

Peer - Reviewed & Refereed Journal

The Law Journal strives to provide a platform for discussion of International as well as National Developments in the Field of Law.

DISCLAIMER

ISSN: 2581-8503

No part of this publication may be reproduced or copied in any form by any means without prior written permission of Editor-in-chief of White Black Legal — The Law Journal. The Editorial Team of White Black Legal holds the copyright to all articles contributed to this publication. The views expressed in this publication are purely personal opinions of the authors and do not reflect the views of the Editorial Team of White Black Legal. Though all efforts are made to ensure the accuracy and correctness of the information published, White Black Legal shall not be responsible for any errors caused due to oversight or otherwise.

EDITORIAL TEAM

Raju Narayana Swamy (IAS) Indian Administrative Service officer



and a professional Procurement from the World Bank.

Dr. Raju Narayana Swamy popularly known as Kerala's Anti Corruption Crusader is the All India Topper of the 1991 batch of the IAS is currently posted as Principal Secretary to the Government of Kerala . He has earned many accolades as he hit against the political-bureaucrat corruption nexus in India. Dr Swamy holds a B.Tech in Computer Science and Engineering from the IIT Madras and a Ph. D. in Cyber Law from Gujarat National Law University . He also has an LLM (Pro) (with specialization in IPR) as well as three PG Diplomas from the National Law University, Delhiin one Environmental Management and Law, another in Environmental Law and Policy and a third one in Tourism and Environmental Law. He also holds a post-graduate diploma in IPR from the National Law School, Bengaluru diploma Public in

ISSN: 2581-8503

Dr. R. K. Upadhyay

Dr. R. K. Upadhyay is Registrar, University of Kota (Raj.), Dr Upadhyay obtained LLB, LLM degrees from Banaras Hindu University & Phd from university of Kota.He has successfully completed UGC sponsored M.R.P for the work in the ares of the various prisoners reforms in the state of the Rajasthan.



Senior Editor

Dr. Neha Mishra



Dr. Neha Mishra is Associate Professor & Associate Dean (Scholarships) in Jindal Global Law School, OP Jindal Global University. She was awarded both her PhD degree and Associate Professor & Associate Dean M.A.; LL.B. (University of Delhi); LL.M.; Ph.D. (NLSIU, Bangalore) LLM from National Law School of India University, Bengaluru; she did her LL.B. from Faculty of Law, Delhi University as well as M.A. and B.A. from Hindu College and DCAC from DU respectively. Neha has been a Visiting Fellow, School of Social Work, Michigan State University, 2016 and invited speaker Panelist at Global Conference, Whitney R. Harris World Law Institute, Washington University in St.Louis, 2015.

Ms. Sumiti Ahuja

Ms. Sumiti Ahuja, Assistant Professor, Faculty of Law, University of Delhi,

Ms. Sumiti Ahuja completed her LL.M. from the Indian Law Institute with specialization in Criminal Law and Corporate Law, and has over nine years of teaching experience. She has done her LL.B. from the Faculty of Law, University of Delhi. She is currently pursuing Ph.D. in the area of Forensics and Law. Prior to joining the teaching profession, she has worked as Research Assistant for projects funded by different agencies of Govt. of India. She has developed various audio-video teaching modules under UGC e-PG Pathshala programme in the area of Criminology, under the aegis of an MHRD Project. Her areas of interest are Criminal Law, Law of Evidence, Interpretation of Statutes, and Clinical Legal Education.



ISSN: 2581-8503

Dr. Navtika Singh Nautiyal

Dr. Navtika Singh Nautiyal presently working as an Assistant Professor in School of law, Forensic Justice and Policy studies at National Forensic Sciences University, Gandhinagar, Gujarat. She has 9 years of Teaching and Research Experience. She has completed her Philosophy of Doctorate in 'Intercountry adoption laws from Uttranchal University, Dehradun' and LLM from Indian Law Institute, New Delhi.



Dr. Rinu Saraswat

Associate Professor at School of Law, Apex University, Jaipur, M.A, LL.M, Ph.D,

Dr. Rinu have 5 yrs of teaching experience in renowned institutions like Jagannath University and Apex University. Participated in more than 20 national and international seminars and conferences and 5 workshops and training programmes.

