietor is ready for business. A distinct disadvantage, however, is that the owner of a sole proprietorship remains personally liable for all the business's debts. So, if a sole proprietor business runs into financial trouble, creditors can bring lawsuits against the business owner. If such suits are successful, the owner will have to pay the business debts with his or her own money. However, the profits of the sole proprietorship are also the profits of the owner, as all profits flow directly to the business's owner.

ADVANTAGES AND DISADVANTAGES:

ADVANTAGES:

- 1. Beginning a sole proprietorship is easy. Unlike other business structures, starting a sole proprietorship requires less paperwork and time to create a legal sole proprietorship, thus making them popular with small business owners.
- 2. It is cheap to start a sole proprietorship. Where other business structures have increased fees and filings to open for business, sole proprietorships tend to be affordable models to start and maintain.
- 3. There are some tax benefits for a sole proprietorship. Instead of the business having to file its own tax return, sole proprietors claim businesses gains and losses on their own individual tax return. Also, the sole proprietorship is taxed using individual income tax rates rather than corporate making it simpler and cheaper to comply with your tax obligations.
- 4. Sole proprietors can employ others and grow their business. Sole proprietorships can hire others and enjoy the tax benefits from doing so. Additionally, spouses of the owner can work for the sole proprietorship without being declared as an employee.

5. Owners have complete and direct control over all decision making. Because the owner is the business, the owner makes all decisions for the business rather than sharing power with a partner or corporate board. This allows owners the freedom to drive the business in the direction they desire.

DISADVANTAGES:

1. **Owners are fully liable.** If business debts become overwhelming, the individual owner's finances will be impacted. When a sole proprietorship fails to pay its debts, the owner's home, savings, and other individual assets can be taken to satisfy those debts.

2. Limited Resources

Resources of a sole proprietor are limited to his savings and borrowings from the relatives.

- Banks also hesitate or deny giving the long term loans or extend the limit of long term loans due to the weak financial position of the business.
- Lack of all these resources results in hindrance in the growth of the sole proprietorship business
- Above mentioned are the reason why the business generally remains small.

3. Life of a Business Concern

- The owner and its business is the same entity and due to lack of successor or heir, the life of the business is limited.
- Due to death, insolvency, illness of a proprietor gives a detrimental impact on the business which results in closure of the business.

4. Limited Managerial Ability

- The sole proprietor has to accept all the responsibilities to carry out its business.
- Sometimes the proprietor has to perform all the managerial functions like sales, purchase, marketing, selling, dealings with clients, etc.
- He may not be able to employ and retain aspiring employees.

PROCESS OF REGISTRATION OF SOLE PROPRIETORSHIP CONCERN:

Being an informal form of business structure, there are no specific approvals required to start the business. However, following registrations are needed to form a Sole Proprietorship Concern:

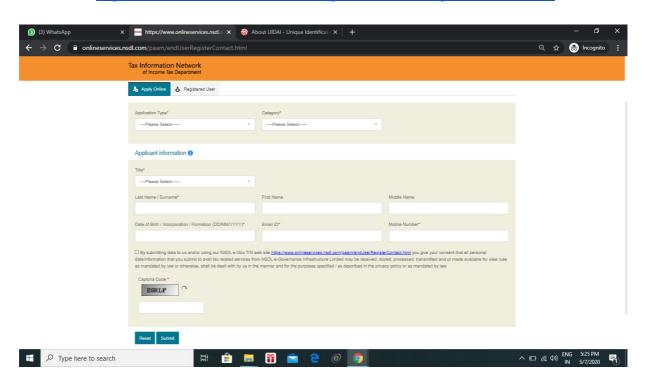
1. PAN Card:

To start any form of business, PAN Card of the person is mandatorily required. As per the latest guidelines of the Income Tax Department, PAN card of an Individual can be applied online through nsdl portal. The documents required for PAN application are:

- 1. Aadhar Card as issued by Unique IDentification Authority of India (UIDAI).
- 1. 10th Marksheet or SSC Certificate as proof for Date of Birth
- 2. Copy of Ration Card bearing the name of the individual as Address proof.

