

Deloitte News

March 2018, Deloitte in Slovakia

Direct Taxes:

- **Information on Filing a Corporate Income Tax Return for the 2017 Tax Period**
The Financial Directorate of the Slovak Republic ("FD SR") issued Information on Filing a Corporate Income Tax Return for the 2017 Tax Period.
- **Information on Allocating a Portion of Tax Paid by a Legal Entity in 2018 under the 2017 Tax Liability under Article 50 of the Income Tax Act**
The FD SR issued Information on Allocating a Portion of Tax Paid by a Legal Entity in 2018 under the 2017 Tax Liability under Article 50 of the Income Tax Act.
- **Information on Tax Loss Deductions and Completion of Table D of the 2017 Corporate Income Tax Return Form**
The FD SR issued Information on Tax Loss Deductions and Completion of Table D of the 2017 Corporate Income Tax Return Form.
- **Information on Filing Type B Personal Income Tax Returns for the 2017 Tax Period**

Indirect Taxes:

- **Methodological Instruction on a Tax Guarantee under the VAT Act**
In relation to an amendment to Act No. 222/2004 Coll. on VAT, as amended ("VAT Act") effective from 1 January 2018, the Financial Directorate of the SR issued an updated methodological instruction on a tax guarantee.
- **Guideline on Tax Exemption of Services Related to Imported Goods under Article 48 (8) of the VAT Act**
Due to uncertainties in relation to the judgment of the European Court of Justice in Case C-288/16 "L.Č." IK of 29 June 2017, the Financial Directorate of the SR issued a guideline on the application of a VAT exemption to services related to the import of goods.

- **Guideline on Calculating a Tax Base under Article 65 of the VAT Act in the Transition Period**

The Financial Directorate of the SR published a guideline on procedure when applying a special regime to tour operators at the turn of 2017 and 2018.

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

C 463/16 Stadion Amsterdam CV v Staatssecretaris van Financiën (Secretary of State for Finances, Netherlands) – Application of a Reduced Rate of VAT to One of Elements of a Single Supply

A single supply comprised of two distinct elements (principal and ancillary) which, if supplied separately, would be subject to different VAT rates, must be taxed at the VAT rate applicable to the principal element of the single supply, even if the price of each element forming the full price paid by a consumer to receive such a supply can be identified.

C 628/16 Kreuzmayr GmbH v Finanzamt Linz – Chain of Supplies – Legitimate Expectation on the Part of Taxable Person Regarding the Existence of Conditions Giving Rise to the Right to Deduct

In circumstances such as those in the main proceedings, the first paragraph of Article 32 of Council Directive 2006/112/EC of 28 November 2006 on the common system of VAT (“VAT Directive”) must be interpreted to mean that it applies to the second of two successive supplies of the same goods which gave rise to a single intra-Community transport. The principle of the protection of legitimate expectations must be interpreted to mean that a person ultimately acquiring the goods who incorrectly claimed a right to deduct input VAT, may not deduct the VAT paid to the supplier as input VAT solely on the basis of invoices provided by the intermediary operator which incorrectly classified its supply.

C 182/17 Nagyszénás Településszolgáltatási Nonprofit Kft. v Nemzeti Adó- és Vámhivatal Fellebbviteli Igazgatósága (Appeals Division of the National Tax and Customs Authority, Hungary) – Definition of “Body” Governed by Public Law

Article 2(1)(c) of the VAT Directive should be interpreted as meaning, subject to verification of the relevant facts by the referring court, that an activity whereby a company performs certain public tasks under a contract concluded between that company and a municipality, constitutes a supply of services effected for consideration and subject to VAT under that provision.

Article 13(1) of the VAT Directive should be interpreted as meaning, subject to verification of the relevant matters of fact and national law by the referring court, that an activity whereby a company performs certain public municipal tasks under a contract concluded between that company and a municipality, does not fall within the scope of the rule of treatment as a non-taxable person for VAT purposes laid down by that provision if such an activity constitutes an economic activity under Article 9(1) of the above directive.

Legal:

- **Cybersecurity Act**

This act transposes Directive (EU) 2016/1148 of the European Parliament and of the Council and creates a legislative framework to ensure cyberspace security.

- **Whistleblowing Act**

The new act increases protection for whistle-blowers.