Dr. Nitesh Saraswat

E.MBA, LL.M, Ph.D, PGDSAPM

Currently working as Assistant Professor at Law Centre II, Faculty of Law, University of Delhi. Dr. Nitesh have 14 years of Teaching, Administrative and research experience in Renowned Institutions like Amity University, Tata Institute of Social Sciences, Jai Narain Vyas University Jodhpur, Jagannath University and Nirma University.

More than 25 Publications in renowned National and International Journals and has authored a Text book on Cr.P.C and Juvenile Delinquency law.



ISSN: 2581-8503

Subhrajit Chanda

BBA. LL.B. (Hons.) (Amity University, Rajasthan); LL. M. (UPES, Dehradun) (Nottingham Trent University, UK); Ph.D. Candidate (G.D. Goenka University)

Subhrajit did his LL.M. in Sports Law, from Nottingham Trent University of United Kingdoms, with international scholarship provided by university; he has also completed another LL.M. in Energy Law from University of Petroleum and Energy Studies, India. He did his B.B.A.LL.B. (Hons.) focusing on International Trade Law.

ABOUT US

WHITE BLACK LEGAL is an open access, peer-reviewed and refereed journal providededicated to express views on topical legal issues, thereby generating a cross current of ideas on emerging matters. This platform shall also ignite the initiative and desire of young law students to contribute in the field of law. The erudite response of legal luminaries shall be solicited to enable readers to explore challenges that lie before law makers, lawyers and the society at large, in the event of the ever changing social, economic and technological scenario.

With this thought, we hereby present to you

LEGAL

Volume 3 Issue 1 | April 2025

TAXATIONS IMPACT ON BOTH SMAL AND LARGE-SCALE BUSINESS

AUTHORED BY – RASHI SHARMA

ISSN: 2581-8503

ABSTRACT

Tax law modification can significantly affect both small and large businesses impacting their operations profitability and strategic planning. These changes can arise from adjustments to tax dates, credit deductions or regulation for small businesses. Tax rate changes can directly impact their tax liability influencing cash flow and financial planning. A lower tax rate may increase revenues, enabling rein investment in expansion or employee benefits. While higher rate and my pressure and profit margins and potentially requiring changes to price and cost cutting measures.

More over small forms of lack the resources to navigate complex tax laws, leading to increased administrative burden and compliance cost for a large business. The employees, sophisticated tax planning techniques and benefit for economies of scale performs prioritising transparency and simply city can have a realistic impact potentially favouring business with large turnovers while not fully addressing the specific needs of smaller business tax policies should be directed to lowering the tax regime so that so that small businesses will find it more accessible.

INTRODUCTION

Taxation laws and rates may affect a company profitability and investment strategy and cash flow and overall competitive position in the market. This is true for both small and large businesses and it has a substantial impact on their operations and financial health and growth prospects. Small businesses that frequently have low resources are more susceptible to tax burdens, which may limit their capacity to hire new staff or even continue operating. Large businesses, on the other hand may profit from economies of scale which would enable them to better absorb or lessen the effects of taxes. But they could also have to deal with a more intricate tax structure and regulatory oversight.

This subject examines the ways in which different tax regimes and including corporate income tax and sales tax value and additional tax and others and have varying effects on businesses. based on their dimensions. It also looks at how businesses respond to taxes by making strategic choices like tax planning and compliance as well as investments in areas like outsourcing or automation to lower their tax liability. Policymakers must comprehend these effects in order to

ISSN: 2581-8503

economic sectors. Policies related to taxation may have a big impact on businesses. High

design an equitable and effective tax structure that promotes corporate expansion in all

corporate taxes for example may limit a company capacity to spend in growth and R&D and

job creation while also decreasing its profitability however the tax incentives or breaks can

encourage business investment and economic growth.

There are two sides to taxation strategies when it comes to economic growth. On the one hand and they supply the government with the money required for infrastructure development and public services and which can boost economic growth. The economy may slow down as a result of excessive taxes particularly for people and corporations which deter investment and expenditure.

NEED FOR TAXATION

The government generates income through taxes and which are collected from a number of sources. The government utilizes tax income to subsidize the building of smart infrastructure that benefits the country.

To create and maintain the infrastructure essential for the nation welfare and growth and governments use tax income in a variety of way and This include maintaining roads and bridges and other transportation networks and providing critical services such as national security and law enforcement and disaster help and building and maintaining hospitals and schools and other public institutions.