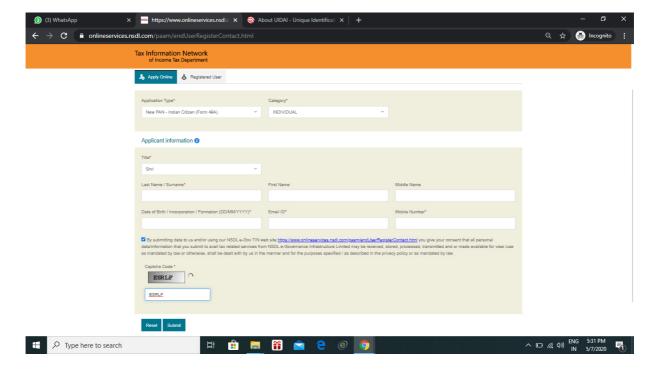
Steps of Registration:

1. Go to url-https://www.onlineservices.nsdl.com/paam/endUserRegisterContact.html

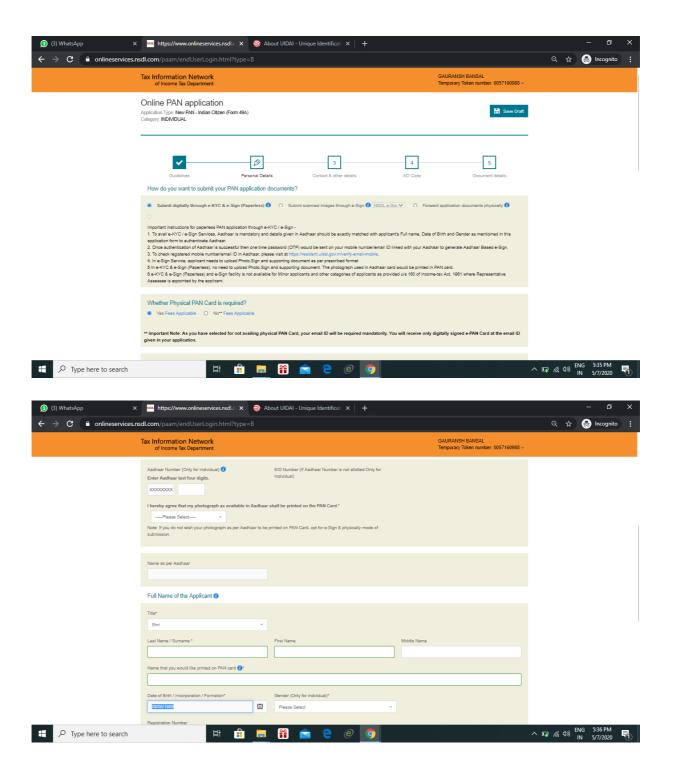


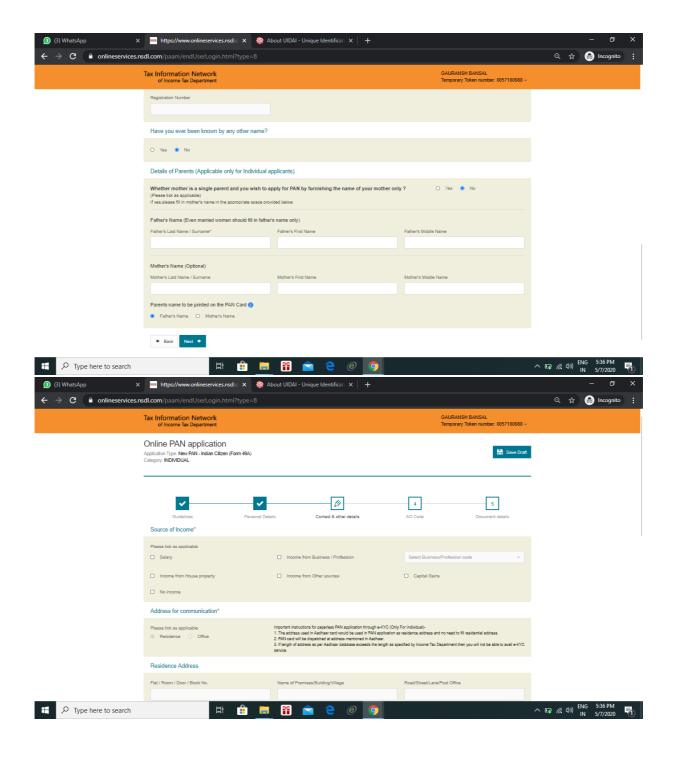
- 2. Fill in the basic details in the Application Form like-
 - Select Application Type- whether new application or application for change in existing PAN data

