

Opinion of the Ministry of Finance no. 01-00-64/2014-04 of 23 April 2015

Supplement to the Opinion of the Ministry of Finance - Fiscal System Sector number: 011-00-64/2014-04 dated 5 January 2015.

Based on the Opinion issued by the Ministry of Health number: 011-00-72/2015-06 dated 2 April 2015, in part one of the Opinion of the Ministry of Finance - Fiscal System Sector number: 011-00-64/2014-04 dated 5 January 2015, a third section is added which shall read as follows:

“But, if the clinical trial of medical drugs is carried out such that the sponsor of the clinical trial, either as a private individual or legal entity that undertakes the responsibility for initiating, conducting and financing the clinical trial, transfers part or all of its obligations in respect of the carrying out of the clinical trial of the medical drugs to another entity defined by the regulations governing the area of clinical trials, for example to a contractual research organization, such entity (e.g. the contractual research organization), in accordance with the Opinion of the Ministry of Health number: 011-00-72/2015-06 dated 2 April 2015, shall be conducting the clinical trial of medical drugs. In this respect, if the VAT taxpayer – the contractual research organization (or another entity to which the sponsor transferred a part or all of his obligations in respect of conducting the clinical trial of medical drugs) provides clinical trial services to a foreign entity, in such case, the place of supply of such service shall be abroad (which means that for this particular service there is no obligation for calculating and paying VAT, where the VAT taxpayer is entitled to deduct input VAT on this basis).”