



Tax treatment of court-free amalgamations and applications for Hong Kong tax resident certificates from the Inland Revenue Department

Programme Code: SCPD17122001

The tax treatment of court-free amalgamations is a current issue of concern to taxpayers. Although the Inland Revenue Department ("IRD") has published a Guidance Note on the topic, pending the possible enactment of specific legislation, there are still a number of uncertain areas, such as the utilisation of pre-amalgamation tax losses sustained in an amalgamating company. The IRD may adopt a restrictive approach to ascertain whether an amalgamating company is engaged in the same trade or business as the amalgamated company, making it difficult to carry forward any losses.

Another ongoing issue concerns applications for tax resident certificates, which taxpayers may need to apply for in order to claim preferential treatment under double tax agreements between Hong Kong and other countries. As Hong Kong will adopt the minimum requirements under the OECD's BEPS (base erosion and profit shifting) actions plan to counter aggressive tax planning, it may become more difficult for taxpayers to apply successfully for tax resident status. The IRD may ask more questions and impose additional conditions on issuing resident certificates (e.g., whether the applicant is the beneficial owner of the income, or whether the applicant is paying tax elsewhere if it is claiming offshore income).

In this seminar, experienced tax practitioners will share their knowledge of how best to deal with these two issues, using proper planning and documentation.

Date **Wednesday, 20 December 2017**

Time **7:00 p.m. – 8:30 p.m.**

Venue HKGCC, 22/F United Centre, 95 Queensway Admiralty, Hong Kong

Language English

Fee

- Taxation Faculty member: HK\$150
- HKICPA member or student; and IA/ HKIAAT's member or student: HK\$190 or HK\$180 (online enrolment)
- Non-member: HK\$330

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Objectives To provide an update on Hong Kong tax

Chair **Patricia Gooi**, member of HKICPA Taxation Faculty executive committee, and Head of Tax advisory and Transfer Pricing, Asia, MetLife Asia Limited

Speakers **Leo Wong**, Executive Director, Tax & Business Advisory, Ernst & Young Tax Services Limited

Veronica Lee, Director, Tax & Business Advisory, Ernst & Young Tax Services Limited

Participants Tax practitioners and those who wish to know about court-free amalgamation and application for Hong Kong tax resident certificate

Competency Taxation

Rating Advanced Level (Please refer to the [Institute's online CPD Learning Resource Centre](#))

CPD hours 1.5



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Programme Code: SCPD17122001

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Deadline: 18 December 2017

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