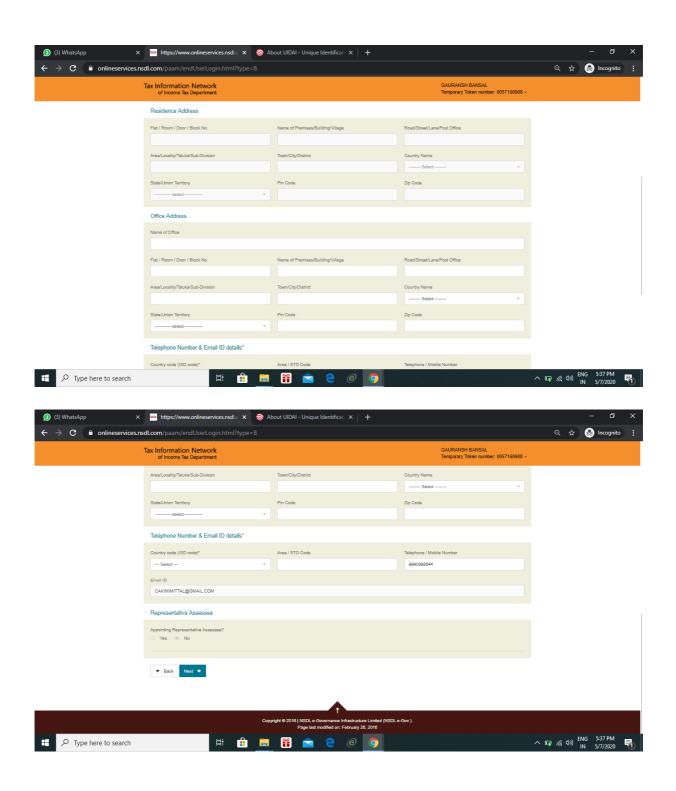
- Select Category of Application-Individual / AOP/BOI/Firm/ Company
- Select Title- Shri / Smt. / Kumari
- Fill in the details regarding Name
- Fill in the Details- Date of Birth, Email ID, Mobile Number
- Click on accepting the terms and conditions of NSDL and Submit after entering the CAPTCHA code.

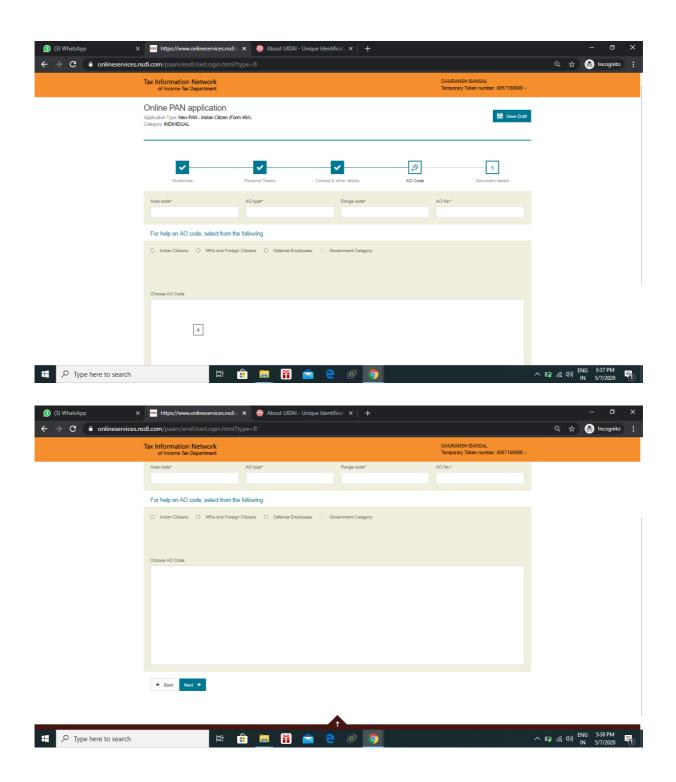


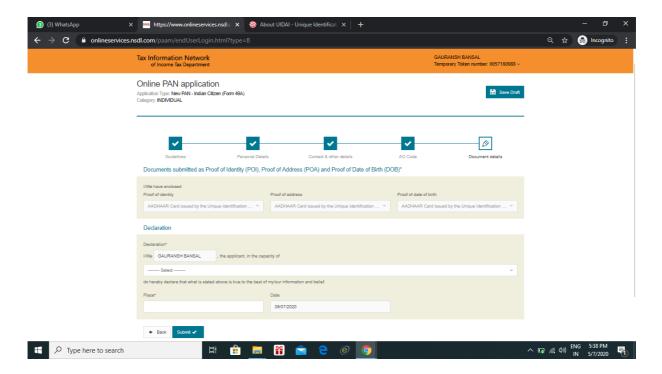
3. A Temporary Application number is generated after submitting the above details, thereafter by clicking on Continue button, fill the other details as applicable. The screenshots are as under:







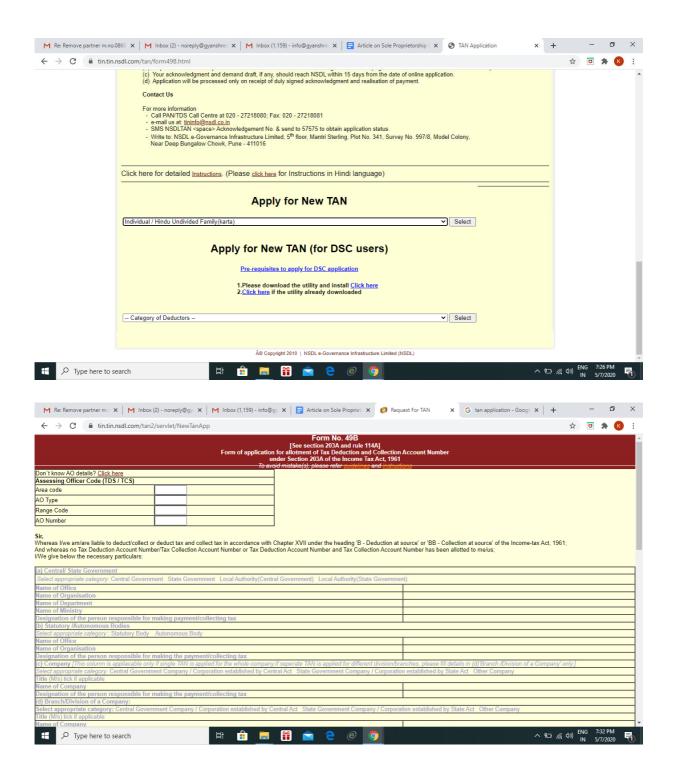




- 4. After final submission of application, you will be supposed to upload the documents regarding proof of DOB and address proof on the portal and Application number shall be generated and sent to your mail ID.
- 5. After 10 days of successful submission of your application, your PAN number will be communicated to you on your email ID and your physical copy of PAN Card will be sent through courier to your communication address as mentioned in your application.

2. TAN

TAN is required for deduction of TDS and deposit of the same to the credit of the Government. The application fee for TAN is Rs. 55.00 + GST i.e. Rs. 65.00. The steps for submission of application is as under:



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| We, in my/our capacity as do hereby declare that what is stated above is true to the | best of my/our knowledge and belief. |
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| erified today 05 - 07 - 2020 at at | |
| Payment Details (select appropriate mode of payment and fill relevant details) | |
| Demand Draft/Cheque (in favour of 'NSDL - TIN' for ₹ 65) | |
| Demand Draft number dated DD ✓ MM ✓ YYYY for ₹ 65 Drawn On payable at Mumbai. | |
| Cheque number dated DD ✓ MM ✓ YYYY for ₹ 65 | |
| drawn on Bank, deposited at HDFC Bank, | Branch at, |
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| | |
| SUBMIT | |

After submission of the application online, a 14 digit application number will be generated on the screen. A person has to save the same and take a printout of the acknowledgement. Signed copy of acknowledgement needs to be sent to NSDL e-Governance Infrastructure Limited, Pune through speed post / registered post / courier within 15 days of submission of online application.

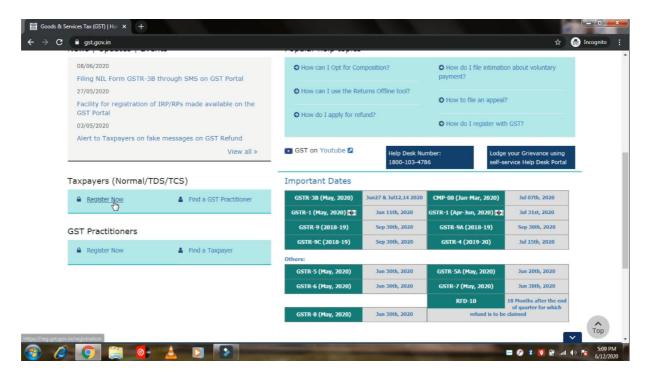
After successful verification of application, NSDL shall issue TAN allotment letter within 10-15 days.

3. Goods and Service Tax (GST)

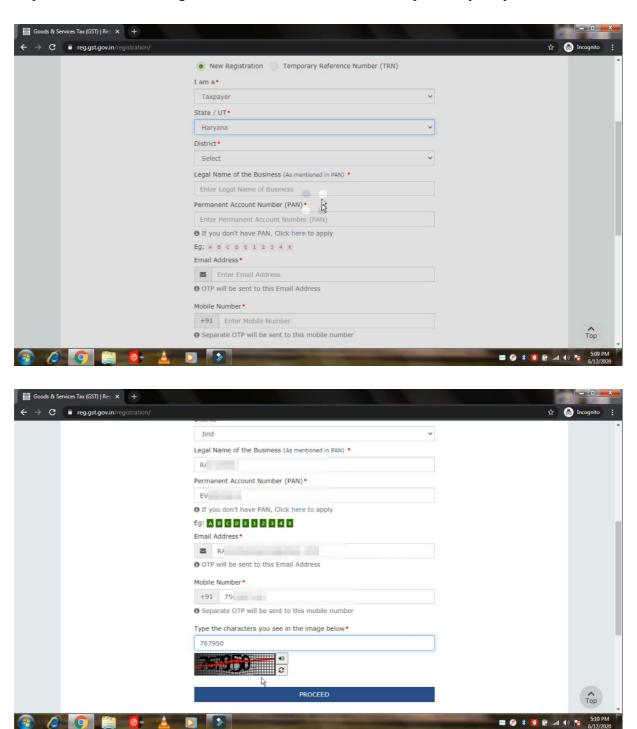
Any business whose turnover from supply of goods and/ or services exceeds the threshold limit of Rs. 20.00 lakhs needs to apply for GST registration under the provisions of CGST Act, 2007.

