

ENSAfrica tax in brief

Below, please find issue 80 of ENSAfrica's tax in brief, a snapshot of the latest tax developments in South Africa.

SARS publications

- **SARS has published a media release announcing its stance on the distribution of funds to non-resident trusts by resident trusts.**
 - SARS has "reiterated" that it will not approve the release of funds when resident Trusts make distributions to non-resident Trusts.
 - Find a link to the update [here](#).
- **SARS has published a media release announcing that it has launched an online functionality for the registration of trusts for income tax purposes via the SARS Online Query System.**
 - Trustees, representative taxpayers, and registered representatives can now not only register a trust for income tax purposes, but also submit any supporting documents online.
 - Find the media release [here](#).
- **SARS has updated the Tables of Interest Rates relating to the rates at which interest-free or low interest loans are subject to income tax.**
 - Find a copy of the rates table [here](#).
- **SARS has updated the "Guide for the SARS Payment Rules" to include Discovery Bank and Grindrod Bank for payments that can be made via EFT into the SARS public beneficiaries listed on the banking platform.**
 - Find a copy of the guide [here](#).

exchange control

- **exchange control circular no. 15/2022**
 - SendHome (Pty) Limited has been appointed as a Category Three Authorised Dealer in foreign exchange with limited authority.
 - The Manual has been updated accordingly.
 - Find a copy of the circular [here](#).
- **exchange control circular no. 14/2022**
 - Border Forex (Pty) Limited has been appointed as a Category Two Authorised Dealer in foreign exchange with limited authority.
 - The Manual has been updated accordingly.
 - Find a copy of the circular [here](#).

customs and excise

- **Customs and Excise Act, 1964 | notice R 1995, R1996, R1997, R1993, R1994 published in *Government Gazette* No. 46203:**
 - Amendments to Part 3A of Schedule No. 1, to increase the rate of environmental levy on plastic bags from 25c/bag to 28c/bag, to give effect to the Budget proposals announced by the Minister of Finance on 23 February 2022.
 - Find a copy of the notice [here](#).
 - Amendments to Part 3C of Schedule No. 1, to increase the rate of environmental levy on light bulbs from ZAR10/lamp to ZAR15/lamp, to give effect to the Budget proposals announced by the Minister of Finance on 23 February 2022
 - Find a copy of the notice [here](#).
 - Amendments to Part 3D of Schedule No. 1, to increase carbon dioxide emissions tax from ZAR120 to ZAR132, on new passenger vehicles with emissions exceeding 95g/km and by ZAR16g/km CO₂ from ZAR160 to ZAR176, on new double cab vehicles with emissions exceeding 175g/km, to give effect to the Budget proposals announced by the Minister of Finance on 23 February 2022
 - Find a copy of the notice [here](#).
 - Amendments to Part 5A of Schedule No. 1, to increase carbon fuel levy from 8c/li to 9c/li for petrol and from 9c/li to 10c/li for diesel, respectively, to give effect to the Budget proposals announced by the Minister of Finance on 23 February 2022. Additionally, Part 5A in Schedule No. 1 is amended through the reduction of ZAR1.50 per litre of the general fuel levy for petrol from ZAR3.85/l to R2.35/l and for diesel from ZAR3.70/l to ZAR2.20/l as announced by the Minister of Finance on 31 March 2022.
 - Find a copy of the notice [here](#).
 - Amendments to Part 3 of Schedule No. 6 as a consequence to the reduction in the general fuel levy as announced by the Minister of Finance on 31 March 2022, the diesel refund provisions are adjusted accordingly.
 - Find a copy of the notice [here](#).
- **Customs and Excise Act, 1964 | notice R181, published in *Government Gazette* No. 46165**
 - Amendments to rules under section 120 to insert Kosi Bay as a place of entry in the Schedule to the Customs and Excise Rules.
 - Find a copy of the notice [here](#).
- **Customs and Excise Act, 1964 | notice R200, published in *Government Gazette* No. 46207**
 - Amendment to rules under sections 64E and 120 to clarify the validity period of accredited client statuses, to provide for information sharing and to clarify and legally regulate the position regarding accredited client statuses (granted under the repealed rules), that expired after the COVID-19 lockdown.
 - Find a copy of the notice [here](#).
- **Customs and Excise Act, 1964 | notice R180, published in *Government Gazette* No. 46165**

- Imposition of provisional payments in relation to anti-dumping duties against the alleged dumping of non-articulated welded link chains, which are manufactured from round section of iron or steel wire, bars or rods of a diameter of 4 mm or more, but not exceeding 20 mm, originating in or imported from the People's Republic of China.
 - Find a copy of the notice [here](#).
- **SARS has published an excise leaflet guide for small businesses**
 - Find a copy of the guide [here](#).

international

- On 5 April 2022, the Organisation for Economic Co-Operation and Development (“OECD”) announced that it is seeking public comments on the Draft Model Rules for Domestic Legislation on Scope under Amount A of Pillar One, as part of its ongoing work to implement the Two-Pillar Solution to Address the Tax Challenges Arising from the Digitalisation of the Economy.
 - Find a link to the OECD media release [here](#).
- On 25 March 2022, the Cabinet of South Africa announced that it has approved the submission for ratification to Parliament of the Multilateral Convention to Implement Tax Treaty related measures to prevent Base Erosion and Profit Shifting.
 - Find a link to the Cabinet Statement [here](#).
- On 29 March 2022, the OECD announced that it has released the standardised IT-format to support the electronic reporting and automatic exchange of information collected under the OECD's “Model Reporting Rules for Digital Platforms”.
 - Find a link to the OECD media release [here](#).
- On 29 March 2022, the OECD announced that a new OECD report, “Financing SMEs and Entrepreneurs 2022: An OECD Scoreboard”, illustrates that outstanding SME loans have increased significantly during the first year of the pandemic.
 - Find a link to the OECD media release [here](#).
- On 31 March 2022, the OECD announced that Thailand has deposited its instrument of ratification for the Multilateral Convention to Implement Tax Treaty Related Measures to Prevent Base Erosion and Profit Shifting, which now covers over 1800 bilateral tax treaties.
 - Find a link to the OECD media release [here](#).
- On 31 March 2022, the OECD announced that ministers and high-level representatives from the OECD’s 38 member countries and the European Union, as well as Bulgaria, Croatia, Peru and Romania, committed in a formal OECD Declaration to intensify their work on climate and the environment, including doing more to curb biodiversity loss, address plastic pollution, align finance with environmental objectives and accelerate climate change action with a view to keeping the 1.5°C temperature rise limit within reach.
 - Find a link to the OECD media release [here](#).

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