

Legislative Tracking



If you would like advice with regard to any of these issues, please do not hesitate to contact the Tax and Legal Department of Deloitte CIS at +7 (495) 787 06 00 (Moscow) or + 7 (812) 703 71 06 (St. Petersburg).

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15 July 2015

Official internet portal for legal information

<http://publication.pravo.gov.ru/Document/View/0001201507150021>

Writing off tax liabilities recognised as non-recoverable

The letter provides for the list of documents based on which the tax authorities make decisions on the recognition of tax liabilities and debts on penalties and fines as non-recoverable as well as the procedure for writing off these debts.

Federal Tax Service Letter No. MMV-7-8/190@ of 12 May 2015

<http://publication.pravo.gov.ru/Document/View/0001201507150007>

Extension of the Special Economic Zone in the Lipetsk region

RF Government Resolution No. 687 of 11 July 2015 has expanded the area of the Special Economic Zone for industrial production in the Lipetsk region through the inclusion of land located in the territory of the Yeletsky municipal district. The Resolution enters into force 7 days from the moment of its official publication.

15 July 2015

Official website of the Central Bank of Russia

<http://www.cbr.ru/analytics/?PrtlId=project&ch=460#CheckedItem>

Procedure for the preparation of credit organisations' business plans

It is reported that the Central Bank of Russia is preparing a draft statement "On the procedure for the preparation of credit organisations' business plans and the criteria for their evaluation". In particular, the draft statement clarifies the procedure for submission of business plans to the Central bank of Russia, including the list of procedures for registration and licensing as part of which an evaluation of the business plan is conducted. Furthermore, the requirements for the preparation of business plans for credit organisations are to be updated, and criteria for the evaluation of credit organisations' business plans, such as thoroughness, coherence, credibility and feasibility, are to be introduced. Please note that currently the Central bank of Russia Statement No. 1176-U of 5 July 2002 "On credit organisations' business plans" is effective.

15 July 2015

Official website of the Federal Tax Service

http://www.nalog.ru/rn77/news/international_activities/5642184/

Introduction of amendments to the OECD Guidelines on transfer pricing for transnational companies and tax administrations

It is reported that public discussions on amendments to the OECD Guidelines on transfer pricing for transnational companies and tax administrations are completed. Inter alia, in accordance with the amendments to the OECD Guidelines, the actual circumstances of transactions and actual distribution of risks should form the basis for market prices, and not the conditions provided for in a contract. With respect to transactions with commodities, the amendments contain a direct permit to apply market quotations. The final version of the OECD Guidelines will be presented at a meeting of the finance ministers of the G20 countries on 8 October 2015.

16 July 2015

Kommersant

<http://www.kommersant.ru/doc/2768832>

Deducting expenses in the form of target donations

It is reported that the [Decision of the Arbitrage Court of Moscow No. A40-10897/15](#) of 6 July 2015 on disputing the results of a tax audit by JSC Rosneft Oil Company was published. The tax authorities disputed deduction of target donations for financing of social infrastructure, the donations were envisaged by the cooperation agreement concluded between the Administration of Krasnoyarsk Region and JSC Rosneft Oil Company. In turn, the possibility of concluding agreements with an administration was provided by the terms of the license for the exploration and extraction of crude hydrocarbons provided to JSC Rosneft Oil Company. The court ruled in favour of the tax authorities, stating that the financial development of a region does not relate to the license and is not one of its conditions, and target donations are not obligatory payments when exploiting natural resources based on the license.

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