Steps involved in GST registration process are as under:

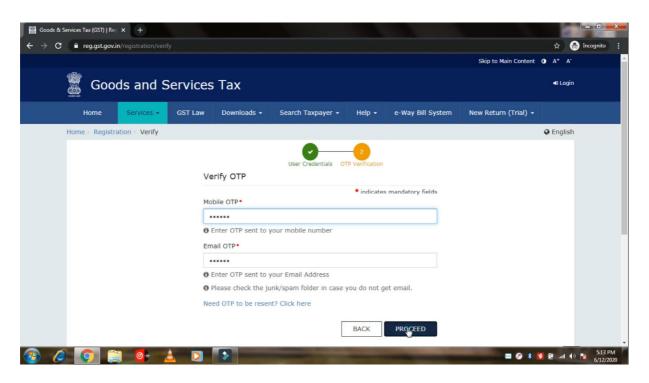
Step 1 : Go to url www.gst.gov.in and click on "Register Now" option.

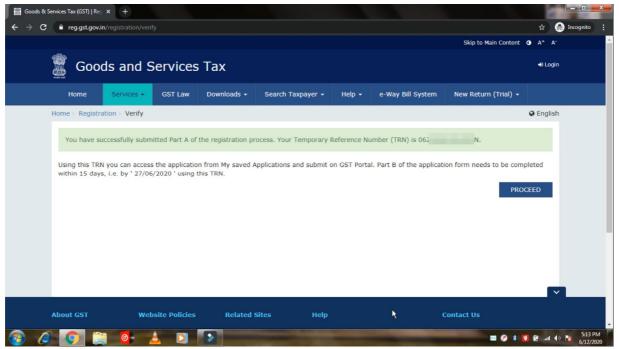


Step 2 : Click on "New Registration" and fill in the details as requested by the portal.

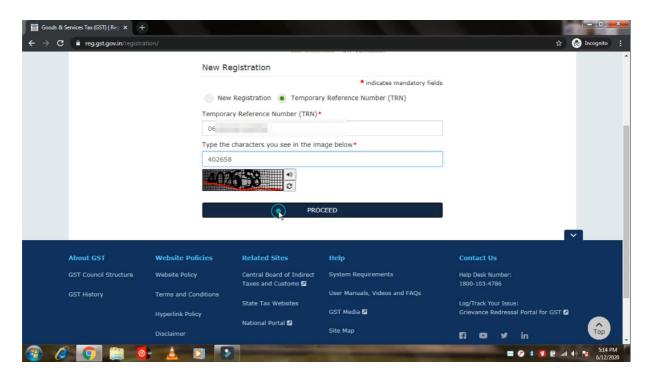


Step 3: Submit the details and verify the OTP sent on Mobile Number and Email ID provided in the above referred form. After successful verification of OTP, a Temporary Registration number (TRN) will be generated.

