



KPMG Asia Pacific Tax Weekly

KPMG Asia Pacific Tax Centre | 22 March 2019



Asia Pacific Tax Developments

Australia

[Proposed CGT main residence exemption changes likely to be dropped](#)

KPMG Australia discuss proposed changes to CGT main residence exemption following the indication from Assistant Treasurer Stuart Robert that they would not be pursued further.

[Updates to CRS for July 2019 reporting](#)

The Australian Taxation Office ('ATO') announced that it will be updating the validation rules for 2018 common reporting standard ('CRS') reports due 31 July 2019.

China

[Customs Policy Update - for the Period of February 2019](#)

Monthly Update on Customs Policies for February 2019 including Joint Announcement on the VAT Policies on Drugs for Rare Diseases, Announcement on Tax-exempt Import Plans for Seeds and Provenance in 2019 and more.

[Customs Policy Update - for the Period of January 2019](#)

Monthly Update on Customs Policies for January 2019 including New Cross-Border E-commerce Policy, Announcement of Relevant Matters Concerning Administration of Temporarily Imported or Exported Goods and more.



[Length of residence rules for individual income taxation purposes](#)

Multinational corporations with operations in China need to be aware about new filing rules and requirements for their corporate income tax returns for 2018.

[Tax treatment of non-residents and residents not domiciled in China, additional guidance](#)

The Ministry of Finance and the State Taxation Administration (“STA”) provided further guidance regarding the tax treatment of nonresidents and non-PRC-domiciled resident individuals on March 14, 2019

India

[Agreement with United States, exchange of country-by-country reports](#)

India’s Central Board of Direct Taxes (CBDT) has issued a release announcing that representatives of the governments of India and the United States have finalized an arrangement (a bilateral competent authority arrangement along with an intergovernmental agreement) to allow for the exchange of country-by-country (CbC) reports. The agreement is expected to be signed on or before 31 March 2019.

[Amount raised on issuance of shares at premium is taxable](#)

The Supreme Court of India concluded that the amount raised by the taxpayer from various companies by means of shares issued at a premium is subject to income tax.

[Input tax credit not available for post-supply discounts](#)

The Authority for Advance Ruling, Tamil Nadu ruled that an input tax credit (ITC) is available only to the extent of payments made by the recipient to the supplier. In other words, an input tax credit attributable to post-supply discounts is not available regardless of the fact that the supplier has discharged tax on the full value of the supply.

[National Policy on Software Products, 2019](#)

The Ministry of Electronics and Information Technology (MeitY) issued a National Policy on Software Products (Policy 2019) to develop India as a software product nation and a global leader in conception, design, development and production of intellectual capital driven software products.

[No transfer pricing adjustment, profit margin greater than comparables](#)

The Mumbai Bench of the Income-tax Appellate Tribunal issued a decision concerning the taxability of agency commission relating to the services rendered outside India.

Philippines

[Philippines: Haste = Waste](#)

KPMG in Philippines discuss the case of a Final Assessment Notice (FAN) that may be declared null and void if its issuance violates the right of the taxpayer to due process. This was embodied in a case which was decided by the Court of Tax Appeals on 17 January 2019.

[Special InTAX: March 2019 Issue 1 | Vol. 3](#)

Due to continued intermittent / unavailability of the Electronic Filing and Payment System (eFPS), the Bureau of Internal Revenue issued Bank Bulletin No. 2019-05 to instruct taxpayers enrolled in eFPS to file their returns manually or use the eBIR Forms Facility and pay the corresponding tax dues thru over-the counter with their respective Authorized Agent Banks (AABs) located within their locality.

Sri Lanka

[Tax proposals in 2019 budget](#)

The budget proposals for 2019, as presented in Parliament in March 2019.



Calendar of events

Date	Event	Location
28 March 2019	Managing Global Mobility in Times of Uncertainty Contact: KPMG China Market Services	KPMG office 23/F, Hysan Place, 500 Hennessy Road, Causeway Bay, Hong Kong

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Beyond Asia Pacific

[Canada: Tax provisions in 2019 federal budget](#)

Finance Minister Bill Morneau delivered the government's 2019 federal budget on March 19, 2019.

[Netherlands: Rules for UK cross-border workers if “no-deal” Brexit](#)

The Dutch Minister of Justice and Safety published, in anticipation of a possible “no-deal” Brexit, withdrawal rules for citizens of the United Kingdom and their family members who lawfully reside in the Netherlands as of 29 March 2019.



TaxNewsFlash by region

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

[Africa](#)

[Americas](#)

[Europe](#)

[United States](#)



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