Governments may improve individuals living conditions and encourage economic growth and strengthen the country overall competitiveness by investing in infrastructure that includes Tax dollars are used to support social initiatives and services that aim to alleviate societal problems and achieve fairness and in addition to infrastructure development includes These programs might include unemployment insurance, healthcare education, and other forms of assistance for

vulnerable communities for Governments aim to reduce poverty and inequality by sponsoring social programs that allow everyone to reach their full potential and contribute to the development of a more equitable and inclusive society.

Furthermore the public services like as disaster relief and national defence and law enforcement rely on tax dollars for support and They maintain public order and protect national sovereignty and respond effectively to emergencies and natural disasters.

Governments support public services to help create a stable and secure society and to ensure the safety and well-being of their citizens.

SMALL BUSINESSES AND ITS ROLE IN THE ECONOMY

Small Businesses Could Play A Important Role In The Economy By Giving To Job Creation And Fostering Local Growth And Driving Innovation And Enhancing Economic Resilence

Job creation and employment opportunities

First small firms of significant job creators responsible for over seventy percent of net new jobs in recent years and particularly during economic recoveries.

Secondly they provide diverse employment opportunities catering to a wide range of skills and qualities which help reducing unemployment rates within communities

Local economic growth

Firstly these Enterprises have a strong local presence of hiring from their communities which foster economic activity and community engagement Second by sourcing goods and services from neighbouring business Mall business and creating a network of economic interdependence that keeps money circulating within the local economy

Innovation and competitiveness

First small businesses drive innovation by being adaptable and close the aligned with local market needs and Their flexibility allows them to respond quickly to changing market conditions.

Second day generate competitive pressure that encourages large firms to innovate, thereby enhancing overall productivity in the economy

Economic re silence:

First operating across multiple sectors allow small business to diversify their revenue streams, which helps mitigate the impact of economic downturns Second, their local focus provides insulation from global economic descriptions as demanded for essential goods and services often remains stable even during broader financial crisis

ISSN: 2581-8503

Government support:

first government policies aimed at supporting small businesses, such as grand tax, incentives, and training programs are essential for fostering entrepreneurship and ensuring economic growth Small businesses are vital to the economy, not only for their direct contributions to the employment and local growth, but also for their role in fostering innovation and re-silence, their impact extends beyond near numbers, influencing community dynamics and driving societal programmes.

THE IMPACT OF HIGH TAXES ON SMALL BUSINESSES

High taxes may have a significant impact on small businesses and threatening their financial viability and stifling expansion and unlike major corporations and small businesses typically lack the resources to absorb the high tax burden or benefit from tax incentives, making them more vulnerable to reduce profitability and With a significant portion of earnings directed towards taxes and small businesses face cash flow constraints that limit their ability to reinvest in operations and innovation and expansion.

This can impair their competitiveness and particularly when compared to larger companies that can take advantage of economies of scale and tax breaks. Furthermore the administrative complexity of complying with complicated tax legislation incurs additional costs and diverts time and energy away from vital company task and in other circumstances and excessive taxes can cause financial difficulties and causing small enterprises to go into debt or even enter the taxi industry. Finally the excessive taxes can affect entrepreneurship.

The impact of the tax system on small businesses has been a topic of increasing interest and concern for many people in recent years. The heavy spending during World War two forced Congress to raise federal taxes on both individual and corporate income very sharply and believing that high wartime rates would be lowered to more reasonable levels once hostilities

ISSN: 2581-8503

have ended. The president cabinet committee offered some support to those who believed that more should be done to strengthen the economy small business sector.

TAX AND BUSINESS GROWTH

Taxes play an important part in corporate growth since they directly affect a company profitability and investment and capital and overall financial health a well-structured tax system may offer businesses with the stability they require to plan for future growth and innovate and reinvest in their operations and lower tax rates and tax breaks for research and development can stimulate businesses to invest in innovative technology and goods and services and therefore fuelling long-term expansion and on the other hand and high taxes can limit a company potential to develop by lowering available cash and resulting in greater operational costs and restricting new investment options for small enterprises.

Higher taxes and in particular can have a substantial impact on skilling activities a hiring additional personnel or entering a new market an in contrast and Artrageous tax policies may foster a business-friendly climate and fostering job creation economic diversification and overall market competitiveness and taxes are the most damaging to growth and Moving a portion of the revenue base from income taxes to fewer taxes and like recurring taxes on consumption or immovable property and would be a revenue and neutral growth and oriented tax reform and personal income and consumption taxes come next and current taxes on immovable property seem to have the least impact.