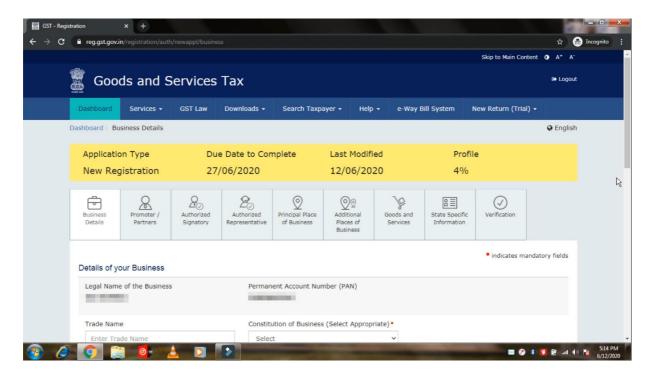


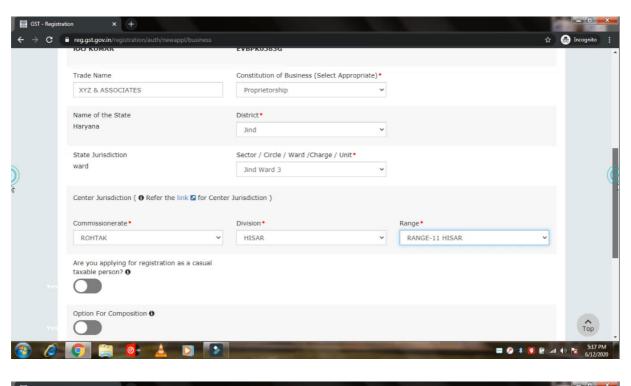


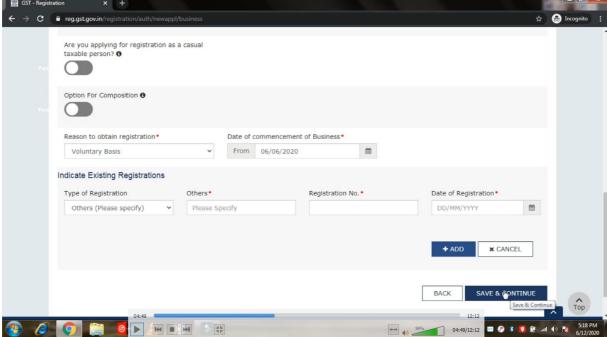
Step 4: Using the TRN generated above, login into the portal to complete the application for allotment of GSTIN (GST Identification Number).



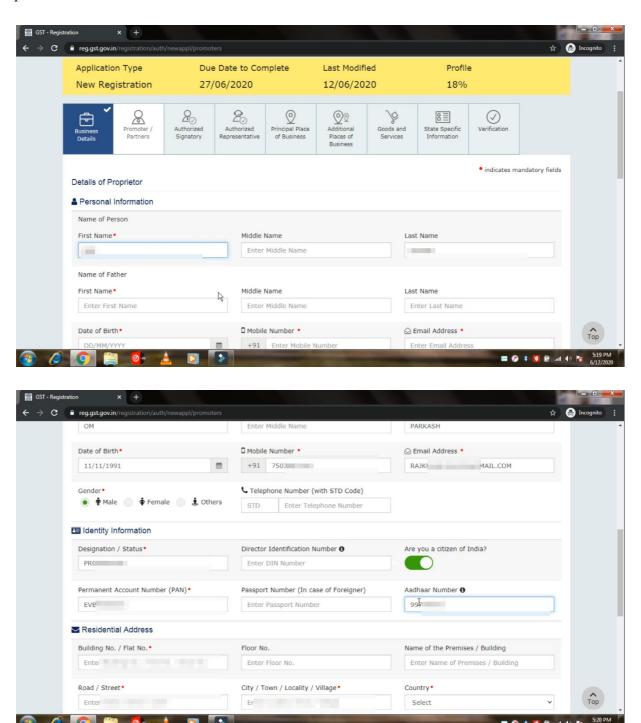
Step 5: Fill in the business details and other details related to jurisdiction of the business and proceed with the application.

