



Legislative Tracking

Wednesday, 14 May 2008

VEDOMOSTI
(14-05-2008)

Implementation of field tax audits

Vedomosti reports that the Federal Tax Service has prepared a regulation for the implementation of field tax audits. Field audits are more likely to be carried out in: companies with low profitability, high VAT recovery level; companies in which the taxes have been reduced yet the income has not been altered or there have been additional charges; companies which use tax preferences and deductions quite frequently; companies which share top-management or founders with major tax payers.

<http://www.vedomosti.ru/newspaper/article.shtml?2008/05/14/148309>

LIBOR calculation

The British Bankers' Association (BBA) will change the method for the calculation of the LIBOR interest rate on 30 May.

<http://www.vedomosti.ru/newspaper/article.shtml?2008/05/14/148352>

KOMMERSANT
(14-05-2008, pgs 2, 7, 15)

Creation of new ministries

Kommersant reports that according to a statement of the RF President Dmitry Medvedev, on the basis of the existing Ministry of Industry and Energy and the Ministry of Economic Development and Trade three new ministries will be created: the Ministry of Industry and Trade, the Ministry of Economic Development and Trade and the Ministry of Energy. The Ministry of Industry and Trade will be handed over the powers of the reorganized Ministry of Economic Development and Trade "on the elaboration of state policy and normative legal regulation in trade."

Transport tax increase from 2009

In 2009, the Moscow Government is planning to increase the transport tax by 1.5 times. The respective amendments will be discussed at a meeting of the Moscow Government this month. The deadline for tax payment will also change, the tax must be paid before 1 July.

Prolongation of the moratorium for applying penalties to banks not following the new norms of the law on counteracting legalization of laundered income

The RF Central Bank and the Federal Service for Financial Monitoring have prolonged until 1 October 2008 the moratorium for applying penalties to banks not following the new norms of the law on counteracting legalization of laundered income (see our report of 01/14/2008).

OFFICIAL DOCUMENTS

(No. 18, May 2008, p. 6)

Concerning PIT property recovery for reclamation rights cession

The RF Ministry of Finance Letter No. 03-04-05-01/125 of 21 April 2008 informs that during the calculation of the 2007 tax base for the profit of reclamation rights cession in 2007 by the construction investment contract, a taxpayer may include expenses for obtaining the reclamation rights, related to this profit acquisition, including the expenses for obtaining the reclamation rights for paying out the interests by target loan for acquisition of the specified reclamation rights. At the same time, the loan contract should cite that the disbursed loan was aimed at acquisition of the reclamation rights by the construction investment contract, which were negotiated later on.

UCHET. NALOGI. PRAVO. MOSCOW ISSUE

(No. 18, May 2008, p. 4)

PIT calculation from dividends

The Moscow Division of the Federal Tax Service Letter No. 28-11/021770 of 5 March 2008 informs that the organization should calculate PIT subject to payment by individuals receiving dividends, following the procedure implied by Article 275 of the RF Tax Code.

ROSSIISKAYA GAZETA

(14-05-2008, pgs 20, 23)

Official publication of documents

The following normative acts have been officially published:

- The Federal Migration Service Order No. 41 of 29 February 2008 “On the approval of the Administrative regulation for providing state service for issuing the Russian Federation residence permit to foreign citizens and persons with no citizenship by the Federal Migration Service;”
- The Federal Antimonopoly Service Order No. 129 of 17 April 2008 “On the approval of the form for submitting the data to the antimonopoly authority when treating applications and notifications implied by the Articles 27-31 of the Federal Law ‘On the protection of competition’.”

If you would like advice with regard to any of these issues, please do not hesitate to contact us - the Tax and Legal Department of Deloitte at (495) 787-0600 (Moscow) or (812) 703-7106 (St. Petersburg). A new search tool for our daily Legislative Tracking issues is available now on our website (www.deloitte.com/ru/lt/eng). The Legislative Tracking Service is maintained by professionals from Deloitte. This service is for informational purposes only, and the application of its contents to specific situations will depend on the particular circumstances involved.