



## Tax Alert To the point...

### Latest tax developments in South Africa and beyond

Welcome to our Tax Alert newsletter, providing you with monthly news/alerts on the latest tax developments in South Africa and the greater Africa region.

What you can expect to find in this month's edition

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Issue 1/2016  
January 2016

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## Key tax developments in South Africa

### South Africa

#### **Promulgation of the Tax Administration Laws Amendment Act and Tax Laws Amendment Act**

The Tax Administration Laws Amendment Act (Act No. 23 of 2015) and Taxation Laws Amendment Act (Act No. 25 of 2015) were promulgated on 8 January 2016, giving effect to the 2015 Budget Review tax proposals. Further commentary and copies of the accompanying explanatory memoranda to the original bills are detailed in previous editions of this publication.

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#### **Draft Customs Control Rules issued for public comment**

A second draft of the Customs Control Rules made under the Customs Control Act has been published for public comment. The due date for comments is 1 April 2016.

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#### **Government Regulations – employer contributions to retirement funds**

The Minister of Finance has issued regulations relating to the issuing of contribution certificates and valuation rules in respect of contributions made by an employer to employee retirement funds. New rules which stipulate that such contributions constitute a taxable fringe benefit come into effect on 1 March 2016.

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For further developments in South Africa ...

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# Key tax developments in the rest of Africa

## 2016 finance laws

A number of countries introduced their annual budgets and finance laws in December 2015 and January 2016. See further details via the link below.

### Burundi

#### **New local tax system implemented<sup>1</sup>**

The National Assembly of Burundi adopted a new system of local taxes on 18 December 2015. The new system covers the following local taxes: tax on livestock, tax on rental income and land, tax on cycles and mopeds, tax on professional and business activities, and tax on the produce of certain industrial crops.

### Cape Verde

#### **Transfer pricing guidelines<sup>2</sup>**

Ordinance No. 75/2015, which introduces transfer pricing guidelines to be applied by related entities in determining the arm's length price of goods and services, was enacted on 31 December 2015. The Ordinance applies with effect from 1 January 2016 and its provisions are incorporated into articles 65 and 66 of the Corporate Income Tax Code (IRPC).

**For further developments in the rest of Africa ...**

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<sup>1</sup> Report from IBFD correspondent, Dr Anapaula Trindade Marinho

<sup>2</sup> Report from IBFD correspondent, Dr Anapaula Trindade Marinho

# Update on key resources and events across Africa

## Resources

### **SARS Guide to the disposal of a residence from a company to a trust (Issue 3) \*\* South Africa**

While it is no longer possible to effect a tax-free transfer of a residence under paragraph 51A(4) of the Eighth Schedule of the Income Tax Act, the guide is still useful for determining the base cost of a residence which was transferred under the legislation. Some minor technical improvements have been made in the publication of Issue 3 of this Guide.

[More](#)

## SARS Dates to remember

- 29-01-2016 Deadline for filing ITR12 individual tax returns for provisional taxpayers
- 05-02-2016 PAYE submissions and payments
- 29-02-2016 Provisional Tax payments

## Events

### **Deloitte School of Tax \*\* South Africa**

#### **VAT Input tax deductions**

- Pretoria – 10 February 2016
- Johannesburg – 12 February 2016

#### **VAT Input tax deductions (Webinar)**

- Webinar – 16 February 2016

#### **Cross-Border Back to Basics**

- Johannesburg – 16 February 2016
- Pretoria – 17 February 2016
- Durban – 18 February 2016
- Stellenbosch – 25 February 2016
- Cape Town – 26 February 2016

#### **Tax in Financial Services**

- All regions - TBC - March 2016

#### **Accounting for Tax Professionals**

- All regions - TBC – March 2016

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For further details and dates regarding events/training, please refer to the Deloitte School of Tax (DSOT) calendar which can be accessed at: [www.schooloftax.co.za](http://www.schooloftax.co.za)

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Should you require further information regarding this newsletter, kindly contact Moray Wilson on +27(0)21 4275515 or [morwilson@deloitte.co.za](mailto:morwilson@deloitte.co.za) . Should you wish to share your stories, please send your submissions to [za tax publications](#).

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