



Peru extends due date for filing CbC report for FY 2017

Global Transfer Pricing Alert 2018-033

The Peruvian tax authority (SUNAT) has extended the deadline to submit the country-by-country (CbC) report corresponding to fiscal year 2017 for some taxpayers. Peruvian subsidiaries of foreign multinational entity (MNE) groups will have until March 2019 to file the CbC report if the MNE's parent company is required to file a CbC report in its country of residence.

SUNAT resolution

In accordance with SUNAT Resolution No. 264-2018, published on November 11, 2018, the deadline for submitting the CbC report for fiscal year 2017 is extended to March 2019, but only for taxpayers domiciled in Peru that are members of an MNE group whose parent company is not domiciled in Peru and is required to file a CbC report in its country of residence.

The CbC report -- Virtual Form N° 3562 -- must be filed by taxpayers subject to this requirement in accordance with the following schedule:

Last Digit of Taxpayer ID Number (RUC)	Due Date
0	March 14, 2019
1	March 15, 2019
2 and 3	March 18, 2019
4 and 5	March 19, 2019
6 and 7	March 20, 2019
8 and 9	March 21, 2019
Taxpayers in good standing	March 22, 2019

Article 116(b)(2) of the regulations establishes the obligation to file the CbC report by those taxpayers who on the due date for filing the CbC report have a parent company domiciled or

resident in a jurisdiction that has entered into an international tax treaty with Peru (or decision of the Andean Community Commission) that authorizes the exchange of tax information, but does not have a competent authority agreement for the exchange of the CbC report in force.

Given that Peru is still in the process of signing agreements for the exchange of CbC reports, under the aforementioned regulation the local taxpayer or subsidiary would be obligated to file the CbC report with SUNAT. This rule has generated significant controversy, because it is not in line with the mechanism proposed by the OECD, whereby the CbC report is filed by the MNE group's parent company in its country of residence, and the other countries access the report through the information exchange mechanism.

This extension of the deadline for submission of the CbC report for fiscal year 2017 is based on the expectation that Peru will soon sign the Unilateral Declaration of the Convention on Mutual Administrative Assistance in Tax Matters, as well as agreements between competent authorities that will allow for the automatic exchange of CbC reports.

Finally, it should be noted that the due date extension described does not apply to the filing schedule for the master file for the year 2017; thus, the master file informative affidavit must be filed as originally scheduled, in November 15-23, 2018.

Contacts

Gloria Guevara (Lima)

GIGuevara@deloitte.com

Jenny Moron (Lima)

JMoron@deloitte.com

[Back to top](#)

Useful links

Resources

- [Arm's length standard](#)
- [Transfer pricing alerts](#)

Get Connected

- [Deloitte tax@hand](mailto:Deloitte_tax@hand)
- [Join Dbriefs](#)
- [Follow @Deloitte Tax](#)

- www.deloitte.com/tax

[Back to top](#)



Get in touch



Deloitte refers to one or more of Deloitte Touche Tohmatsu Limited, a UK private company limited by guarantee (“DTTL”), its network of member firms, and their related entities. DTTL and each of its member firms are legally separate and independent entities. DTTL (also referred to as “Deloitte Global”) does not provide services to clients. Please see www.deloitte.com/about to learn more about our global network of member firms.

Deloitte provides audit & assurance, consulting, financial advisory, risk advisory, tax and related services to public and private clients spanning multiple industries. Deloitte serves four out of five Fortune Global 500® companies through a globally connected network of member firms in more than 150 countries and territories bringing world-class capabilities, insights, and high-quality service to address clients’ most complex business challenges. To learn more about how Deloitte’s approximately 245,000 professionals make an impact that matters, please connect with us on [Facebook](#), [LinkedIn](#), or [Twitter](#).

This communication contains general information only, and none of Deloitte Touche Tohmatsu Limited, its member firms, or their related entities (collectively, the “Deloitte Network”) is, by means of this communication, rendering professional advice or services. Before making any decision or taking any action that may affect your finances or your business, you should consult a qualified professional adviser. No entity in the Deloitte Network shall be responsible for any loss whatsoever sustained by any person who relies on this communication.

© 2018. For information, contact Deloitte Touche Tohmatsu Limited.

To no longer receive emails about this topic please send a return email to the sender with the word “Unsubscribe” in the subject line.