



**Navigating what's next**

Asia Pacific Webcast series

Dbriefs Digest

# Asia Pacific Tax

## Geography Updates

### India's shift from dividend distribution tax to taxing the shareholder: Issues, challenges, and opportunities

> 20 October, 2:00 – 3:00 PM SGT (GMT +8)

Host: C.A. Gupta

Presenters: Rashmi Maskara and Sujit Parakh

India has abolished its two-decade-old levy of dividend distribution tax on domestic companies and moved back to the classical system of taxing dividends in the hands of shareholders. Domestic companies will now therefore have to comply with withholding tax provisions on dividend declared. We'll also discuss:

- Impact on the shareholders.
- Concept of beneficial ownership under tax treaty.
- Impact of General Anti-Avoidance Rules (GAAR), Principal Purpose Test (PPT), and Multilateral Instrument (MLI).
- Availability of lower rate under Most Favoured Nation (MFN) clause.
- Documentation to be maintained by domestic companies.

Gain insights on how this will impact your organization.

## Global Mobility, Talent & Rewards

### A new era for mobility: Driven by need for business resilience and cost containment

> 17 November, 2:00 – 3:00 PM SGT (GMT +8)

Host: Kenneth Peh

Presenters: Hei Jung Choi and John Figi

The pandemic has caused disruption to talent movement, but it has also redefined the roles of mobility management functions. While traditional assignments may have slowed down for the time being, global mobility teams have never been more strategic when businesses demand higher agility during the prolonged market uncertainties, work models are fundamentally changed, and cost containment becomes top of the agenda. We'll discuss:

- How global mobility becomes an important means to support urgent workforce challenges as part of a corporate strategy, such as business restructuring, mergers, acquisitions, etc.
- On top of traditional assignments, the expansion of mobility function to support new assignment models that are now gaining momentum.
- Practical considerations for implementing these capabilities, managing cash flow, and driving cost savings.

Find out more on how the mobility function drives business strategies and cost savings.



# Asia Pacific Tax

## Corporate Income Tax & Bold Play

### **Post-BEPS intangible migration reviews: Tax and legal issues**

> 27 October, 2:00 – 3:00 PM SGT (GMT +8)

Host: Neil Pereira

Presenters: James Alsop, Avik Bose, Annalie Mitchelson

In this session, we will compare and contrast various revenue authorities' approach to intangible migration reviews in a post-BEPS environment, with a focus on Australia and the Asia Pacific region. The session will include key tax and legal issues and the important role that contemptuous documentation plays in the review process. We'll discuss:

- An overview of BEPS Action 8.
- Australia as a case study: an overview of the Australian Taxation Office's approach to intangible migration reviews, including the establishment of an IP migration cluster, tax alerts, and upcoming practical compliance guidance.
- A summary of other revenue authorities' approach in key Asia Pacific jurisdictions.
- Contemporaneous documentation and the importance of evidence (supporting commercial rationale and substance).

Gain insights from Deloitte professionals on intangible migration reviews in a post-BEPS environment to prepare for what's next.

### **India's Equalization Levy: What comes next**

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

Host: Shefali Goradia

Presenters: Manoj Kumar, Radhakishan Rawal, and David Watkins

Internationally, the widespread growth in digitization of business has created challenges in allocation of taxes between market jurisdictions and headquartered jurisdiction. While the OECD has been working on arriving at a consensus on taxation of the digital economy, based on the recommendations in the BEPS action plans, many countries, have either proposed or implemented a unilateral Digital Services Tax. Further, the United Nations has introduced a proposal in the form of Article 12B (Income from Automated Digital Services) possibly in a bid to give a simple and easy to implement solution. India was the first country to introduce a digital tax called the "Equalization Levy" in 2016 on online advertisement services purchased from non-resident companies and from 1 April 2020, the scope of the Equalization Levy has been expanded to include levy on all online sale of goods or services into India by non-resident e-commerce operators. In this session, we'll discuss the following:

- Update on OECD's position on Pillar One and Pillar Two.
- Overview of the UN's Proposal on income from Automated Digital Services – Article 12B.
- Asia Pacific update on Digital Services Taxes or other responses.
- India's Equalization Levy.
- Case studies on the Indian experience.

Stay updated on the latest developments on digital services taxes and the Indian Equalization Levy and its impact on your organization.