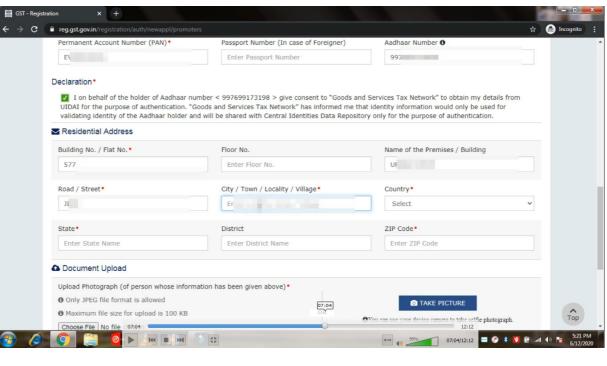


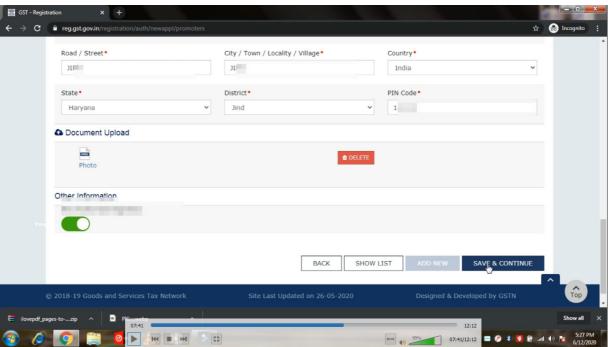




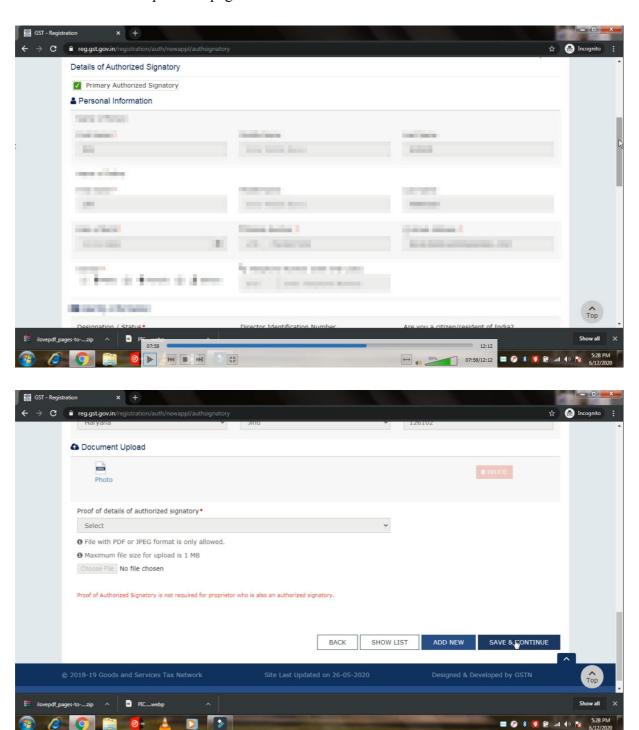
Step 6: Fill in the details of the Proprietor and upload photograph of the Proprietor at the portal.



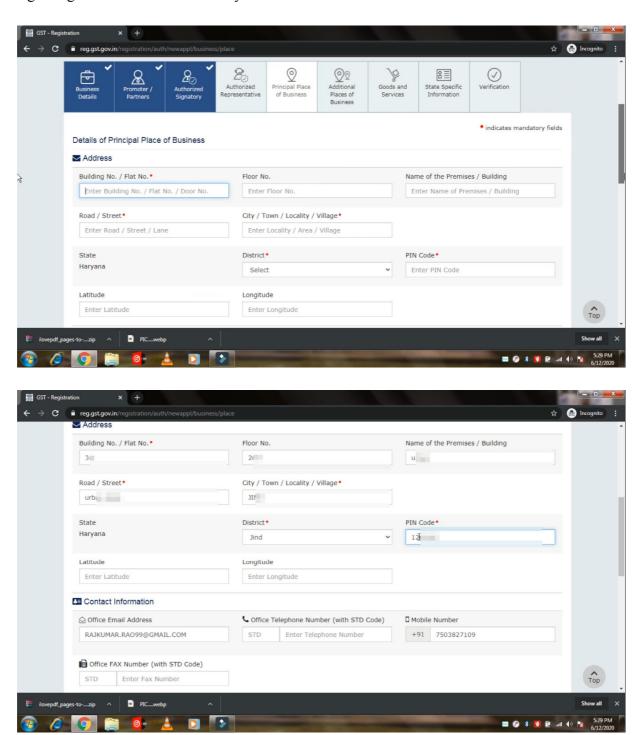


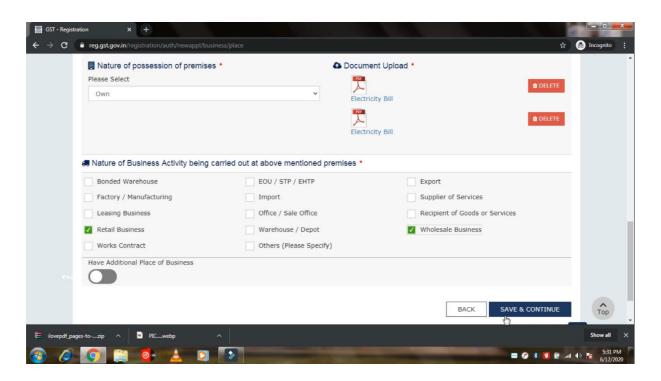


Step 7: In case of Proprietorship concern, the details of the Authorised Signatory are same as of details of Proprietor. Click on Primary Authorised Signatory and details will be autofilled from the previous page.

