

# Dbriefs

Program Guide  
October - December 2014

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Asia Pacific  
Webcast series



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# Asia Pacific Tax

## Base Erosion and Profit Shifting (BEPS)

### 14 October: Industries – Financial Services

BEPS Actions 8 and 13 (Transfer Pricing): Implications for the Financial Services Industry  
(Please refer to page 1 for program details)

### 4 November: China Spotlight

Inbound Investment into China: BEPS Perspective  
(Please refer to page 2 for program details)

### 6 November: Transfer Pricing

Transfer Pricing in a BEPS Environment: Australia's Approach  
(Please refer to page 2 for program details)

### 2 December: International Tax

BEPS: What's Happened So Far? And What's Next?  
(Please refer to page 1 for program details)

## Industries – Financial Services

### BEPS Actions 8 and 13 (Transfer Pricing): Implications for the Financial Services Industry

> 14 October, 4:00 – 5:15 PM HKT (GMT +8)

Host: Michael Velten

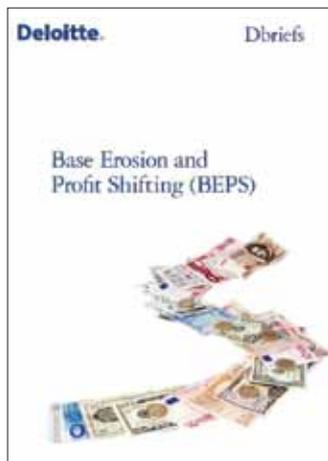
Presenters: Patrick Cheung, Samuel Gordon, Giles Hillman, and Robert Plunkett

In September 2014, the OECD met two BEPS action item milestones in providing guidance on intangibles and transfer pricing documentation. What are the implications that financial services firms should evaluate for their operating models and transfer pricing management? We'll discuss:

- Conclusions that financial services firms can draw from the guidance including new or persistent uncertainties.
- Actions that tax authorities are taking or signaling they will take given the OECD level changes.
- Considerations for determining priorities and timing of dealing with the change.
- Potential starting points and frameworks for dealing with the change.

Gain insights into how major changes in global transfer pricing are impacting financial services firms.

## BEPS Central



### Your one-stop shop

Visit BEPS Central at [www.deloitte.com/ap/dbriefs/bepscentral](http://www.deloitte.com/ap/dbriefs/bepscentral), your one-stop shop for information on the BEPS Project. Here you can find all the official documents on the BEPS Project, as well as related Deloitte comments. You can also find information on Dbriefs Webcasts on BEPS.

## International Tax

### Inbound Investment into Korea: A Clear View of the Recent Developments

> 30 October, 2:00 – 3:00 PM HKT (GMT +8)

Host: Leonard Khaw

Presenters: Gyung Ho Kim, Sunny Kim, and Tom Kwon

Significant developments in Korea have caused an impact on inbound investment into the country. What are the tax implications and risks associated with the investment process into Korea, and how can foreign investors proactively manage them? We'll discuss:

- Insights into the proposed introduction of new tax legislation to stimulate the economy and promote fairness, which may impact foreign investors.
- Recent Supreme Court and other cases on the beneficial ownership issue and the eligibility of foreign investors for tax treaty benefits.
- Latest trends and issues raised by auditors in tax audit cases from various industries.

Discover the latest inbound investment climate in Korea, and what might affect your benefits when investing in Korea.

### BEPS: What's Happened So Far? And What's Next?

> 2 December, 2:00 – 3:00 PM HKT (GMT +8)

Host: Steve Towers

Presenters: Anis Chakravarty, Leonard Khaw, Peter Madden, and David Watkins

The BEPS project is the most important review of the world's international tax architecture in decades. Since its official launch by the OECD and G20 in July 2013, what have been the key developments, both globally and in Asia Pacific? We'll discuss:

- What has been achieved in regard to the first tranche of "deliverables" (September 2014): country-by-country reporting, transfer pricing documentation, the transfer pricing aspects of intangibles, the tax aspects of the digital economy, prevention of tax treaty abuse, hybrid mismatch arrangements, and progress reports on harmful tax practices and the multilateral instrument.
- Work currently being undertaken by the OECD in regard to the second tranche of "deliverables" (September 2015), including CFC rules, permanent establishment, interest deductions, the transfer pricing aspects of risk and capital, disclosure of aggressive tax planning, and dispute resolution.
- Areas of friction amongst OECD / G20 countries.
- Updated "BEPS scorecard" for Asia Pacific countries: current legislative position, perspectives of governments and the public, and unilateral BEPS actions.
- The (expected) way forward.

Find out the current position on this very important international tax initiative.

