



## **SEA Customs and Trade Alert** A fresh perspective

Greetings from the SEA Customs and Global Trade Services team. This newsletter is your reference for practical information on relevant customs issues. We are pleased to present the latest Customs and Trade Alert on:

### **Extension of Special Voluntary Disclosure Program in Thailand**

In February 2017, the Thailand's Customs Department announced that the period for the Special Voluntary Disclosure Program (VDP) is extended until **31 December 2017**.

The Special VDP is a program that allows importers to:

- Voluntarily disclose any non-compliance issues relating to under-declaration of customs duty and other cross-border taxes to Thailand Customs;
- Settle a collated payment of underpaid duty and other cross-border taxes to Thailand's Customs Audit Bureau, instead of settlement at each individual customs port; and
- Avoid potential penalties that would otherwise have been imposed following a customs audit.

**What this means for you**

Eligible importers accepted into the Special VDP are required to settle the additional customs duty, import VAT and the monthly VAT surcharge of 1.5%. In addition, they are entitled to the following waiver:

- Monthly duty surcharge of 1%; and
- Import duty penalty and import VAT penalty.

Importers will not be eligible to apply for the Special VDP if:

- The non-compliance case is currently under investigation by the Customs Department and/or the Department of Special Investigation (DSI).
- The non-compliance issues are relating to certain customs offences – i.e., smuggling, importing of prohibited or restricted good without proper license, or those concerning the infringement of intellectual property rights.

### What to do

Importers who wish to take part in the Special VDP should:

- Perform an internal review of the historic import/export activities;
- Identify non-compliance occurrences, if any, and assess the potential exposure they may be exposed to; and
- Notify the Thailand's Customs Department **before 31 December 2017**.

### How we can support

Deloitte's Southeast Asia Customs & Global Trade Services team has dedicated specialists who are able to support you and your company in the following areas:

- Assessment of historic transactions and its existing processes and procedures, to identify any potential duty (and other border tax) exposures.
- Advise on corrective actions that could be taken should any underpayments be discovered.
- Support in preparing the VDP submission to Thailand's Customs Department.

## Contacts

For more information on the above or any other Customs and Global Trade matters, please contact **Stuart Simons** (Tel: +66 2034 0000 ext. 5021); or **Sujitra Sukpanich** (Tel: +66 2034 0000 ext. 11394); or your usual Customs and Global Trade Services contact in Deloitte.

Name	Contact Number	Email
<b>Singapore</b> <b>Bob Fletcher</b> Director, SEA Customs & Global Trade Services Leader	+65 6216 3338	<a href="mailto:bobfletcher@deloitte.com">bobfletcher@deloitte.com</a>
<b>Cambodia</b> <b>Kimsroy Chhiv</b> Director	+855 23 963 701	<a href="mailto:kchhiv@deloitte.com">kchhiv@deloitte.com</a>
<b>Lao PDR</b> <b>Anthony Visate Loh</b> Partner	+66 20 340 112	<a href="mailto:aloh@deloitte.com">aloh@deloitte.com</a>
<b>Indonesia</b> <b>Turmanto</b> Partner	+62 21 2992 3100 (ext. 33891)	<a href="mailto:tturmanto@deloitte.com">tturmanto@deloitte.com</a>
<b>Myanmar</b> <b>Aye Cho</b> Partner	+95 1 387 010	<a href="mailto:aycho2@deloitte.com">aycho2@deloitte.com</a>
<b>Malaysia</b> <b>Tan Eng Yew</b> Executive Director	+60 3 7610 8870	<a href="mailto:etan@deloitte.com">etan@deloitte.com</a>
<b>Philippines</b> <b>Richard R. Lapres</b> Partner	+63 2 581 9044	<a href="mailto:rlapres@deloitte.com">rlapres@deloitte.com</a>
<b>Thailand</b> <b>Stuart Simons</b> Partner	+66 2676 5700 (ext. 5021)	<a href="mailto:ssimons@deloitte.com">ssimons@deloitte.com</a>
<b>Vietnam</b> <b>Tuan Bui</b> Partner	+84 4 6288 3568 (ext. 2103)	<a href="mailto:tbui@deloitte.com">tbui@deloitte.com</a>

### Deloitte | Add Deloitte as safe sender

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 <http://www.deloitte.com/about> for a more detailed description of DTTL and its member firms.

Deloitte provides audit, 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.

**About Deloitte Southeast Asia**

Deloitte Southeast Asia Ltd – a member firm of Deloitte Touche Tohmatsu Limited comprising Deloitte practices operating in Brunei, Cambodia, Guam, Indonesia, Lao PDR, Malaysia, Myanmar, Philippines, Singapore, Thailand and Vietnam – was established to deliver measurable value to the particular demands of increasingly intra-regional and fast growing companies and enterprises.

Comprising 290 partners and over 7,400 professionals in 25 office locations, the subsidiaries and affiliates of Deloitte Southeast Asia Ltd combine their technical specialisation and deep industry knowledge to deliver consistent high quality services to companies in the region.

All services are provided through the individual country practices, their subsidiaries and affiliates which are separate and independent legal entities.

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.

© 2017 Deloitte Southeast Asia