



Newsflash



Broj 01 – siječanj 2018 - Issue 01 – January 2018

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POREZ NA DOBIT

- Smanjenje porezno priznatog iznosa troškova sredstava za osobni prijevoz sa 70% na 50%.

Kamatna stopa na zajmove između povezanih osoba

Tržišna kamatna stopa na zajmove između povezanih osoba za svrhe poreza na dobit od 1. siječnja 2018. godine iznosi 4,55% godišnje.

Sukladno tome, za svrhe oporezivanja dobiti od 1. siječnja 2018. godine:

- najviša porezno priznata kamatna stopa na zajmove koje su porezni obveznici primili od povezanih osoba nerezidenata snižena je s 4,97% godišnje na 4,55% godišnje; i
- najniža oporeziva kamatna stopa na zajmove koje su porezni obveznici dali povezanim osobama nerezidentima također je snižena s 4,97% godišnje na 4,55% godišnje.

Navedeno se primjenjuje i na zajmove između dva tuzemna porezna obveznika, ako je jedan od njih u povlaštenom poreznom položaju.

Stoga, porezni obveznici koji imaju zajmove od povezanih osoba ili daju zajmove povezanim osobama trebali bi čim prije razmotriti postojeće uvjete zajmova i poduzeti odgovarajuće mjere ukoliko je to potrebno.

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- u razdoblju od 1. srpnja 2011. do 30. listopada 2015. godine tržišna kamatna na zajmove između povezanih osoba iznosila 7% godišnje;
- u razdoblju od 31. listopada 2015. do 31. prosinca 2015. godine tržišna kamatna stopa na zajmove između povezanih osoba iznosila 3% godišnje;
- za 2016. godinu tržišna kamatna stopa na zajmove između povezanih osoba iznosila 5,14% godišnje;
- za 2017. godinu tržišna kamatna stopa na zajmove između povezanih osoba iznosila 4,97% godišnje ili se tržišnu kamatu u transakcijama s povezanim osobama moglo utvrditi primjenom jedne od metoda transfernih cijena; i
- od 1. siječnja 2018. tržišna kamatna stopa na zajmove između povezanih osoba iznosi 4,55% godišnje ili je moguće tržišnu kamatu u transakcijama s povezanim osobama utvrditi primjenom jedne od metoda transfernih cijena.

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POREZ NA DODANU VRIJEDNOST

- Uvođenje mogućnosti odbitka 50% pretporeza za nabavu ili najam osobnih automobila i drugih sredstava za osobni prijevoz vrijednosti do 400.000 kuna;
- Povećanje praga za ulazak u sustav PDV-a s 230.000 kuna na iznos od 300.000 kuna;
- Primjena obračunske kategorije PDV-a pri uvozu određenih strojeva i opreme vrijednosti veće od 1.000.000,00 kuna.

POREZ NA DOHODAK

- Olakšica za uzdržavane članove može se koristiti samo za djecu (uključujući i djecu nakon završetka redovnog školovanja do prvog zapošljavanja) te za bračnog druga, roditelje i djecu nakon prvog zaposlenja;
- Trošak smještaja i prehrane radnika koji imaju sklopljen ugovor o radu za sezonske poslove smatra se neoporezivim primitkom;
- Poslodavci svojim radnicima za vrijeme radnog vremena mogu neoporezivo osigurati bezalkoholne napitke;
- Uvećan je iznos do kojega poslodavci mogu neoporezivo darovati radnike i to s 400 kuna na 600 kuna godišnje.
- Oporezivim primitkom po osnovi povoljnije kamate ne smatra se kamata koja je ugovorena po stopi većoj od 3% godišnje, a koja je zbog zakonom promjenjivih parametara pala ispod 3%;
- Porezni obveznici koji ostvaruju dohodak neposredno iz inozemstva nemaju više obvezu podnošenja prijave za upis u Registar poreznih obveznika ako su podnijeli zahtjev za prestankom plaćanja predujma poreza na dohodak;
- Primatelji mirovine iz inozemstva koja se u skladu s odredbama međunarodnog ugovora izuzima od oporezivanja u Hrvatskoj nisu u obvezi podnositi godišnje obrasce;
- Isplatiitelji dohotka od imovinskih prava, dohotka od osiguranja i dohotka od kapitala nisu u obvezi dostavljati fizičkim osobama potvrde o isplaćenom dohotku, osim na zahtjev primatelja primitka.

