

Deloitte News

November 2016, Deloitte in Slovakia

Direct Taxes:

- **Proposal to Change the 2016 Corporate Income Tax Return Form**
Proposal to supplement the corporate income tax return form is subject to the evaluation of the inter-ministerial circulation of comments.
- **Amendment to Act No. 595/2003 Coll. on Income Tax, as Amended (hereinafter the "ITA") and Act No. 580/2004 Coll. on Health Insurance and on Amendment to and Supplementation of Act No. 95/2002 Coll. on Insurance Industry and on Amendment to and Supplementation of Certain Acts, as Amended (hereinafter the "HIA")**
The draft act amending and supplementing the ITA and the HIA is to enter the second reading.
- **Information on the Depreciation of Leased-out Tangible Assets**
The Financial Directorate of the SR published Information on the Depreciation of Leased-out Tangible Assets.
- **Information on the Application of Tax-Deductible Expenses with Respect to Assets Acquired Under a Finance Lease**
The Financial Directorate of the SR published Information on the Application of Tax-Deductible Expenses with Respect to Assets Acquired Under a Finance Lease.
- **Methodological Instruction on the Application of Article 45 (3) (c) of Act No. 595/2003 Coll. on Income Tax, as Amended**
The Financial Directorate of the SR issued a Methodological Instruction on the Application of Article 45 (3) (c) of Act No. 595/2003 Coll. on Income Tax, as Amended, which regulates a double taxation avoidance method.
- **Information on the Taxation of Personal Income (Non-Entrepreneurs) from the Assignment of Receivables**
The Financial Directorate of the SR issued Information on the Taxation of Personal Income from the Assignment of Receivables.
- **Information on the Taxation of Personal Income from Forest Management**
The Financial Directorate of the SR issued Information on the Taxation of Personal Income from Forest Management.

Direct Taxes:

- **Information on the Reclassification of Tangible Assets of Individuals from Personal Use to Business Assets**

The Financial Directorate of the SR issued Information on the Reclassification of Tangible Assets of Individuals from Personal Use to Business Assets.

- **Judgment of the Court of Justice of the EU with Respect to Personal Income Tax**

C-478/15 – Peter Radgen and Lilian Radgen – Assessment of the Interpretation of the Agreement between the European Community and the Swiss Confederation on the Free Movement of Persons Signed on 21 June 1999

The judgment concerns a dispute of Peter Radgen and his wife, Lilian Radgen, the subject matter of which is the refusal to exempt the income of Mr Radgen under German tax legislation from part-time teaching for an establishment governed by public law established in Switzerland. The judgment of the Court of Justice confirms that the refusal to exempt such income gives rise to unjustified unequal treatment and is, therefore, contrary to Article 9 of the Agreement on the Free Movement of Persons concluded between Member States and Switzerland.

Indirect Taxes:

- **Notice on VAT Return Filings if VAT Payer Registration Changes During the Taxation Period**

The Financial Directorate of the SR published on its website a notice regulating a procedure for VAT payers filing VAT returns if VAT registration changes during the taxation period.

- **Information on the Payment or Receipt of Advances for Intra-Community Supplies of Goods**

The Financial Directorate of the SR published on its website information on tax liabilities arising in connection with the payment or receipt of advances for intra-Community supplies of goods.

- **Court of Justice of the European Union – VAT**

C 412/15 TMD Gesellschaft für transfusionsmedizinische Dienste mbH v Finanzamt Kassel II - Hofgeismar – VAT Exemption – Plasma Obtained from Human Blood for the Manufacture of Medicinal Products

Supplies of human blood which EU Member States are required to exempt from VAT under EU law do not include supplies of plasma obtained from human blood where the plasma is to be used exclusively for the manufacture of medicinal products and not for therapeutic purposes.

C 576/15 Maja Marinova ET v Direktor na Direktsia "Obzhalvane i danachno-osiguritelna praktika" Veliko Tarnovo pri Tsentralno upravlenie na Natsionalnata agentsia za prichodite – Determination of a Tax Base by a Tax Administrator on Suspicion of Concealment of Income and Tax Fraud

Where goods are not in the warehouse of a taxable person to which they have been supplied and the relevant tax documents have not been recorded in the accounts of the taxable person, the tax administrator may presume that the taxable person supplied the goods to third parties and determine the tax base from the sale of the goods according to the documents available.

C 340/15 Christine Nigl and Others v Finanzamt Waldviertel – Taxable Person for VAT Purposes

Companies which act independently in relation to their suppliers, public authorities and, to a certain extent, their customers, and each of which carries out its own production using its own means of production, but which market a large proportion of their products under a common trademark via a business company, must be regarded as independent taxable persons for VAT purposes.

Legal:

- **Amendment to the Act on Prevention of Legalisation of Proceeds of Criminal Activity and Terrorist Financing**

The amendment will transpose Directive of the European Parliament and of the Council (EU) 2015/849 on the prevention of the use of the financial system for the purposes of money laundering or terrorist financing into Slovak law.

- **Act on Trust Services for Electronic Transactions in the Internal Market and on Amendment to and Supplementation of Certain Acts (the Trust Services Act)**

The Act implements Regulation No 910/2014 on electronic identification and trust services for electronic transactions in the internal market into Slovak law.

- **Judgment of the Court of Justice in Case C-484/14 Tobias Mc Fadden v Sony Music Entertainment Germany GmbH**

Judgment on the liability of a business operator providing a wifi network to the general public free of charge.

- **Judgment of the Court of Justice in Case C-160/15 GS Media BV v Sanoma Media Netherlands, Playboy Enterprises, Britt Geertruide Dekkerovej**

Judgement on hyperlinks giving access to works protected by copyright.

- **Deloitte Legal Dbriefs**

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<http://www.deloitte.com/dbriefs/deloittelegal>

Accounting:

- **Adoption of IFRS in the European Union**

The EU adopted the new IFRS 15 Revenue from Contracts with Customers on 22 September 2016. The new standard describes a new single comprehensive model of accounting for revenue arising from contracts with customers and supersedes the existing guidelines on the recognition of revenues, which are currently included in several IFRS standards and related interpretations (IAS 18 Revenue, IAS 11 Construction Contracts, IFRIC 13, 15 and 18, and SIC 31).

- **IFRS Compliance, Presentation and Disclosure Checklist 2016**

Deloitte's Global IFRS Desk issued updated versions of the IFRS Compliance, Presentation and Disclosure Checklist for 2016 and the IAS 34 Compliance Checklist for 2016.

Others:

- **Amendment to Act No. 461/2003 Coll. on Social Insurance, as Amended**

The National Council of the SR adopted a government bill amending and supplementing Act No. 461/2003 Coll. on Social Insurance, as Amended.

- **Determination of the Minimum Wage for 2017**

Pursuant to Article 2 (1) of Act No. 663/2007 Coll. on Minimum Wage, the Government of the SR determined the minimum wage for 2017.

- **Dbriefs**

We invite you to explore our Deloitte Dbriefs – live webcasts on current tax topics. You can explore past and upcoming Dbriefs at this link:

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