### **US tax policy developments: A preview ahead of the election**

> 28 October, 11:00 AM – 12:00 PM SGT (GMT +8)

Host: Candy Chan

Presenters: David Allgaier, Jonathan Traub, and Vivien Wang

The international tax society has witnessed the major US tax reform over the last two years, and is anxiously anticipating any upcoming directions in light of the presidential election. As the world's largest economy, the US tax policy has broad impacts to the rest of the world, including Asia Pacific. This session will update viewers on tax policy developments in Congress ahead of the upcoming US presidential election. We'll discuss:

- The latest developments in negotiations on a "Phase Four" coronavirus bill and other tax policy issues pending in Congress.
  - The impact of prior tax and spending decisions as well as current economic conditions on the federal government's long-term budget outlook.
  - What we may see on tax policy in 2021 depending on the outcome of the November elections.
  - What to anticipate for Asia Pacific investors.
- Participants will gain the knowledge needed to anticipate future US tax changes that may affect their business decisions.

### **M&A and COVID-19 strategy in India, Japan, and Korea: Charting new horizons in a world of asymmetric recovery**

> 10 November, 2:00 – 3:00 PM SGT (GMT +8)

Host: Scott Oleson

Presenters: Justine Carzino, Koichi Hattori, and Rahul Vig

M&A activity is likely to be dominated through an offensive strategy or a defensive strategy with a view to maximizing value. Asia Pacific remains the hot bed of economic activity and the focus on the region from an M&A perspective is quite high. For buyers, the greater opportunity of companies likely to streamline and reposition their portfolios, through the sale of non-core businesses pursuant to the pandemic, is leading to an increase in potential investment opportunities. However, end-to-end M&A, which includes but is not limited to carve-out and acquisition/disposal of a business presents some unique challenges. Professionals from different tax geographies will discuss:

- Divest non-core or distressed assets and wind down underperforming businesses.
- Pursue co-investment opportunities for capital intensive projects and opportunistic deals to safeguard core markets.
- Acquire distressed underperforming peers and early stage companies and capabilities to accelerate digital transformation.
- Strategic acquisitions to fill the portfolio of operations and vertical integration.

Learn about practical issues in connection with M&A tax considerations for possible buyers and potential sellers in India, Japan, and Korea.

# Asia Pacific Tax

## Corporate Income Tax & Bold Play

### **G20/OECD The Digitalized Economy: Blueprints on Pillar One and Pillar Two**

> 11 November, 10:00 – 11:15 AM SGT (GMT +8)

Host: Julie Zhang

Presenters: Bob Stack and David Watkins

The G20/OECD Inclusive Framework have published Blueprints on the allocation of taxing rights between countries (Pillar One) and to strengthen countries' ability to tax profits where income is locally subject to low effective tax rates (Pillar Two). The fundamental nature of the proposed reforms will, if agreed, have a broad and significant impact. All businesses, not just those that are highly digitalized, will need to understand how the proposals could affect them. What might this mean for your organization? We'll discuss:

- Pillar One - scope and threshold, nexus rules, profit allocation rules and tax certainty.
- Pillar Two - mechanics of the various rules, including the Income Inclusion Rule and Undertaxed Payment Rule, and rule coordination.
- Next steps.

Please join Bob Stack and our team to find out more about the latest international tax developments and steps that might be taken in response.

### **M&A and COVID-19 strategy in Indonesia, Malaysia, Singapore, and Thailand: Charting new horizons in a world of asymmetric recovery**

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

Host: Kwang Gek Sim

Presenters: Sook Peng Chai, John Lauwrenz, Anthony Loh, and Jeffrey James Pirie

M&A activity is likely to be dominated through an offensive strategy or a defensive strategy with a view to maximizing value. Asia Pacific remains the hot bed of economic activity and the focus on the region from an M&A perspective is quite high. For buyers, the greater opportunity of companies likely to streamline and reposition their portfolios, through the sale of non-core businesses pursuant to the pandemic, is leading to an increase in potential investment opportunities. However, end-to-end M&A, which includes but is not limited to carve-out and acquisition/disposal of a business presents some unique challenges. Professionals from different tax geographies will discuss:

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Learn about practical issues in connection with M&A tax considerations for possible buyers and potential sellers in Indonesia, Malaysia, Singapore, and Thailand.

