

Deloitte News

October 2015, Deloitte Slovakia

Direct Taxes:

- **Information of the Financial Directorate of the Slovak Republic on the Tax Licence Offset**
The Financial Directorate issued information on the tax licence offset in the taxation period ending in 2015, with a time limit for filing a tax return on 31 December 2015 or before.
- **Guidelines of the Financial Directorate of the Slovak Republic on the Inclusion of Stock-Take Surpluses in the Tax Base**
The Financial Directorate issued guidelines dealing with stock-take surpluses of depreciated and non-depreciated assets pursuant to the Income Tax Act effective from 1 January 2015.
- **Guidelines of the Financial Directorate of the Slovak Republic on the Application Issue Related to the Taxation of Income of Healthcare Providers from Holders**
The guidelines unify the procedure for applying the Income Tax Act for a “medication” (substance) provided in a clinical trial and a medication provided for a therapeutic indication.
- **Amendment to the Income Tax Act Effective from 1 January 2016**
On 22 September 2015, the National Council of the Slovak Republic passed an amendment to the Income Tax Act introducing numerous changes.

Indirect Taxes:

- **Amendment to the VAT Act Passed by the National Council of the Slovak Republic**
The National Council of the Slovak Republic passed an amendment to the VAT Act effective from 1 January 2016. The most significant changes include the extension of domestic self-assessment for supplies of goods by foreign persons, the introduction of domestic self-assessment for construction work and special regulation of VAT claiming based on received payments.
- **Decisions of the Court of Justice of the European Union on VAT**
 - **Judgement C-463/14: Asparuchovo Lake Investment Company OOD**
The “supply of services” includes subscription contracts for the supply of consulting services under which a supplier has agreed to be available to the customer during the term of the contract. A tax liability arises upon the expiry of the period in respect of which the payment has been agreed irrespective of whether and how often the customer has actually made use of the supplier’s services.
 - **Judgement C-526/13: “Fast Bunkering Klaipeda” UAB**
Tax exemption of goods for the fuelling and provisioning of seagoing vessels cannot be applied by intermediaries (up to final suppliers in the chain) even if the ultimate use of the goods is known and duly established. However, the intermediary may apply such an exemption if the transfer to the intermediary of the ownership of the goods took place at the earliest at the time the operators of the vessels were entitled to dispose of such goods.

Legal:

- **Amendment to the Deposit Protection Act**
The amendment unifies deposit protection in the EU and regulates the financing of a deposit-guarantee scheme.
- **Act on the Register of Legal Entities, Entrepreneurs and Public Authorities**
The act establishes the register of legal entities, entrepreneurs and public authorities, which will exist alongside the other registers (Commercial Register, etc).
- **Amendment to the Building Act**
The amendment simplifies zoning and building permit proceedings related to constructions involving significant investments.
- **Deloitte Legal Dbriefs**
We invite you to explore our Deloitte Legal Dbriefs – live webcasts on current legal topics. You can explore past and upcoming Dbriefs at this link:
<http://www.deloitte.com/dbriefs/deloittelegal>

Accounting:

- **Land Communities – Accounting Issue**
The Financial Directorate of the Slovak Republic issued guidelines for land communities concerning accounting issues.
- **Filing of a Statement of Selected Data from Separate Financial Statements**
The Ministry of Finance of the Slovak Republic issued a decree on the extent, method, place and time limits for the filing of a statement of selected data from separate financial statements of the following reporting entities: insurance companies, reinsurance companies and their foreign branches.

Others:

- **Amendment to Act No. 563/2009 Coll. on Tax Administration (Tax Procedure Code)**

The National Council of the Slovak Republic passed a draft act amending and supplementing Act No. 563/2009 Coll. on Tax Administration (the Tax Procedure Code) with effect from 1 January 2016.

- **Publication of the OECD Package of Reports Related to Base Erosion and Profit Shifting (BEPS)**

On 5 October 2015, the Organisation for Economic Cooperation and Development ("OECD") published reports on all 15 action points of the OECD and G20 Base Erosion and Profit Shifting (BEPS) project. This milestone ensured, inter alia, that:

- *Changes related to the OECD Guidelines on Transfer Pricing and Tax Administrations ("OECD Guidelines") were mostly completed; and*
- *Recommendations with respect to the OECD Model Tax Convention on Income and Capital ("OECD Model Convention" or "Convention") were partially completed.*

The OECD also proposes to speed up the incorporation of proposed changes in legislation/ international conventions based on multilateral agreements to which participating countries are to accede.

- **Deloitte events (<http://events.deloitte.sk/>)**

- *Deloitte CIT Academy 2015 - Košice*
- *Deloitte VAT Business Breakfast - Bratislava*
- *Deloitte VAT Business Breakfast - Žilina*

- **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:

Dbriefs UK

www.ukdbriefs.com

Deloitte Europe

www.emeadbriefs.com

Global Dbriefs

[website](#)

Please contact your usual Deloitte contact person or any of the contact persons listed here if you would like our help.



Partner

Larry Human
lhuman@deloitteCE.com



Partner

Martin Rybár
mrybar@deloitteCE.com



Taxation of Companies

Pavol Berec
pberec@deloitteCE.com



Slovak accounting and IFRS

Ľudmila Buzgová
lbuzgova@deloitteCE.com



Taxation of Individuals

Ľubica Dumitrescu
ldumitrescu@deloitteCE.com



Korean Desk

Kyu-Mann Huh
kmhuh@deloittece.com



VAT and Customs

Ján Skorka
jskorka@deloitteCE.com



German Desk

Silvia Hallová
shallova@deloitteCE.com



Transfer Pricing

Michal Antala
mantala@deloitteCE.com



Deloitte Legal

Miroslava Terem Greštiaková
mgrestiakova@deloitteCE.com

Deloitte Tax s.r.o.
Digital Park II
Einsteinova 23
851 01 Bratislava
Slovenská republika
Tel.: +421 2 582 49 111
Fax: +421 2 582 49 222
www.deloitte.sk

Deloitte Legal s.r.o.
Digital Park II
Einsteinova 23
851 01 Bratislava
Slovenská republika
Tel.: +421 2 582 49 111
Fax: +421 2 582 49 222
www.deloittelegal.sk

Our Offices

Bratislava
Digital Park II
Einsteinova 23
851 01 Bratislava
Tel.: +421 2 582 49 111
Fax: +421 2 582 49 222

Žilina
Sad na studničkách 32
010 01 Žilina
Tel.: +421 2 582 49 111
Fax: +421 2 582 49 222

Košice
Štúrova 28
040 01 Košice
Tel.: +421 55 728 1811
Fax: +421 55 728 1827

This publication contains general information only, and none of Deloitte Touche Tohmatsu Limited, any of its member firms or any of the foregoing's affiliates (collectively the "Deloitte Network") are, by means of this publication, rendering accounting, business, financial, investment, legal, tax, or other professional advice or services. This publication is not a substitute for such professional advice or services, nor should it be used as a basis for any decision or action that may affect your finances or your business. 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 publication.

Deloitte refers to one or more of Deloitte Touche Tohmatsu Limited, a UK private company limited by guarantee, and its network of member firms, each of which is a legally separate and independent entity. Please see www.deloitte.com/sk/about for a detailed description of the legal structure of Deloitte Touche Tohmatsu Limited and its member firms.

Deloitte provides audit, tax, consulting, and transaction advisory services to public and private clients spanning multiple industries. With a globally connected network of member firms in more than 150 countries, Deloitte brings world-class capabilities and deep local expertise to help clients succeed wherever they operate. Deloitte's approximately 200,000 professionals are committed to becoming the standard of excellence.