



KPMG Asia Pacific Tax Weekly

KPMG Asia Pacific Tax Centre | 24 January 2019



Asia Pacific Tax Developments

Australia

[ATO updates STPRK guidelines](#)

KPMG Australia explore key changes to the ATO's Simplified Transfer Pricing Record Keeping Practical Compliance Guideline.

[Immigration and Tax: embracing trust programs](#)

KPMG Australia explore the synergies between two immigration and tax assurance programs which are aimed at bolstering the public's confidence in each government agency's respective program by mitigating risks and maximising compliance.

[Insurance within superannuation – more thought required](#)

KPMG Australia investigate areas of the Productivity Commission's review into the superannuation system that deal with default insurance coverage in superannuation.

[Taxation of income for individual's fame or image; no income splitting](#)

KPMG Australia discuss the taxation of income for an individual's fame or image consultation paper.

[Unpacking Labor's thin capitalisation policy - Part I](#)

Potential changes to the thin capitalisation rules as proposed by the federal Labor Party.



Hong Kong

Profits tax exemption for private funds

Legislation providing a tax incentive for the funds industry would promote asset and wealth management activities in Hong Kong.

India

KPMG Tax Highlights - 2018

Tax highlights on permanent establishment; royalty and fees for technical services; base erosion and profit shifting, place of effective management; MFN clause; foreign tax credit; tax residency certificate; indirect transfer; capital gains etc.

New issuance of shares, guidance reversed; back-office support services

KPMG India has prepared reports about the following tax developments:

- Tax authority reverses position, fresh issuance of shares
- Back-office support services for foreign group companies
- Guidance on cross-border borrowing and lending
- Merger of promoter holding companies into listed companies

Recommendations for GST registration

The Goods and Services Tax ('GST') Council in January 2019 made certain recommendations with respect to increasing the threshold limit for GST registration, concerning the composition scheme for suppliers of goods, and introducing a composition scheme for the supply of services.

Service tax audit allowed, despite enactment of GST law

The Calcutta High Court held that if provisions of Central Goods and Services Tax, Act 2017 also allowed for a service tax provision to apply (pursuant to the Finance Act (Service Tax), 1994, then both GST and service tax provisions could apply.

Myanmar

[Foreign insurers interesting in operating insurance business requested to make submissions](#)

The Ministry of Planning and Finance issued announcement 1/2019 which invites local and foreign insurers interested in operating an insurance business to submit an expression of interest.

New Zealand

[Update on pending tax legislation, individual taxation](#)

Tax legislation in New Zealand is advancing, with a parliamentary committee's report of amendments. The legislation - Taxation (Annual Rates for 2018-19, Modernising Tax Administration and Remedial Matters) Bill - is expected to be enacted by 31 March 2019.

Thailand

[Labor protection amended legislation update](#)

The draft amendment to the Thai Labor Protection Act ("Amended LPA") was approved by the National Legislative Assembly on 13 December 2018.

[New "international business center" regime to replace IHQ, ROH and ITC regimes](#)

The Thai government gazetted Royal Decrees No. 671, 672, 673 and 674 to establish the International Business Center ("IBC") regime as a replacement for the existing International Headquarters ("IHQ"), Regional Operating Headquarters ("ROH") and International Trading Center ("ITC") regimes. Existing beneficiaries of the ROH, IHQ and ITC regimes will be able to continue benefiting from the associated incentives under normal circumstances until the expiry date.

[Tax calendar for 2019](#)

The KPMG member firm in Thailand has produced a "tax calendar" that is designed to help keep track of and meet the filing requirements of tax returns and tax payments.



Beyond Asia Pacific

[Mexico: Tax offset rules for 2019](#)

Mexico's executive administration in late 2018 presented to the Congress an economic package for the fiscal year 2019 that included certain initiatives, but did not propose new taxes or any tax rate increases, but did provide for adjustments to current tax standards.

[US: IRS final forms, instructions: Implementing U.S. tax law changes](#)

The IRS has posted final versions of the following forms and instructions for purposes of implementing certain provisions that were enacted by the U.S. tax law (Pub. L. No. 115-97) in December 2017.



