



KPMG Asia Pacific Tax Weekly

KPMG Asia Pacific Tax Centre | 10 December 2020



Asia Pacific Tax Developments

Australia

[Imputation benefits and use of derivative instruments in structured arrangements](#)

The Australian Taxation Office (ATO) issued a taxpayer alert, expressing concerns that some Australian taxpayers involved in certain arrangements intended to provide imputation benefits in respect to a parcel of shares may be claiming imputation benefits that they are not entitled to under the law.

[Legislative proposal to clarify tariff classification of vitamins, nutraceuticals, food supplements](#)

Importers of food supplements and similar products need to consider implications of proposed legislation to determine the status of their claimed tariff classification.

[Updated guidance on APAs](#)

The ATO on 3 December 2020 released an updated law administration practice statement regarding the advance pricing arrangements (APA) program.

India

[CBDT issues another set of FAQs on the Direct Tax Vivad se Vishwas Scheme](#)

CBDT has issued Circular to provide 34 more FAQs (FAQ Nos. 56 to 89) related to the Scheme. These 34 FAQs further clarify on various aspects of the Scheme like scope/eligibility, computation, consequences and procedure of the Scheme.

[Discount on issue of shares under an ESOP scheme is allowed as a business expenditure](#)

The Karnataka High Court in the case of Biocon Ltd. dealt with the issue of allowability of discount on the issue of Employees Stock Option Plans (ESOPs) as a business expenditure.

[India Tax Konnect](#)

This article talks about the extension of due dates for furnishing income tax returns and reports, decisions, BEPS/MLI, high court orders and GST notification update.

[The Hon'ble Supreme Court reiterates its mandate for installation of CCTV and recording devices in the offices of the agencies having power to interrogate/arrest and directs for a time bound implementation](#)

The Hon'ble Supreme Court has passed an order directing the Ministry of Home Affairs and other State and Union Territories to compulsorily install CCTV cameras and recording equipment in the offices of those agencies who have the power to carry out interrogations and the power to arrest.

Malaysia

[Transfer pricing measures included in Finance Bill 2020](#)

The Finance Bill 2020 includes the following transfer pricing-related proposed amendments to the Income Tax Act, 1967.

- Penalties for failure to furnish transfer pricing documentation (new section 113B)
- Authority to disregard structures in a controlled transaction (section 140A)
- Surcharge for transfer pricing adjustment (section 140A)

New Zealand

[Proposal for an individual tax rate of 39%](#)

The government on 2 December 2020 introduced, under Parliamentary urgency, legislation that would provide a new 39% individual (personal) tax rate on income above \$180,000.

Thailand

[Tax relief measures for debt restructuring](#)

An exemption from taxes and fees is available with regard to debt restructuring for income derived from certain events that are performed or executed during the period from 1 January 2020 to 31 December 2021.



Calendar of events

Date	Event	Location
15 December 2020	2020 KPMG China Annual Tax Conference Contact: Rolali Li , Yvonne Chen , Kathy Chen , Phoebe Tsang	Webinar
16 December 2020	Asset Management and Family office series Contact: Phoebe Tsang	Webinar
5-6 January 2021	Tax Obligation of an Employer Contact: Kavitta Loganathan , Zulaiha Omar	Webinar
26 January 2021	Interest Deductibility, Earning Stripping Rules and Cross-Border Transactions	Webinar



Beyond Asia Pacific

[Czech Republic: Tax bill for 2021 advances with changes](#)

The Chamber of Deputies passed a bill that includes amendments to the tax laws for 2021, and the bill is now pending consideration by the Senate.

[Nigeria: Relief from interest and penalties on outstanding taxes](#)

The Federal Inland Revenue Service (FIRS) on 1 December 2020 issued a notice reminding taxpayers of the availability of a waiver of interest and penalties relating to outstanding taxes arising from desk examinations, audit exercises, investigations or all other forms of tax assessments.



TaxNewsFlash by region

[Africa](#)

[Americas](#)

[Europe](#)

[United States](#)



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