



# KPMG Asia Pacific Tax Weekly

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## Asia Pacific Tax Developments

### Australia

#### [Draft compliance guideline, transfer pricing and international arrangements involving intangible assets](#)

The Australian Taxation Office released a draft practical compliance guideline regarding international arrangements connected with intangible assets.

#### [Intangibles arrangements; a deeper look at ATO's draft practical compliance guideline](#)

The Australian Taxation Office released a draft practical compliance guideline (PCG 2021/D4) for public comments.

#### [Tax measures in 2021-2022 budget \(Victoria\)](#)

The 2021-2022 budget for the state of Victoria includes revenue-raising measures.

### India

#### [Amendments to GST refund rules and procedures](#)

The Central Board of Indirect Taxes and Customs amended the goods and services tax rules concerning refund procedures and "e-way bill" processes.



## [CBDT extends PAN exemption to certain category of investors in IFSC](#)

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The Central Board of Direct Taxes (CBDT) amended the Rule 114AAB of the Income-tax Rules, 1962 and exempted an eligible foreign investor from the requirement of obtaining a PAN in certain cases.

## [CBDT notifies a new rule for computation of fair market value of capital assets transferred in the case of slump sale](#)

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CBDT has issued a notification introducing a new Rule 11UAE for computation of fair market value of capital assets in the case of slump sale to determine full value of consideration received or accrued as a result of transfer of such capital assets.

## [Effects of APA on taxable income \(royalty\) received by foreign taxpayer that is not a party to the APA](#)

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Corresponding adjustments stemming from APA entered into by Indian related party held not taxable income to the foreign taxpayer

## [“Faceless” audits and future rules expected for transfer pricing audits](#)

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Currently, Faceless Assessment Scheme does not include Transfer pricing audits. However, enabling provisions have been introduced in regulations to apply the Faceless Assessment Scheme to transfer pricing audits. The tax authority is expected to release separate guidelines for faceless transfer pricing audits that would be effective no later than 31 March 2022.

# Japan

## [FAQs for nonresidents invoking withholding tax rates under income tax treaty](#)

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Japan's tax agency released a set of “frequently asked questions” with information about nonresidents and other eligible persons that submit requests to seek a reduction or exemption from withholding tax pursuant to a provision of an income tax treaty.

## [Information about carried interest distributions, to be filed with individual income tax returns](#)

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Japan's Financial Services Agency released items in the form of check sheets and calculation sheets related to the tax treatment of “carried interest.”

# Singapore

## [CRS guidance concerning qualifying personal investment companies](#)

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The Inland Revenue Authority of Singapore issued an update explaining “qualifying personal investment companies” may be eligible for “simplified” common reporting standard registration and filing requirements using the simplified automatic exchange of information registration and reporting form.

# Sri Lanka

## [Income tax and VAT legislation measures](#)

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Tax legislation passed and certified by the Speaker include income tax and value added tax (VAT) legislation amendments.

# Thailand

## [Approval from Thai cabinet for draft ministerial regulation re: temporary deduction of customs duty surcharge on voluntary disclosure cases](#)

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The cabinet has approved a draft ministerial regulation giving the criteria for a reduction in surcharges as put forward by the Ministry of Finance and has now submitted the draft to the Council of State for its urgent consideration.

## [Tax benefits extended, promoting digital transformation of SMEs](#)

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The Thai Cabinet approved a draft Royal Decree to extend tax benefits previously provided to small and medium enterprises to encourage them to transform their businesses to reflect the digital economy.

## [Tax Relief Measures on the Donations to Support the Supply of Vaccines and the Employment of Former Convicts](#)

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Cabinet approved two tax relief measures on the donations made to the National Vaccine Institute and the employment of former convicts.



# Significant International Tax Developments

## [OECD: Principles for interpretation and implementation of MLI when incompatible rules in tax treaty](#)

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The Organisation for Economic Cooperation and Development released an opinion approved by the Conference of the Parties to the multilateral instrument (MLI) containing a set of guiding principles intended to address questions about the interpretation and implementation of the MLI and to resolve situations when there are incompatible rules in an income tax treaty and the MLI.



## Beyond Asia Pacific

### [South Africa: Tax deferral when separate contracts address accrual of income and future expenditures](#)

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The Constitutional Court addressed whether the taxpayer was entitled to claim a deferral of income under section 24C.

### [U.S. Treasury officials participate in OECD meetings, proposal for global corporate minimum tax rate](#)

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The U.S. Treasury Department issued a release regarding discussions with representatives from other countries of a proposal for a global corporate minimum tax rate.



## TaxNewsFlash by region

[Africa](#)

[Americas](#)

[Europe](#)

[United States](#)



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