### **M&A and COVID-19 strategy in Australia and New Zealand: Charting new horizons in a world of asymmetric recovery**

> 24 November, 2:00 – 3:00 PM SGT (GMT +8)

Host: Paul Culibrk

Presenters: Marc Hofmann and Campbell Rose

M&A activity is likely to be dominated through an offensive strategy or a defensive strategy with a view to maximizing value. Asia Pacific remains the hot bed of economic activity and the focus on the region from an M&A perspective is quite high. For buyers, the greater opportunity of companies likely to streamline and reposition their portfolios, through the sale of non-core businesses pursuant to the pandemic, is leading to an increase in potential investment opportunities. However, end-to-end M&A, which includes but is not limited to carve-out and acquisition/disposal of a business presents some unique challenges. Professionals from different tax geographies will discuss:

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Learn about practical issues in connection with M&A tax considerations for possible buyers and potential sellers in Australia and New Zealand.

### **M&A and COVID-19 Strategy in China, Hong Kong, and Taiwan: Charting new horizons in a world of asymmetric recovery**

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

Host: Cheli Liaw

Presenters: Stanley Lah, Kam Poon, and Simon Tan

M&A activity is likely to be dominated through an offensive strategy or a defensive strategy with a view to maximizing value. Asia Pacific remains the hot bed of economic activity and the focus on the region from an M&A perspective is quite high. For buyers, the greater opportunity of companies likely to streamline and reposition their portfolios, through the sale of non-core businesses pursuant to the pandemic, is leading to an increase in potential investment opportunities. However, end-to-end M&A, which includes but is not limited to carve-out and acquisition/disposal of a business presents some unique challenges. Professionals from different tax geographies will discuss:

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Learn about practical issues in connection with M&A tax considerations for possible buyers and potential sellers in China, Hong Kong, and Taiwan.

# Asia Pacific Tax

## Indirect Tax

### Insight into the Australian Taxation Office approach and expectations: GST streamlined assurance reviews

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

Host: Justin Ward

Presenters: Thevin Patmanathan and Sasha Smith

On 15 July 2020, the Australian Taxation Office (ATO) published the GST Governance, Data Testing and Transaction Testing Guide (guide). Under its Justified Trust framework, the ATO has moved to an evidence-based assurance program designed to "maintain community confidence that taxpayers are paying the right amount of tax", including goods and services tax (GST). The programs involve the roll out of GST streamlined assurance reviews (SARs) that will see the ATO review, challenge and validate, based on objective evidence, a taxpayer's GST compliance and control framework. GST systems, processes and controls are the central focus under the GST assurance programs. We'll discuss:

- An overview of the guide and what does it mean for your business.
- From a GST governance perspective, the core elements and what the ATO looks for in the context of a GST SAR in reviewing the three fundamental GST controls.
- GST data testing and the use of independent third parties to undertake that testing.
- Key take-aways and the way forward.

Gain insights on the GST SAR process, how to assess your readiness for a GST SAR and safeguard your business by reducing its exposure to GST risk.

### Overview of China Export Control Law and its implications

> 10 December, 2:00 – 3:00 PM SGT (GMT +8)