# Asia Pacific Tax

## China Spotlight

### Inbound Investment into China: BEPS Perspective

> 4 November, 2:00 – 3:00 PM HKT (GMT +8)

Host: Vicky Wang

Presenters: Patrick Cheung, Hong Ye, and Julie Zhang

On 16 September 2014, OECD released the first 7 deliverables on BEPS. Some of these deliverables will have significant impacts on cross border structures and arrangements currently used by multinational companies. What are the important considerations for MNCs when doing business in China from a BEPS perspective? We'll discuss:

- Key highlights of 3 deliverables that may have immediate impacts on MNCs doing business in China, specifically Action 6 (Prevent Treaty Abuse), Action 8 (Intangibles), and Action 13 (Re-examine Transfer Pricing Documentation).
- Impacts of these 7 deliverables on China and the SAT's (State Administration of Taxation) view.

Get updated on the latest developments on the OECD's BEPS project with specific insights on the implications from a China perspective.

## Transfer Pricing

### Transfer Pricing in a BEPS Environment: Australia's Approach

> 6 November, 2:00 – 3:00 PM HKT (GMT +8)

Host: Arindam Mitra

Presenters: Fiona Craig, Colin Little, and Graeme Smith

With Australia's presidency of the G20 fuelling increased government debate on the taxation of multinationals, activity around the OECD BEPS project has gained an additional dimension through the ATO's (Australian Tax Office) policing of the BEPS phenomenon. What is the ATO's approach that you should be aware of? We'll discuss:

- The ATO's recent and future compliance efforts, in the name of BEPS, focused on international structuring and profit shifting of multinationals.
- New ATO approaches and protocols in undertaking these compliance activities.
- Points to consider in determining a strategy for how to deal with this growing ATO scrutiny.
- The response from other revenue authorities.

Hear our practical insights and remain up-to-date on these current transfer pricing developments as the BEPS environment keeps multinationals on their toes.

## Gain insights



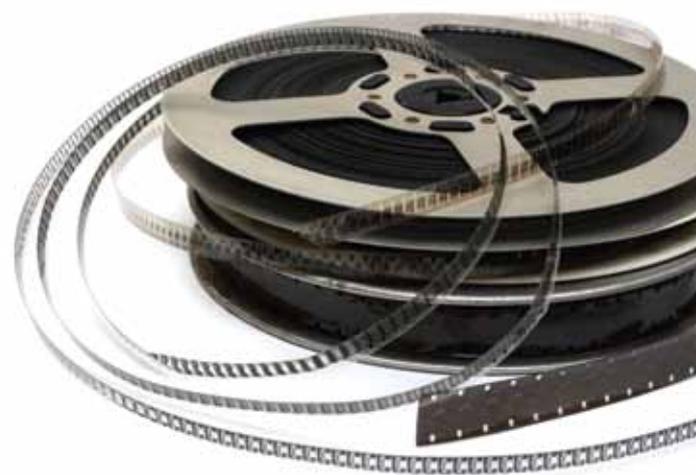
### Outbound Investment for Chinese Companies

This newsletter series is dedicated to share the latest market developments, tax and business regulatory updates, and potential cross-border investment opportunities with Chinese companies planning for outbound investments. Visit [www.deloitte.com/cn/outbound\\_investment\\_en](http://www.deloitte.com/cn/outbound_investment_en) for all published issues (only in Chinese language). For subscription, please email [cnon@deloitte.com.cn](mailto:cnon@deloitte.com.cn).

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阅读已发布期刊，如需订阅，请电邮至 [cnon@deloitte.com.cn](mailto:cnon@deloitte.com.cn).



# Asia Pacific Tax

## M&A Tax

### Debt Push Down: Focus on India and Southeast Asia

> 11 November, 2:00 – 3:00 PM HKT (GMT +8)

Host: Danny Po

Presenters: Vipul Jhaveri and Steven Yap

It has always been a challenge for investors to obtain tax deductions on financing costs incurred in connection with M&A. Given the rapid development of BEPS in Asia Pacific, the structuring of debt push down will become even tougher. In the last quarter, we illustrated case studies in China, Hong Kong, Japan, and Korea and in this quarter, we will continue the discussion of this topic with a focus on India and Southeast Asia. We'll discuss:

- Basic and special debt push down techniques in India and Southeast Asia.
- Illustrative case studies in India and Southeast Asia applying these techniques; considering how to align interest expense with taxable operating income, taking into account cross-border transfer pricing considerations and beneficial ownership requirements.

Understand the techniques and challenges on debt push down that might affect your M&A deals.

## Know more



### Immigration into India

Learn about immigration requirements for foreign nationals coming to India for the purposes of employment. Visit [www.deloitte.com/in](http://www.deloitte.com/in) or contact your Deloitte contact to learn more.