We show that tax rate cuts are unlikely to result in a larger economy and even if tax policy may undoubtedly impact economic decisions and rate reductions would increase people's after-tax income from their present level of activity and reducing the need for investing and saving and working while also enhancing the after-tax return on these activities and the first impact known as substitution effects and generally increases economic activity and whereas the second known as income effects and commonly diminishes it

HIGH TAXES AND SMALL BUSINESS SURVIVAL

High taxes can create substantial obstacles for small businesses and limiting their capacity to survive and develop and in a competitive marketplace and increased taxation and rates can restrict cash flow and reducing money available for reinvestment and hiring and development

ISSN: 2581-8503

and small firms typically operate on tighter margins than bigger enterprises and leaving them more sensitive to tax increases and the administrative burden of tax compliance may take important time and resources away from vital business activities. This financial burden may force small business owners to pursue risk-taking techniques such as tiffin and innovation and expansion an addressing the consequences of heart.

Tax reductions, mechanisms and incentives can assist create a more favourable climate for small business survival and boosting entrepreneurship and economic recovery in communities and tax-related concerns are among the most common that small businesses deal with. Of the ten most challenging issues mentioned by small company owners, four are related to taxes and federal taxes on corporate revenue were the third most significant problem on the tax list and with twenty percent rating them as a big concern and property taxes rated fourth and state taxes on corporate revenue ranked seventh and tax complexity ranked eighth in terms of problem relevance.

THE IMPACT OF SPECIFIC PROVISIONS AND PRACTICES ON SMALL BUSINESSES

Specific tax provisions and practices have a substantial influence on small firms financial sustainability and development potential and for example and the structure of tax rates and including income and self-employment taxes and has a direct impact on the profitability of small business and deductions and credits designed for small businesses and such as the section one seventy nine expensive and qualified business income deduction and can alleviate some of the tax burden and allowing for reinvestment in operations and expansion.

However the complexity of the tax system may be a double edged sword and with certain measures intended to help small businesses navigate and these laws can need significant time and resources and which small business owners may lack and furthermore and tax compliance costs can have a disproportional impact on smaller firms and diverting funds away from essential areas like marketing and employee training overall and while favourable tax provisions can promote small business growth on tax practices and complexities can hinder their ability to compete and thrive in the marketplace.

LITERATURE REVIEW

ISSN: 2581-8503

For decades, academics and policymakers have been interested in the potential implications of tax rules on entrepreneurial activity and the macroeconomy is strongly reliant on innovation and entrepreneurship and small businesses play an important role in employment creation and economic growth as a result officials at all levels of government have long sought to encourage small business development by enacting a variety of appealing tax rules and one of the extent to which business owners truly react to taxation will decide how effective these tactics are in this monograph and we review the body of empirical research in this topic and propose a research strategy and The United states experience provides several useful examples of how broad-based tax regimes might be used to foster entrepreneurial activity. To begin and noncorporate businesses often file their income taxes as pass-through organizations under the individual income tax. Although employers report wage income to tax authorities and even if the statutory tax rate schedules are the same for all types of profits and entrepreneurs seldom register third party revenue and resulting in a considerable tax wedge and to lessen this possible wedge and restrictions on the deductibility of fringe benefits and other company expenses have been implemented however and there is still a tax benefit at least in terms of income taxes.

Impact of taxation on business

Businesses are significantly impacted by tax rates and which have an effect on their overall financial health investment choices and profitability and businesses may be impacted by tax rates in the following ways:

- 1) Profitability Sign Up Tax Charges: A company profits are directly impacted by higher corporate income tax rates and taxes may take up a sizable amount of a company profits and leaving less for dividend growth and reinvestment.
- Investment Choices: Operational Location: Where firms decide to locate their operations is influenced by tax rates and lower tax jurisdictions may draw companies looking to
- 3) minimize their tax obligations and which would boost the local economy. Investments in Capital Tax breaks for capital expenditures like machinery and equipment can motivate companies to update and grow and which will boost output.
- 4) Business Structure: Choice of Entity: Tax rates may influence the choice of business entity such as a sole proprietorship and partnership corporation and pass-through entity for example LLC and S corporation Different structures have different tax implications.

