



KPMG Asia Pacific Tax Weekly

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Asia Pacific Tax Developments

Australia

[COVID-19: Australia's foreign investment framework changes](#)

The Foreign Investment Review Board's monetary screening thresholds have been reduced to A\$zero.

[Land tax relief in New South Wales and other states \(COVID-19\)](#)

New South Wales landlords providing rent relief for eligible tenants in financial distress due to the coronavirus (COVID- 9) pandemic can apply for land tax concessions.

India

[CBDT defers reporting of GAAR and GST under the Tax Audit Report till 31 March 2021](#)

The Central Board of Direct Taxes (CBDT) has recently clarified that in view of the prevailing situation due to Covid-19 pandemic across the country, the GAAR and GST reporting shall be kept in abeyance till 31 March 2021.



[CBDT issues corrigenda to the revised circular relating to FAQs on 'Vivad se Vishwas Scheme'](#)

The CBDT has issued corrigenda to the revised circular. The corrigenda rectified the relevant FAQs and the date 31 March 2020 has been replaced by 30 June 2020.

[Delhi High Court directs revenue to allow filing of TRAN-1 till 30 June 2020](#)

The Delhi High Court held that the time limit prescribed in Central Goods and Services Tax Rules, 2017 (CGST Rules) for the transitioning of credit into the GST regime are directory in nature and therefore, the same would not result in any forfeiture of the rights, in case the credit is not availed within the time limit prescribed under the Rules. The Court has further held that by virtue of the Limitation Act, the benefit of transitioning of accumulated credit into the GST regime, shall be available for a period of 3 years from the date of enactment of GST law,

[Kerala Amnesty scheme 2020 to settle pre-GST regime disputes](#)

The key highlight of the new amnesty scheme is that it provides up to 60 per cent waiver in tax amounts, in addition to a complete waiver of interest and penalties.

[Postponed filing deadline for GST return, GST actions \(COVID-19\)](#)

India's Central Board of Indirect Taxes and Customs issued guidance providing relief and/or clarifying actions by taxpayers encountering challenges with regard to goods and services tax (GST) compliance requirements because of the COVID-19 pandemic.

[Tax treatment of non-compete fee; no permanent establishment from UAE liaison office](#)

The KPMG member firm in India has prepared reports about the Payment of non-compete fee and Permanent establishment of liaison office of UAE based company tax developments.

[Though an entity is operating under the non-profit principle, it is not eligible for tax exemption in the absence of elements of mutuality – Supreme Court](#)

The Supreme Court held that the taxpayer had failed to prove the existence of mutuality and therefore the exemption cannot be granted. The Supreme Court observed that the taxpayer was realising money both from the members as well as non-members in the course of the same activity carried on by it.

Japan

[Tax relief FAQs, other guidance implementing legislation \(COVID-19\)](#)

Japan's national tax agency released information and guidance following the enactment of new tax legislation (referred to in English as the "Emergency Economic Measure for COVID-19") as passed by Japanese National Diet on 30 April 2020 and promulgated on the same day along with related cabinet orders and ministerial ordinances.

[Updated FAQs on CRS](#)

Japan's tax agency updated a set of "frequently asked questions" (FAQs) concerning the common reporting standard (CRS) regime.

Malaysia

[Substantial activity requirements, Labuan economic zone](#)

The Labuan Financial Services Authority - the statutory body responsible for the development and administration of the Labuan International Business and Financial Centre (a special economic zone) - issued a circular setting out revisions to the "substantial activity requirements" for eligibility as a Labuan international commodity trading company.

Singapore

[Revised FATCA form released](#)

The Inland Revenue Authority of Singapore issued a revised FATCA "fillable PDF form" for reporting Singapore financial institutions to use in filing their FATCA returns for 2019.

Thailand

[Additional extensions of tax return, tax payment deadlines for businesses \(COVID-19\)](#)

The Ministry of Finance announced further extensions of the monthly tax return filing and tax payment deadlines for all businesses - relief offered in response to the challenges presented by the COVID-19 pandemic.

Vietnam

[COVID-19 & Managing your workforce](#)

Understanding the viral affection of Coronavirus (“COVID-19”) pandemic to the businesses on global scale in general and nationwide in particular, KPMG wish to provide supports with respect to legal issues that Vietnam businesses may face when considering the most common measures in managing your workforce during epidemic times like this.

[Decree 41 on tax payment concessions to support taxpayers due to Covid-19 pandemic](#)

The Government officially issued Decree 41/2020/ND-CP on 8/4/2020 to extend the timeline for the payment of Corporate Income Tax, Value Added Tax, Personal Income Tax and land rental for specified months for eligible taxpayers who are economically impacted by the pandemic.

[Enforcement of tax audit and tax inspection plan in 2020](#)

The General Department (“GDT”) issued Official Letter No. 1046/TCT-TTKT to all provincial tax departments on the implementation and enforcement of tax audit and tax inspections for the 2020 financial year.

[Letters of Credit \(L/C\) is subject to Value Added Tax \(“VAT”\)](#)

The provision of credit (i.e. lending) in Vietnam is VAT exempt (without input credit) for under current VAT regulations. However, the treatment of letters of credit for VAT purpose has been an area of ongoing uncertainty.

The Government's social insurance and labour concessional measures issued to support individuals and enterprises affected by Covid-19 pandemic

Following the Directive No. 11/CT-TTg dated 4 March 2020, the Government recently issued Resolution 42/2020/NQ-CP on solutions to support individuals and enterprises negatively impacted by the Covid-19 pandemic.



Calendar of events

Date	Event	Location
18 May 2020	Managing Tax Through and Beyond COVID-19	Webinar
	Contacts: Soh Lian Seng	
22 May 2020	Strategic tax and HR planning in light of Hong Kong government relief for businesses	Webinar
	Contacts: Wing Cheung	



Significant International Tax Developments

[OECD: Consultation on 2020 review of country-by-country reporting](#)

The Organisation for Economic Cooperation and Development (OECD) held a public consultation meeting, 12-13 May 2020, concerning the 2020 review of country-by-country (CbC) reporting.



Beyond Asia Pacific

[Italy: Tax relief measures for individuals and family businesses \(COVID-19\)](#)

Certain measures introduced by the Italian government in response to the coronavirus (COVID-19) pandemic have implications for individual taxpayers and their business activities.

[South Africa: VAT implications for landlords with rental income reductions \(COVID-19\)](#)

What are the potential value added tax (VAT) implications for a landlord when it accrues significant interest income but there is a decrease in rental income? This question is being asked because of the impact of the coronavirus (COVID-19) pandemic on the real estate sector in South Africa.



TaxNewsFlash by region

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

[Africa](#)

[Americas](#)

[Europe](#)

[United States](#)

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