

Legislative Tracking

Be in the know

[Russian Federal Tax Services updates list of countries and jurisdictions failing to exchange tax information with Russia](#)

[Russian Ministry of Finance clarifies application of certain provisions of Double Tax Treaty between Russia and Kazakhstan and assessment of personal income tax on dividends from Russian shareholder in Kazakhstani entity](#)

[Russian Ministry of Finance clarifies application of provisions of Double Taxation Treaty between Russia and Netherlands governing accrual of profit tax on Dutch company's sale of shares in subsidiary with property in Russia accounting for 50 percent of assets](#)

News of the day

Russian Federal Tax Service updates list of countries and jurisdictions failing to exchange tax information with Russia

Federal Tax Service Order No. MMV-7-17/527@ of 30 September 2016 approves the updated list of states (jurisdictions) failing to exchange tax information with Russia. The updated list now includes 109 states and 19 jurisdictions.

The following states and jurisdictions were excluded from the list:

- Aruba;
- Bermuda;
- The Cayman Islands;
- Hong Kong Special Administrative Region;
- Georgia;
- Mauritius;
- Estonia.

South Korea was added to the list.

The Order enters into force on 1 January 2017.

[Official Internet Portal for Legal Information](#)

Clarifications from government bodies

Russian Ministry of Finance clarifies application of certain provisions of Double Tax Treaty between Russia and Kazakhstan and assessment of personal income tax on dividends from Russian shareholder in Kazakhstani entity

Russian Ministry of Finance Letter No. 03-08-05/59764 of 13 October 2016 sets forth that a Russian company receiving dividends from a Kazakhstani entity shall be entitled to offset the income tax withheld at source in the territory of Kazakhstan provided this company is a "beneficial owner" of said dividends. Furthermore, the Russian Ministry of Finance suggests verifying the beneficiary status when the income is received by a Russian company in order to confirm the right to offset the income tax withheld in the payer's jurisdiction.

In the event of any further payment of dividends to this Russian company's sole shareholder, who is a individual with tax residency in Russia, the assessment and payment of personal income tax will be governed by the provisions of Chapter 23 of the Russian Tax Code.

[ConsultantPlus](#)

Russian Ministry of Finance clarifies application of provisions of Double Taxation Treaty between Russia and Netherlands governing accrual of profit tax on Dutch company's sale of shares in subsidiary with property in Russia accounting for 50 percent of assets

Russian Ministry of Finance Letter No. 03-08-05/58952 of 10 October 2016 clarifies that Article 13 of the Double Taxation Treaty between the Russian Federation and the Kingdom of the Netherlands does not contain any provisions authorising the imposition of taxes on income received from the sale of shares in a company with property that is located in the state in which it is being sold and that accounts for more than 50 percent of said company's assets.

Therefore, the proceeds received by the Dutch company from the sale of the shares in its subsidiary with property located in Russia accounting for more than 50 percent of its assets shall be taxed in the territory of the Kingdom of the Netherlands.

[ConsultantPlus](#)

We hope you will find the information in this edition interesting and helpful. Our specialists are ready to answer any questions you may have on the issues covered in this edition.

Sincerely,

Deloitte CIS partners

Contacts



Grigory Pavlotsky
Managing Partner
Tax & Legal
Deloitte CIS
gpavlotsky@deloitte.ru



Gennady Kamyshnikov
Managing Partner
Public Sector
gkamyshnikov@deloitte.ru



Oleg Berezin
Partner
Pharmaceuticals
oberezin@deloitte.ru



Artem Vasyutin
Partner
Travel Hospitality & Leisure
avasyutin@deloitte.ru



Yulia Orlova
Partner
Metals
yorlova@deloitte.ru



Andrey Panin
Partner
Oil & Gas, Energy & Resources,
Mining
apanin@deloitte.ru



Artem Vasyutin
Partner
Retail, Wholesale & Distribution
avasyutin@deloitte.ru



Vasily Markov
Director
Technology, Media &
Telecommunications
vmarkov@deloitte.ru



Tatiana Kofanova
Director
Automotive
tkofanova@deloitte.ru



Alexander Sinitsyn
Director
Banking & Securities, Insurance
asinitsyn@deloitte.ru

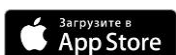


Yulia Krylova
Director
Real Estate
ykrylova@deloitte.ru



Oxana Zhupina
Director
Food, Beverages & Agriculture
ozhupina@deloitte.ru

TaxSmart app



deloitte.ru

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 for a more detailed description of DTTL and its member firms.

Deloitte provides audit, consulting, financial advisory, risk management, 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 bringing world-class capabilities, insights, and high-quality service to address clients' most complex business challenges. To learn more about how Deloitte's approximately 225,000 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.