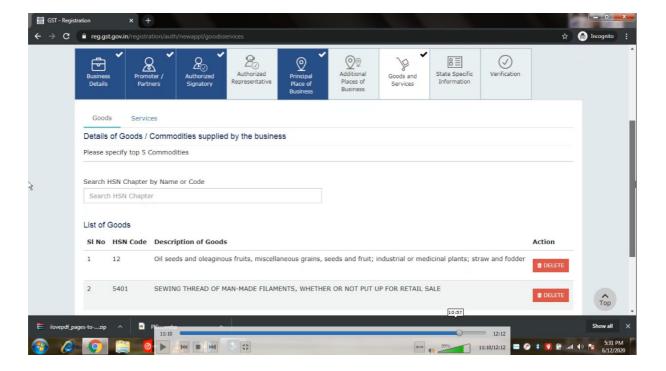


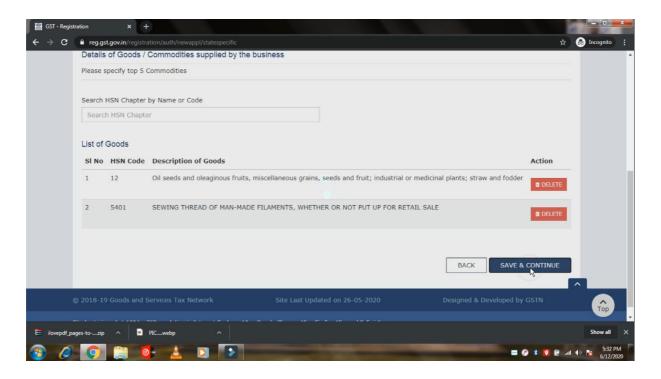
Step 8: Fill in the details regarding Place of business of the proprietor. Also upload documents regarding proof of ownership of the business premises along with details regarding nature of business activity been carried out in the firm.



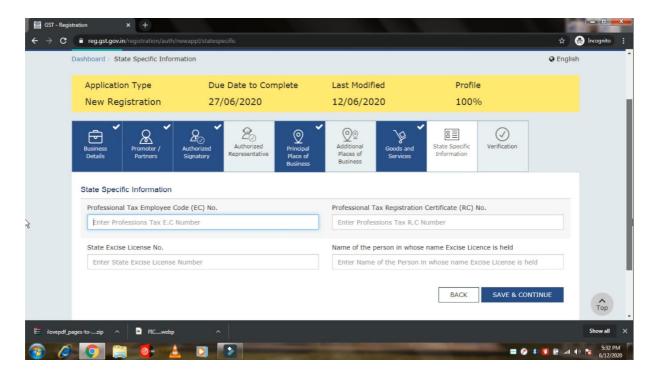


Step 9: Fill in the details regarding goods and / or services supplied by the firm.

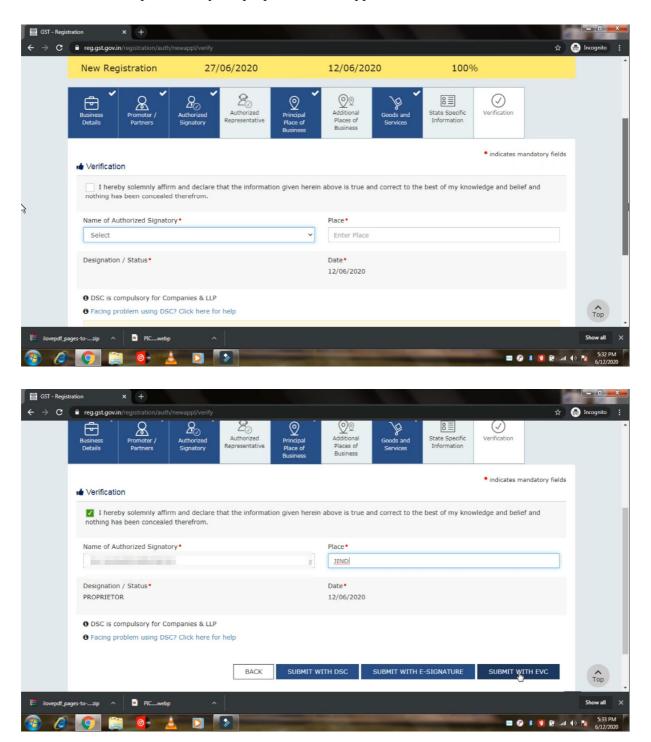


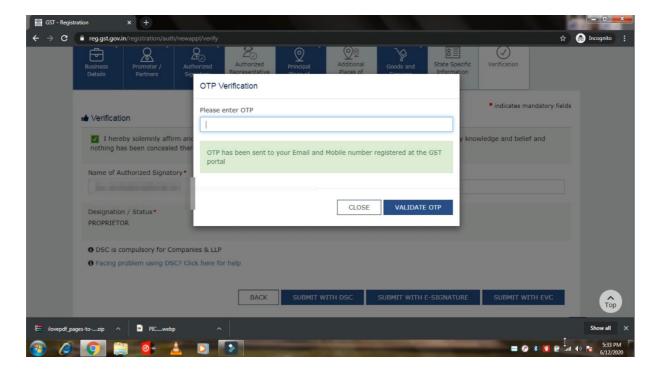


Step 10: Enter details regarding state specific registrations / licenses available with the firm.



Step 11: After entering all the details, verify the information entered in the application with the help of either Digital Signature Certificate (DSC) of the proprietor or EVC on the mobile number provided by the proprietor in the application.





After successful submission of the application and preliminary verification of the information, Application Reference Number shall be generated after 15 minutes of submission of GSTIN application.

The GST department shall issue GST registration certificate within 7 days of receipt of application if no discrepancies are found in the application.