5) Employee Compensation and Benefits Employee Wages: High personal income tax rates can impact employee take home pay affecting recruitment and retention efforts Employee Benefits Tax treatment of benefits like health insurance retirement plans and stock options can influence compensation packages

ISSN: 2581-8503

- 6) Investment in Research and Development: R and D Incentives Tax credits and deductions for R and D expenses can encourage innovation and technical advancements
- 7) International Operations Double Taxation: Businesses that operate overseas may be required to pay taxes in several countries Tax treaties and foreign tax planning are two ways to reduce double taxation.
- 8) Cash Flow Payment Timing: The timing of tax payments and especially anticipated quarterly payments may have an effect on cash flow For a business to operate and grow effective cash flow management is essential and Sign Up
- 9) Compliance Expenses:
 - Record Keeping To adhere to complex tax regulations businesses must invest in accounting and compliance services and which can be resource intensive.
 - Audit Risks High tax rates can increase the danger of audits and businesses may need to put aside money to deal with audit related expenses and challenges.
- 10) Impact on Economic Growth: Business tax rates might have broader effects on the economy. Lower taxes may stimulate economic development by encouraging investment, job creation, and entrepreneurship and Subscribe
- 11) Competitive edge: Businesses in countries with favourable tax rates may be able to provide lower prices or higher profits when competing globally because of their competitive edge.

Market Attractiveness: High tax rates may deter foreign direct investment and which lessens a country attractiveness to multinational corporations.

It is important to remember that a firms exposure to tax rates can vary greatly depending on a variety of criteria and such as size and location and industry and legal structure.

ADDITIONALLY and tax planning and strategies can improve a business financial status and mitigate the adverse effects of high tax rates.

Challenges faced by small and large business due to change in taxes:

Tax law changes can have a significant impact on small businesses' operations and financial health and one of the main challenges is that small businesses may not have the knowledge necessary to comprehend complex tax laws and which can lead to higher compliance costs and

ISSN: 2581-8503

potential penalties for mistakes and financial hardship. Other changes include higher tax rates and the elimination of deductions like the nineteen percent pass through deduction and which can reduce cash flow and profit margins and limit opportunities for growth and investment.

and the uncertainty surrounding tax reforms makes long-term planning even more challenging and many small business owners are not aware of how new laws and expiring provisions might affect their operations because they cannot afford to participate in complex tax planning and take advantage of tax breaks that larger corporations can and which puts small businesses at a competitive disadvantage. Additionally a small business may find it particularly difficult to comply with digital tax compliance laws, which together impede hiring and investment decisions as well as day-to-day operations and making it more difficult for small businesses to thrive in a competitive market.

It can be difficult to ensure accurate reporting and compliance with various taxes and changes in tax laws can lead to misunderstandings that increase the risk of audits and fines and changes in tax laws can also result in additional taxes and such as higher corporation tax rates and global minimum taxes and which can reduce profits and force businesses to reevaluate their investment and cost-structure plans. These changes can have a significant impact on the operations and business plans of large corporations.

Restrictions on tax havens and profit shifting have the potential to upend established financial practices for multinational corporations and requiring significant adjustments to their global operations. Furthermore and even for big firms with ample resources and monitoring fixed asset compliance and complying with new reporting requirements may be a substantial administrative burden. These problems are made worse by reputational risks as public scrutiny of tax systems grows. Businesses must combine compliance with a positive company image to avoid suspicions of tax cheating and all things considered and long term planning is made more difficult by the uncertainty brought on by frequent changes in tax laws and which also causes large corporations to invest a significant amount of money on strategy updates and compliance.

CONCLUSION

ISSN: 2581-8503

Taxes are currently viewed as a burden on individuals, which leads them to seek out unlawful means of lowering them however and recent changes and policies are designed to assist individuals in planning their taxes by utilizing the advantages offered and guaranteeing that India is established as a platform for emerging businesses. Recognize that taxes are a source of revenue that the government uses to strive to maintain equality among citizens and as a key source to fund infrastructure that is available to everyone in the nation. Economic growth and the business climate are significantly impacted by tax policy. Effective tax laws may stimulate entrepreneurship and attract investment and provide a steady flow of income for public services.

However, Poorly Thought Out Taxes Might Hinder Economic Growth, Innovation, And Business Activity And Maintaining A Successful And Favourable Business Environment That Promotes Long-Term Economic Growth Requires Striking The CORRECT BALANCE AND ROUTINELY REVIEWING TAX LAWS.

Refernces

1) systematic approach to income tax- Girish Ahuja and Ravi Gupta 2)Principles Of Taxation Laws -Ullas Kumar