## India Spotlight

### Transfer Pricing in India: Much Awaited Changes

> 13 November, 2:00 – 3:00 PM HKT (GMT +8)

Host: Vishweshwar Mudigonda

Presenters: Rakesh Alshi and S.P. Singh

Transfer pricing litigation has been one of the major areas of concern for multinationals doing business in India. There were expectations that the new government would take steps in reducing unwarranted litigation and simplifying procedures to enhance the business environment. The Finance Minister has brought in changes in the transfer pricing regulations including the use of multi-year data and the introduction of a range for determining the arm's length price. Have the proposed changes addressed some of the concerns of taxpayers? What are the other changes in transfer pricing that impact an organization? We'll discuss:

- Effect of using multi-year data in reducing litigation.
  - Ramifications of the use of a range for determining the arm's length price.
  - The third party transactions that need to be reported after the amendment in the definition of deemed international transactions.
- Explore the latest changes in transfer pricing in India and what they could mean for your organization.

### Indian Withholding Tax Obligations: How Do You Get it Right? And What Happens if You Don't?

> 9 December, 2:00 – 3:00 PM HKT (GMT +8)

Host: Neeru Ahuja

Presenters: Enwright DeSales and Pritin Kumar

The Tax Department in India is recently placing more emphasis on revenue generation through withholding tax, as withholding tax collection accounts for almost 40% of total collection of direct taxes. A Centralised Processing Cell for withholding tax has been set up, and monitoring is being automated. Non-compliance with the withholding tax provisions is a double whammy as it not only encompasses recovery of tax, interest, and penalty, but also the corresponding expenditure is not tax deductible in the hands of the payer. What do you need to know about the major developments with regard to withholding taxes? We'll discuss:

- Recent changes in law.
- How corporate disallowances are triggered.
- Penalties and prosecution.
- Issues being faced by corporates and how to handle them practically.
- Actions being taken by the Tax Department.

Understand recent changes in this important area and what they mean to you.

## Stay on top



### Tax Briefly

Stay on Top with the latest tax news, including direct tax, transfer pricing, indirect tax, and international tax developments, in India. Visit [www.deloitte.com/in](http://www.deloitte.com/in) or contact your Deloitte contact to learn more.

# Asia Pacific Tax

## International Assignments

### Asia Pacific Share Plans: Practical Considerations for Implementation in Hong Kong, India, and Japan

> 25 November, 2:00 – 3:00 PM HKT (GMT +8)

Host: Tony Jasper

Presenters: Russell Bird, Vivian Lam, and Aarti Raote

As share plans continue to be a popular form of incentive compensation for employers, despite the challenges which could arise with a mobile employee population, what are the regulatory issues and common pitfalls that employers should be aware of or consider? We'll discuss:

- Why share plans remain relevant as a form of reward for employers.
- Changes in the regulatory environment and trends around the world which may impact upon employers and employees specifically in Hong Kong, India, and Japan.
- Common pitfalls encountered in the operation of share plans in these locations, for example, differences in tax treatment across jurisdictions such as potential for exit taxes prior to an option actually vesting or local rules on sourcing resulting in double tax charges.
- Critical linkages in implementing a share plan and maintaining compliance including interaction between tax, human resources, and payroll teams.

Gain insights into optimizing the implementation and operation of share plans by your company.

## Indirect Tax

### Malaysian GST: Accelerating down the Final Stretch

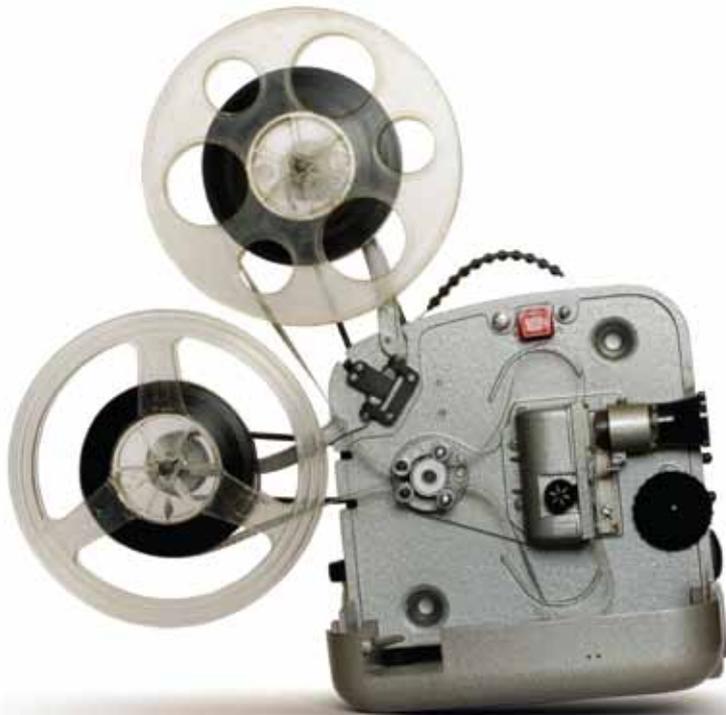
> 4 December, 2:00 – 3:00 PM HKT (GMT +8)

