

# KPMG Asia Pacific Tax Weekly

KPMG Asia Pacific Tax Centre | 14 July 2022



## Asia Pacific Tax Developments

### Australia

#### [Guidance regarding tax treatment of cryptoassets](#)

The Australian Taxation Office (ATO) published guidance with information to help taxpayers understand their tax obligations with regard to cryptoassets.

### India

#### [Supplier entitled to refund of accumulated input tax credit under inverted tax structure \(high court decision\)](#)

The Rajasthan High Court held that a taxpayer who supplied goods at a concessional goods and services tax (GST) rate to a company granted exclusive rights by the Indian government to carry out petroleum operations was entitled to a refund of accumulated input tax credit under the inverted tax structure.

#### [Measures incorporating GST Council recommendations](#)

The government issued notifications of measures to give effect to recommendations made by the Goods and Services Tax (GST) Council.

#### [Guidance on tax withholding on transfers of virtual digital assets other than through an exchange](#)

The Central Board of Direct Taxes (CBDT) issued guidance regarding the rules for withholding (deducting) tax at source for consideration paid for the transfer of a virtual digital asset other than through an exchange.

## [Guidance on definition of virtual digital asset subject to new tax regime](#)

---

The Central Board of Direct Taxes (CBDT) issued guidance regarding the definition of a virtual digital asset for purposes of the new tax regime for income arising from virtual digital assets introduced by the Finance Act, 2022.

## [Company earned income upon conversion of compulsory convertible debentures \(tribunal decision\)](#)

---

The Kolkata Bench of the Income-tax Appellate Tribunal held that under section 56(2)(viib) of the Income-tax Act, 1961, a private company is treated as earning “income from other sources” upon the conversion of compulsorily convertible debentures into equity shares—in an amount equal to the aggregate consideration received for such shares over the fair market value of the shares.

# Indonesia

## [New implementing regulations of VAT law](#)

---

New implementing regulations of the recently reformed value added tax (VAT) law were issued.

## [Income tax and VAT treatment of crypto trading and fintech transactions](#)

---

KPMG in Indonesia prepared a report summarizing the income tax implications of the trading of crypto assets and financial technology (fintech) transactions.

# Pakistan

## [Tax measures enacted in Finance Bill 2022](#)

---

The Finance Act 2022 was enacted after passage by the National Assembly and assent of the president.

# Philippines

## [Guidance regarding service of electronic letter of authority](#)

---

The Bureau of Internal Revenue issued Revenue Memorandum Circular No. 82-2022 to address issues and concerns with respect to the service of the electronic letter of authority to the taxpayer within 30 days from its date of issuance under Revenue Memorandum Order No. 1-2000.

## [Tax treatment of sales of listed stocks](#)

---

KPMG in Philippines prepared a report describing the tax treatment of sales of stocks listed on the Philippine Stock Exchange.

## [Special InTAX: July 2022 Issue 1 | Volume 2](#)

---

The President has issued Executive Order (EO) No. 175, an order Promulgating the 12th Regular Foreign Investment Negative List (RFINL), which is intended to replace the 11th Regular Foreign Investment Negative List.



# Significant International Tax Developments

[OECD: Progress report on Amount A of Pillar One, including revised schedule; public consultation](#)

The Organisation for Economic Cooperation and Development (OECD) issued a release seeking public comments on a Progress Report on Amount A of Pillar One.



## Calendar of events

Date	Event	Location
20 July 2022	<a href="#"><u>Hong Kong's proposed Foreign Source Income Exemption (FSIE) regime</u></a>	Webinar



## Beyond Asia Pacific

[Panama: Guidance on use of authorized fiscal equipment, electronic invoicing](#)

Executive Decree No. 25 establishes the calendar to implement the use of authorized fiscal equipment and electronic invoicing.

[Tanzania: Tax measures in Finance Act, 2022](#)

Parliament has approved the Finance Act, 2022 to impose and alter certain taxes, duties, levies, and fees, and to amend certain laws relating to the collection and management of public revenues.