POSEBAN POREZ NA MOTORNA VOZILA

- Plaćanje upravne pristojbe na stjecanje rabljenih motornih vozila umjesto dosadašnjeg posebnog poreza na stjecanje rabljenih motornih vozila po stopi od 5%. Visina upravne pristojbe određuje se na temelju starosti vozila i snage motora, u rasponu od 1 kune

do 50 kuna po kilovatu za osobna vozila i u rasponu od 0,1 kune do 3 kune po kubnom centimetru za motocikle.

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CORPORATE PROFIT TAX

- Tax deductible amount of company car expenses is decreased from 70% to 50%.

Interest rate on loans between related parties

The arm's length interest rate for Corporate Profit Tax (CPT) purposes on loans between related parties amounts to 4.55% per annum, effective as of 1 January 2018.

Accordingly, for CPT purposes as of 1 January 2018:

- the maximum tax deductible interest rate on loans received by a taxpayer from a foreign related party decreased from 4.97% per annum to 4.55% per annum; and
- the minimum taxable interest rate on loans provided by a taxpayer to a foreign related party has also decreased from 4.97% per annum to 4.55% per annum.

The above rules also apply to loans between two Croatian taxpayers if one of them is in a CPT favourable position.

All taxpayers which receive loans from or provide loans to related parties should immediately consider conditions of such loan arrangements and take immediate action if necessary.

We remind you that for CPT purposes:

- in the period from 1 July 2011 to 30 October 2015, the applicable arm's length interest rate on loans between related parties was 7% per annum;
- in the period from 31 October 2015 to 31 December 2015, the applicable arm's length interest rate on loans between related parties was 3% per annum;
- for the 2016 year the applicable arm's length interest rate on loans between related parties was 5.14% per annum;
- for the 2017 year the applicable arm's length interest rate on loans between related parties was 4.97% per annum or the arm's length interest rate determined by applying one of the transfer pricing methods; and
- from 1 January 2018 the applicable arm's length interest rate on loans between related parties is 4.55% per annum or the arm's length interest rate determined by applying one of the transfer pricing methods.

VALUE ADDED TAX

- Introduction of recoverability of 50% of input VAT for personal vehicles with the value below HRK 400,000;
- Increase of VAT registration threshold from HRK 230,000 to HRK 300,000;
- Import VAT for certain equipment and machinery with the value above HRK 1,000,000 will not be payable but rather reverse charged and recovered within the same VAT return (cash free).

PERSONAL INCOME TAX

- Tax relief for supported family members can be claimed only for dependent children (including children after completing regular

education until first employment) and for taxpayer's spouse, parents and child after the first employment;

- Employers that employ seasonal workers are now allowed to pay accommodation and nutrition costs tax free;
- All non-alcoholic beverages during working hours are considered non-taxable benefit for employees;
- The value of gifts that employer can provide to employee is now increased from HRK 400 to HRK 600 per year;
- Employers providing loans to their employees with the interest rate above 3% are not obliged to calculate benefit in kind for the employees in case the interest falls below 3% due to parameters that are changed due to regulatory influence;
- Individuals who receive income from abroad no longer need to file an application to the Croatian Taxpayer Register if they file an application for exemption from monthly tax prepayments;
- Pensioners receiving pension income from abroad that is not taxable in Croatia no longer need to file annual tax reporting forms;
- Annual statements on property rights income, insurance income and capital income are no longer automatically issued and sent to recipient of income (only upon request).

MOTOR VEHICLE SPECIAL TAX

- Administrative duty is payable by acquirers of used personal motor vehicles, calculated based on the age of the vehicle and engine power (ranging from HRK 1 to HRK 50 per kilowatt for personal motor vehicles and ranging from HRK 0.1 to HRK 3 per cubic centimetre for motorcycles), instead of special tax at the rate of 5% of the purchase price of used motor vehicles.

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