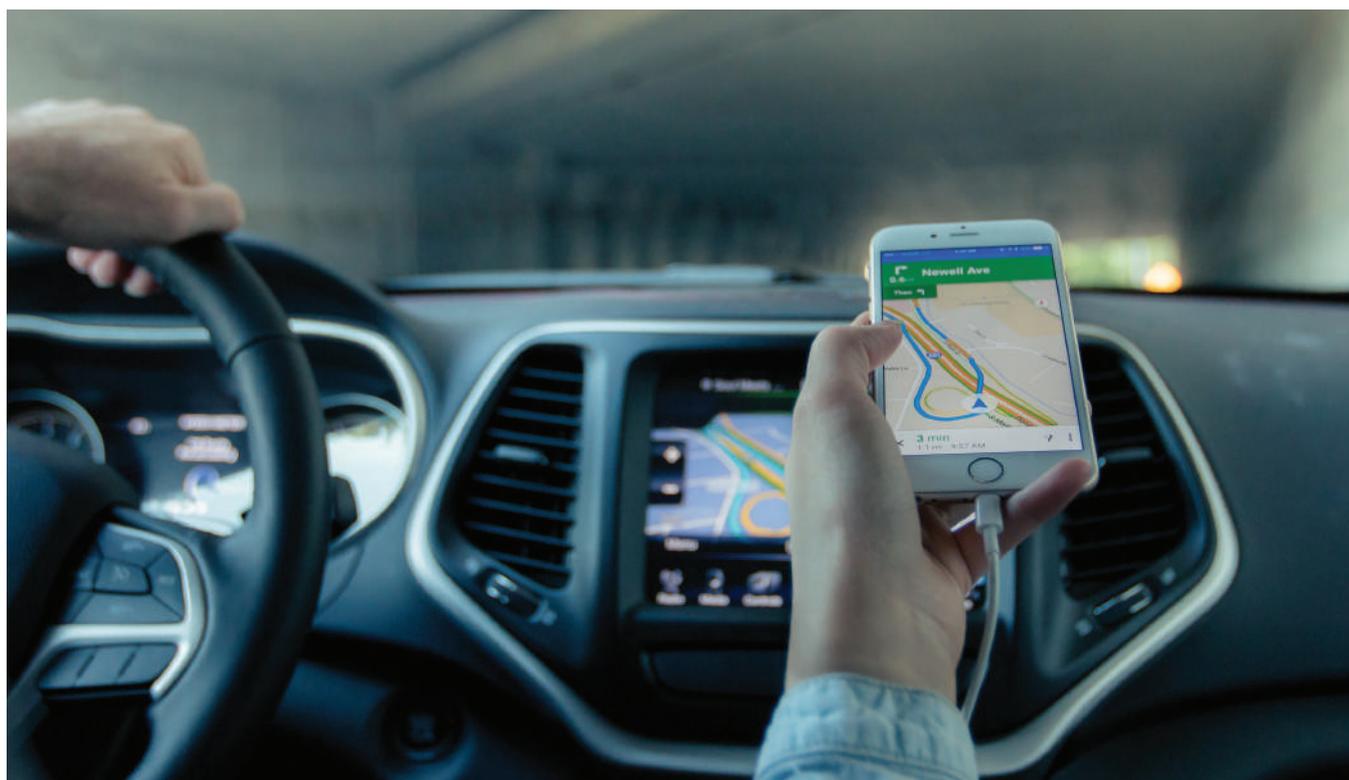
Host: Meng Yew Wong

Presenters: Dolly Zhang and Raymond Zhao

On 17 October 2020, the Standing Committee of the National People's Congress, China's top legislature, passed the "Export Control Law of the People's Republic of China" (referred to as the "Export Control Law"). The law, set to come into effect on 1 December 2020, is the first law of export control in China. Its contents follow from current legislation and enforcement practices, while also introducing major changes to the existing regime such as extraterritoriality and deemed exports. Recently, China is enhancing its relevant legal and regulatory framework including the legalization of Export Control Law, the introduction of the Unreliable Entity List (UEL) system and updates to the catalogue of technologies prohibited or restricted from being exported. These updates will bring new compliance requirements to foreign entities engaged in China-related business. Foreign entities need to be more cautious when making major commercial decisions and implementing their business plans. We'll discuss:

- Legal framework of Chinese export control regime.
- Key updates on the Export Control Law (e.g., scope of control, the classification, the permit requirements, legal responsibilities, etc.).
- Updates of catalogue of technologies subject to export restrictions and prohibitions.
- Introduction of the Unreliable Entity List system.
- Suggestions on the way forward.

Join our Deloitte professionals as they share their insights on how to navigate global trade and export controls to efficiently maximize your business operations.



# Our Presenters

## Asia Pacific Tax

### Australia

James Alsop, Paul Culibrk, Marc Hofmann, Stephen Lomas, Annalie Mitchelson, Thevin Patmanathan, Neil Pereira, Sasha Smith, Justin Ward, David Watkins

### China

David Allgaier, Candy Chan, Stanley Lah, Kenneth Peh, Kam Poon, Simon Tan, Dolly Zhang, Julie Zhang, Raymond Zhao

### India

Shefali Goradia, C.A. Gupta, Manoj Kumar, Rashmi Maskara, Sujit Parakh, Radhakishan Rawal, Rahul Vig

### Indonesia

John Lauwrenz

### Japan

Justine Carzino, Koichi Hattori

### Korea

Hei Jung Choi, Scott Oleson

### Malaysia

Kwang Gek Sim

### New Zealand

Campbell Rose

### Singapore

Avik Bose, Sook Peng Chai, Jeffrey James Pirie, Meng Yew Wong

### Taiwan

Cheli Liaw

### Thailand

Anthony Loh

### United States

John Figi, Bob Stack, Jonathan Traub, Vivien Wang



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