

UNDERSTANDING TAXATION IN CHINA

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OUTLINE

1. China Enterprise Income Tax Law
 - Tax resident and permanent establishment
 - Dividend withholding tax and holding company and beneficial owner
 - Thin capitalisation rule: tax versus business
 - Tax incentives
 - Transitional period and grandfathering relief
2. Cross-border charges
 - PRC tax implications: VAT, Enterprise Income Tax and others
 - Foreign exchange restrictions and procedures
 - Possible planning for remittances
3. China Transfer Pricing
 1. Special features of China Transfer Pricing Audits
 - An update of Chinese Transfer Pricing Regulations
 - "Dos and Don'ts" when managing transfer pricing audits in China
 - Emerging TP issues in China
 - Advance Pricing Arrangement (APA) in China - regulations and practice
 - Efficient tax structure for your business operations in China
 - Transfer pricing as a regional planning tool
4. Taxation on corporate restructuring
 - Common forms of restructuring
 - Business requirements and constraints
 - Tax-free restructure not guaranteed
 - Common pitfalls
5. Tax Planning for Expatriate Employees
 - Understanding Individual Income Tax (IIT) in PRC
 - Withholding and other obligations of the employer
 - Common IIT planning ideas
 - How can expatriates be protected by a tax treaty?
6. Profit Repatriation and Foreign Exchange Issues
 - Overview on remittance of trade and non-trade items
 - Dividend withholding tax and holding company and beneficial owner
 - Common techniques of profit repatriation
 - Potential tax consequences and planning opportunities
 - Tax clearance requirement
7. China + 1 Strategy
 - What are the major considerations
 - Vietnam vs India – Pros & Cons
 - What are the tax planning opportunities

TRAINER'S PROFILE

Mr. Russell Brown – Vice Chairman / Partner, Acclime Group

Mr. Russell Brown OBE is Vice Chairman and Partner of Acclime Group, a regional corporate services firm. In 2001 Russell founded LehmanBrown International Accountants, a China-focused accounting, taxation and business advisory firm employing around 200 professionals. LehmanBrown merged into Acclime Group in 2021. At LehmanBrown Russell was the Managing Partner. Russell has over 36 years working experience including 27 years living in China and involved establishing and developing businesses in China. Prior to founding LehmanBrown Russell was Global CFO of one of the world's largest public relations and communications consulting companies and prior to this their Asia Pacific Regional CFO. He currently acts as advisor to international companies entering the China market and to Chinese companies venturing abroad. He has advised in a wide range of industries and business situations in China and Hong Kong. He is also a frequent speaker at conferences and seminars on cross border taxation, accounting and doing business in and with China and Hong Kong. He is currently Treasurer of the British Chamber of Commerce in China and Treasurer of the Australian Chamber of Commerce in China. He has previously held various positions including Chair and Vice Chair of the British Chamber of Commerce in China, Vice Chair of the China-Britain Business Council (CBBC), Chair and Director of the Asia Transformation and Turnaround Association. He is also an Honorary Member of The 48 Group Club.