



KPMG Asia Pacific Tax Weekly

KPMG Asia Pacific Tax Centre | 30 January 2020



Asia Pacific Tax Developments

Asia Pacific

[Global withholding taxes, income and gains from listed securities \(2019\)](#)

KPMG in US has prepared a guide that, in table format, provides summaries of the taxation of income and gains from listed securities in 114 markets around the world as of 31 December 2019.

Australia

[Extension of transition relief, central management and control test](#)

The Australian Taxation Office (ATO) announced an extension of the period for applying a transitional compliance approach to the standard for determining where a company's central management and control is located.

[FBT implications of workplace bushfire donations](#)

What are the fringe benefits tax (FBT) implications when businesses are facilitating contributions on behalf of their employees?

[Guidance addresses non-arm's length arrangements involving intangible assets](#)

The ATO released a "taxpayer alert" that addresses international non-arm's length arrangements involving intangible assets.



Transitional relief period for central management and control test extended

The ATO has announced an extension to the transitional compliance approach period in [Practical Compliance Guideline – Central management and control test of residency: identifying where a company's central management and control is located](#) (PCG 2018/9), acknowledging the effort of companies who are taking active and timely steps to change their governance arrangements in accordance with the approach envisaged within the PCG.

Cambodia

Corporate Update/ 2020 January

Ministry of Land Management, Urban Planning and Construction (MLMUPC)- Prakas No. 177 dated 06 December 2019 on the formalities and procedures for Occupancy Certificates Issuance for Constructions Built prior to the Construction Law.

Taxation of dividends under tax holiday rules; use of exchange rates

A financial management law, enacted at the end of 2019, includes certain tax amendments. The tax measures in the law address the application of the tax rate, as well as advance taxation and withholding tax on certain dividend distributions.

India

Levy of IGST on Ocean Freight unconstitutional – Gujarat High Court

The Gujarat High Court has held that no tax is leviable on the ocean freight for services provided by a person located in a non-taxable territory by way of transportation of goods by a vessel from a place outside India up to the customs station of clearance in India.

Tax needs to be deducted at source on year-end provisions since payees are identifiable and the provisions are for ascertained liabilities

The Delhi Bench of the Income-tax Appellate Tribunal held that the taxpayer must withhold tax at source on year-end provisions because the payees were identifiable and the provisions were for ascertainable liabilities.

Korea

[Income tax treaty with Czech Republic, entry into force](#)

A new income tax treaty between the Czech Republic and South Korea entered into force at the end of 2019, thus replacing the prior treaty (1992).

Singapore

[Tax considerations in advance of 2020 budget \(expected 18 February\)](#)

KPMG Singapore has identified several items that, if addressed in the budget for 2020, would enhance Singapore's tax regime and improve business relevance.

Taiwan

[Customs guidance on one-time transfer pricing adjustment](#)

Taiwan Customs issued guidance concerning the customs "dutiable value" stemming from a one-time transfer pricing adjustment.

Thailand

[VAT proposed regulations include e-commerce measures](#)

The Thai Revenue Department issued a third draft of proposed value added tax (VAT) regulations. The regulations, as proposed, would affect foreign e-commerce operators and electronic platforms available to the Thai market.



Calendar of events

Date	Event	Location
18 February 2020	Sales Tax and Service Tax – Latest Updates Contacts: Persen Kaur and Esther Teh	Function Room 1, Level 10, KPMG Tower, Petaling Jaya, Selangor, Malaysia



Beyond Asia Pacific

[France: Update on digital services tax](#)

There are reports indicating that France will delay collection of the digital services tax payments due in April and October 2020.

[Lithuania: Increased corporate income tax for credit institutions](#)

Amendments to the law on corporate income tax in Lithuania that were approved by parliament and signed by the president in late December 2019, are effective beginning 1 January 2020. The amendments concern the increased taxation of credit institutions' profits earned during the tax periods 2020-2022 in Lithuania.



TaxNewsFlash by region

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

[Africa](#)

[Americas](#)

[Europe](#)

[United States](#)

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