Host: Robert Tsang

Presenters: Sylvia Chong, Senthuran Elalingam, and Kah Seong Fan

The implementation of the Malaysian GST remains a hot topic. To be introduced on 1 April 2015, businesses and Customs are now in the final stages of readiness for GST. Are there still areas that are confusing or difficult to interpret? We'll discuss:

- Latest news including rules, guidance, rates, timelines, and developments.
  - Analysis of the zero-rating and exemption orders.
  - Latest protocols and procedures for securing rulings, clarifications and confirmations of GST treatment from Royal Malaysia Customs, as Customs reorganizes into industry-specific and technical groups at headquarter level.
  - What businesses, beyond the new Indirect Tax framework, should be doing to understand the challenges of the new Anti-Profiteering Law and Guidelines.
  - Case study examples across a number of industry groups.
- Tune in to learn all the many complexities of this revolutionary new tax implementation and find out what your business needs to do and fine-tune by 1 April 2015.



# Japanese Language Webcasts

## 賃上げに関する日本経済の動向と所得拡大促進 税制の活用について

～税務上の疑問点を分かりやすく解説～

> 12月10日 12:00 - 1:00 PM 日本時間 (GMT+9)

司会進行: 税理士法人トーマツ 野邑 和輝

講師: 税理士法人トーマツ 西野 拓、福井 絢

デロイトトーマツコンサルティング株式会社のコンサルタント

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- 所得水準の向上に関する最近の動向
- 所得拡大促進税制の内容
- ケーススタディー(具体例に基づく計算方法の解説)

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# 온라인 세미나 Korean Language Webcasts

## '국제적 세원잠식과 소득이전 (BEPS) 시행지침' 의 주요 내용과 이슈

> 10월29일, 2:00 - 3:00 PM KST (GMT +9)

진행자: 김 태훈

발표자: 김 선영, 류 풍년

최근 OECD는 국제적 세원잠식과 소득이전(BEPS)에 대응하기 위한 시행지침(Action Plan)을 발표하였습니다. BEPS 시행지침은 글로벌 기업이 각국의 조세제도와 조세조약을 활용하여 조세부담을 감소시켜 각국의 세원을 잠식하는 행위를 방지하기 위한 일련의 조치들을 제시하였습니다. OECD와 G20의 회원국인 우리나라도 이 시행지침의 권고사항을 반영하여 국내세법과 조세조약을 개정할 것으로 전망됩니다. 변화할 국제조세환경에 대한 선제적 대응을 위해서 BEPS 시행지침의 주요 내용과 이슈에 대한 이해가 중요할 것으로 보입니다. 딜로이트 안진회계법인에서는 BEPS 시행지침의 주요 내용과 이슈를 주제로 온라인 세미나를 개최할 예정이며 아래와 같은 내용이 포함될 것입니다.

- 디지털경제 하의 BEPS 이슈와 그 대응방안
- 혼성불일치거래와 조세조약남용 등 BEPS행위와 그 대응방안
- 무형자산 관련 이전가격 이슈와 이전가격 문서화 강화방안



# Our Presenters

## Asia Pacific Tax

### Australia

Fiona Craig, Colin Little, Peter Madden, Graeme Smith, David Watkins

### China

Patrick Cheung, Tony Jasper, Leonard Khaw, Vivian Lam, Danny Po, Vicky Wang, Hong Ye, Julie Zhang

### India

Neeru Ahuja, Rakesh Alshi, Anis Chakravarty, Enwright DeSales, Vipul Jhaveri, Pritin Kumar, Vishweshwar Mudigonda, Aarti Raote, S.P. Singh

### Japan

Russell Bird, Samuel Gordon, Arindam Mitra

### Korea

Gyung Ho Kim, Sunny Kim, Tom Kwon

### Malaysia

Sylvia Chong, Senthuran Elalingam, Kah Seong Fan

### Singapore

Steve Towers, Robert Tsang, Michael Velten, Steven Yap

### United Kingdom

Giles Hillman

### United States

Robert Plunkett

## Japanese Language Webcasts

野邑 和輝 (Kazuteru Nomura), 西野 拓 (Taku Nishino), 福井 絢 (Aya Fukui)

## 온라인 세미나 Korean Language Webcasts

김 태훈 (Kim Tae Hoon), 김 선영 (Sunny Kim), 류 풍년 (Ryu Pung Nyon)



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