Accounting – IFRS:

- **IFRS Adoption in the European Union**

On 26 February 2018, the European Union adopted amendments to IFRS 2 Share-based Payment that clarify the classification and measurement of share-based payment transactions. The amendments are effective for annual reporting periods beginning on or after 1 January 2018.

On 14 March 2018, the European Union adopted amendments to IAS 40 Investment Property: Transfer of Investment Property that clarify the transfer of property to or from investment properties. The amendments are effective for annual reporting periods beginning on or after 1 January 2018.

Transfer Pricing:

- **Updated Global Transfer Pricing Information Summary**

An updated summary of information on transfer pricing is available on Deloitte's website at: [link](#)

- **OECD Updated Guidance on the Implementation of Country-by-Country Reporting on 8 February 2018**

To ensure consistent implementation and certainty for tax administrations and taxpayers, the OECD updated the Guidance on the Implementation of CbC Reporting on 8 February 2018. The [updated Guidance](#) addresses the interpretation of CbC rules.

- **Methodological Guidance of the Ministry of Finance of the Slovak Republic No. MF/020525/2017-724 on the Mutual Agreement Procedure was published on 26 February 2018**

The Ministry of Finance of the Slovak Republic published Methodological Guidance No. MF/020525/2017-724 on the Mutual Agreement Procedure. The Methodological Guidance is available here: [link](#)

Deloitte News:

- **taxCube™**

taxCube™ is a dedicated software developed by Deloitte to substantially increase the efficiency of the preparation of regular and additional VAT returns, VAT transactions statements and EC sales lists.

taxCube™ simplifies and automates the preparation of VAT reports, reduces costs the risk of errors, and shortens the time needed for the preparation of VAT reports from days to hours.

taxCube™ performs a wide range of checks on imported data. taxCube™ is compatible with the IT environment and accounting procedures and methods that you use (use of exchange rates and credit notes, setup of tax codes, etc). Deloitte professionals will tailor the software to your needs.

More informations at www.taxcube.sk.

- **Deloitte VAT Analytics**

Deloitte has developed a tool enabling an aggregated review of the entire set of documents that are reflected in the VAT return, EC Sales List and VAT Transactions Statement. An input for VAT Analytics is a data file from an accounting system containing detailed information about accounting documents.

A Deloitte team of VAT specialists has prepared more than 70 tests which after uploading a data file check whether VAT rules have been applied correctly and identify specific accounting documents that could be incorrect. For more informations, please contact **Ján Skorka** at jskorka@deloittece.com.

- **Maják – Automated solution to check business partners**

Experience with tax audits shows that the best defence against inadvertent involvement in tax fraud is timely and effective prevention. However, Deloitte's survey has shown that companies are not very cautious in this respect. As a result, Deloitte has developed a proprietary application, Maják, which regularly checks public registers and performs comprehensive tests of selected suppliers and customers.

Please contact **Peter Takács** at ptakacs@deloittece.com for more information.

- **Excel Academy - Pre-intermediate, Intermediate**

Excel Academy teaching principle is based on practical examples that provide the best overview of the given matter.

We offer our clients two alternatives – a half-day or full-day training session.

Each training session can be tailored to client needs and organised at the venue they select. Thus, our clients incur no unnecessary costs associated with the transport of its employees to training sessions and other related expenses.

For more informations, please contact **Milan Kravárik** at mkravarik@deloittece.com.

- **Events of Deloitte in Slovakia - April, May 2018 - <http://kalendar.deloitte.sk/>**

- **Deloitte Vat Academy 2018 - 5 moduls**

- 27 April and 4, 11, 18, 25 May 2018

- Bratislava, Einsteinova 23

- [Registration](#) | [More Informations](#)

- **Planned Webcasts of Deloitte in Slovakia - April, May, June 2018**

- **R&D Tax Relief; Patent Box**

- 10 April 2018

- [Registration](#) | [Find out more](#)

- **IFRS 16**

- 25 April 2018

- [Registration](#) | [Find out more](#)

- **Investment aid**

- 16 May 2018

- [Registration](#) | [Find out more](#)

- **Car as a Business Asset**

- 13 June 2018

- [Registration](#) | [Find out more](#)

- **Deloitte Legal Dbriefs**

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- **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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