## TaxNewsFlash by region

**Africa**

**Americas**

**Europe**

**United  
States**



# KPMG Asia Pacific Tax Centre Contacts

## Asia Pacific Regional Leader, Tax & Legal



**Lewis Lu**

Head of Tax & Legal  
KPMG Asia Pacific

E : [lewis.lu@kpmg.com](mailto:lewis.lu@kpmg.com)

## Global Head of Tax & Legal Clients & Markets Leader



**Brahma D Sharma**

Global Head of Tax & Legal Clients & Markets  
Partner, KPMG Asia Pacific

E : [brahmasharma@kpmg.com.sg](mailto:brahmasharma@kpmg.com.sg)

## Service Line Specialists

### Transfer Pricing Services



**Tony Gorgas**

Transfer Pricing Services Leader  
KPMG Asia Pacific  
Partner, KPMG Australia

E : [tgorgas@kpmg.com.au](mailto:tgorgas@kpmg.com.au)

### Indirect Tax Services



**Shirley Shen**

Indirect Tax Service Leader  
KPMG Asia Pacific  
Partner, KPMG in Singapore

E : [shirleyshen@kpmg.com.sg](mailto:shirleyshen@kpmg.com.sg)



# KPMG Asia Pacific Tax Centre Contacts

## Global Compliance Management Services and Financial Services



**Jenny Clarke**  
Global Compliance Management Services and Financial Services Leader  
KPMG Asia Pacific  
Partner, KPMG Australia  
E : [jeclarke@kpmg.com.au](mailto:jeclarke@kpmg.com.au)

## Global Mobility Services



**Ben Travers**  
Global Mobility Services Leader  
KPMG Asia Pacific  
Partner, KPMG Australia  
E : [btravers1@kpmg.com.au](mailto:btravers1@kpmg.com.au)

## International Tax



**Dean Rolfe**  
International Tax Services Leader  
KPMG Asia Pacific  
Partner, KPMG in Singapore  
E : [deanrolfe@kpmg.com.sg](mailto:deanrolfe@kpmg.com.sg)

## Deal Advisory M&A Tax



**Angus Wilson**  
Deal Advisory M&A Tax Services Leader  
KPMG Asia Pacific  
Partner, KPMG Australia  
E : [arwilson@kpmg.com.au](mailto:arwilson@kpmg.com.au)

## Dispute Resolution and Controversy



**Lian Seng Soh**  
Dispute Resolution and Controversy Services Leader  
KPMG Asia Pacific  
Partner, KPMG Malaysia  
E : [lssoh@kpmg.com.my](mailto:lssoh@kpmg.com.my)

## Legal Services



**Stuart Fuller**  
Global Head of Legal Services  
Partner, KPMG Australia  
E : [stuartfuller@kpmg.com.au](mailto:stuartfuller@kpmg.com.au)

## Trade & Customs



**Leonie Ferretter**  
Trade & Customs Services Leader  
KPMG Asia Pacific  
Partner, KPMG Australia  
E : [lferretter@kpmg.com.au](mailto:lferretter@kpmg.com.au)

## Tax Policy



**Conrad Turley**  
Tax Policy Services Leader  
KPMG Asia Pacific  
Partner, KPMG China  
E : [conrad.turley@kpmg.com](mailto:conrad.turley@kpmg.com)



# KPMG Asia Pacific Tax Centre Contacts

## Market Sector Specialists

### Energy & Natural Resources



**Carlo Franchina**  
Energy & Natural Resources Tax  
Leader  
KPMG Asia Pacific  
Partner, KPMG Australia  
E : [cfranchina@kpmg.com.au](mailto:cfranchina@kpmg.com.au)

### Insurance



**John Salvaris**  
Insurance Tax Leader  
KPMG Asia Pacific  
Partner, KPMG Australia  
E : [jsalvaris@kpmg.com.au](mailto:jsalvaris@kpmg.com.au)

### Sovereign Wealth and Pension Funds



**Angus Wilson**  
Sovereign Wealth and Pension  
Funds Tax Leader  
KPMG Asia Pacific  
Partner, KPMG Australia  
E : [arwilson@kpmg.com.au](mailto:arwilson@kpmg.com.au)

### Asset Management



**Darren Bowdern**  
Asset Management Tax Leader  
KPMG Asia Pacific  
Partner, KPMG China  
E : [darren.bowdern@kpmg.com](mailto:darren.bowdern@kpmg.com)

### Banking



**John Timpany**  
Banking Sector Leader  
KPMG Asia Pacific  
Partner, KPMG China  
E : [john.timpany@kpmg.com](mailto:john.timpany@kpmg.com)



[home.kpmg/asiapacifictaxcentre](https://home.kpmg/asiapacifictaxcentre)

[home.kpmg/tax](https://home.kpmg/tax)

[social.kpmg](https://social.kpmg)



© 2022 Copyright owned by one or more of the KPMG International entities. KPMG International entities provide no services to clients. All rights reserved.

KPMG refers to the global organization or to one or more of the member firms of KPMG International Limited ("KPMG International"), each of which is a separate legal entity. KPMG International Limited is a private English company limited by guarantee and does not provide services to clients. For more detail about our structure please visit [home.kpmg/governance](https://home.kpmg/governance)

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 endeavour 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 trademarks used under license by the independent member firms of the KPMG global organization.