TaxNewsFlash by region

For the latest tax developments from other regions see the following links:

[Africa](#)

[Americas](#)

[Europe](#)

[United States](#)



KPMG Asia Pacific Tax Centre Contacts

Asia Pacific Regional Leader, Tax



Khoon Ming Ho
Head of Tax & Legal,
KPMG Asia Pacific
T : +8610 8508 7082
E : khoonming.ho@kpmg.com

Asia Pacific Tax Centre Leader, Regional Tax Partner



Brahma D Sharma
Global Head of Clients and Markets,
Tax & Legal and Chief Operating
Officer, Tax
KPMG Asia Pacific
T : +65 8186 7369
E : brahmasharma@kpmg.com.sg

Service Line Specialists

Transfer Pricing Services



Tony Gorgas
Asia Pacific Regional Leader,
Transfer Pricing Services
KPMG Australia
T : +61 2 9335 8851
E : tgorgas@kpmg.com.au

Indirect Tax Services



Lachlan Wolfers
Asia Pacific Regional Leader,
Indirect Tax Services
KPMG China
T : +852 2685 7791
E : lachlan.wolfers@kpmg.com

Research & Development (R&D) Tax Incentives



Alan Garcia
Asia Pacific Regional Leader,
R&D Tax Incentives
KPMG Australia
T : +61 3 9288 6094
E : afgarcia@kpmg.com.au



KPMG Asia Pacific Tax Centre Contacts

Global Compliance Management Services and Financial Services



Jenny Clarke
Asia Pacific Regional Leader,
Global Compliance
Management Services and
Financial Services
KPMG Australia
T : +61 2 9335 7213
E : jeclarke@kpmg.com.au

Global Mobility Services



Ben Travers
Asia Pacific Regional Leader,
Global Mobility Services
KPMG Australia
T : +61 3 9288 5279
E : btravers1@kpmg.com.au

International Tax



Christopher Xing
Asia Pacific Regional Leader,
International Tax
KPMG China
T : +8610 8508 7072
E : christopher.xing@kpmg.com

Deal Advisory M&A Tax



Angus Wilson
Asia Pacific Regional Leader,
Deal Advisory M&A Tax
KPMG Australia
T : +61 2 9335 8288
E : arwilson@kpmg.com.au

Dispute Resolution and Controversy



Angela Wood
Asia Pacific Regional Leader,
Dispute Resolution and
Controversy
KPMG Australia
T : +61 3 9288 6408
E : angelawood@kpmg.com.au

Legal Services



Stuart Fuller
Asia Pacific Regional Leader,
Legal Services
KPMG Australia
T : +61 2 9458 1590
E : stuartfuller@kpmg.com.au

Trade & Customs



Leonie Ferretter
Asia Pacific Regional Leader,
Trade & Customs Services
KPMG Australia
T : +61 2 9455 9330
E : lferretter@kpmg.com.au



KPMG Asia Pacific Tax Centre Contacts

Market Sector Specialists

Energy & Natural Resources



Carlo Franchina
Asia Pacific Regional Tax
Leader, Energy & Natural
Resources Sector
KPMG Australia
T : +61 8 9263 7239
E : cfranchina@kpmg.com.au

Sovereign Wealth and Pension Funds



Angus Wilson
Asia Pacific Regional Leader,
Sovereign Wealth and Pension
Funds Sector
KPMG Australia
T : +61 2 9335 8288
E : arwilson@kpmg.com.au

Insurance



John Salvaris
Asia Pacific Regional Leader,
Insurance Sector
KPMG Australia
T : +61 3 9288 5744
E : jsalvaris@kpmg.com.au



<https://home.kpmg.com/xx/en/home/services/tax/regional-tax-centers/asia-pacific-tax-centre.html>

www.kpmg.com/tax

kpmg.com/socialmedia



© 2019 KPMG International Cooperative (“KPMG International”), a Swiss entity. Member firms of the KPMG network of independent firms are affiliated with KPMG International. KPMG International provides no client services. No member firm has any authority to obligate or bind KPMG International or any other member firm third parties, nor does KPMG International have any such authority to obligate or bind any member firm. All rights reserved.

The information contained herein is of a general nature and is not intended to address the circumstances of any particular individual or entity. Although we endeavor to provide accurate and timely information, there can be no guarantee that such information is accurate as of the date it is received or that it will continue to be accurate in the future. No one should act on such information without appropriate professional advice after a thorough examination of the particular situation.

The KPMG name and logo are registered trademarks or trademarks of KPMG International.