



**Building a better
working world**

14 February 2022

Americas Tax Roundup

Latest news – Americas

[Finance Canada releases draft legislation for 2021 budget measures](#)

On 4 February 2022, Canada's Department of Finance released for public comment draft legislative proposals (and accompanying explanatory notes) to (1) implement most of the remaining measures from the 2021 federal budget, (2) postpone application of previously announced measures pertaining to new reporting requirements for [trusts](#), and (3) introduce amendments relating to allocations to redeemers by mutual fund trusts (including extending the rules to mutual fund trusts that are exchange-traded funds). The draft legislative proposals also would introduce rules for the application of Goods and Services Tax (GST)/Harmonized Sales Tax (HST) to crypto asset mining, and make certain other technical amendments.

[Canada's Department of Finance releases proposals regarding additional reporting requirements for express trusts](#)

Canada's Department of Finance on 4 February 2022 released for public comment draft legislative proposals (and accompanying explanatory notes) to implement most of the remaining measures from the 2021 federal budget. The 4 February proposals also include measures subjecting express trusts to additional reporting requirements, with some significant amendments from the original legislative proposals that were introduced in July 2018.

[Puerto Rico's Treasury Department issues guidance on tax exemption revocations](#)

The Puerto Rico Treasury Department (PRTD) issued guidance for individual investors who have a tax exemption decree and receive an order of revocation from the Department of Economic Development and Commerce. The PRTD advises individual investors who receive an order of revocation to (1) amend their income tax returns for the tax years for which the revocation is effective, (2) calculate their tax liabilities without taking into account the tax exemption and (3) pay any tax due.

[Curaçao releases new guidance on innovation box regime](#)

The Curaçao Ministry of Finance released new guidance on the innovation box regime under which a taxpayer may apply for a reduced effective tax rate of 0% for qualifying income from qualifying intangible assets upon filing the profit tax return. Qualifying intangible assets are intangible assets from research and development (R&D) activities for which the taxpayer obtained an R&D certificate issued by the Bureau of Telecommunication and Post of Curaçao (BTP). Before this guidance, the BTP lacked the framework for assessing R&D certificate applications and, as a result, did not issue any R&D certificates.

[PE Watch: Latest developments and trends, February 2022](#)

The latest edition of EY's PE Watch is available, among other things providing an update on Costa Rica's bill to modify the permanent establishment definition and Peru's new guidelines on when a permanent establishment is triggered.



This week's tax treaty news in the Americas

- ▶ Colombia and Luxembourg: income and capital tax treaty signed
- ▶ Ecuador and China: memorandum of understanding for the conclusion of a free trade agreement signed
- ▶ United States and Kazakhstan: FATCA Model 1A Agreement approved by the Kazakhastani upper chamber of parliament

Upcoming webcasts

[BorderCrossings: Global transfer pricing controversy update \(24 February\)](#)

During this webcast, part of an ongoing monthly series, EY transfer pricing and tax professionals will help you stay informed and able to adopt a more proactive stance in developing and defending your transfer pricing policies and practices.

[The indirect tax technology journey - Now. Next. Beyond. \(2 March\)](#)

Please join our EY team of tax technology professionals for the fourth in a series of webcasts focused on the evolving technology landscape. During these webcasts, panelists share insights into how market-leading organizations are using technology to adapt to new legislation and market trends, and to effectively transform tax operations.

For a full list of upcoming webcasts, please access EY's webcast page on ey.com [here](#).

Recently issued EY podcasts

[US Cross-Border Taxation weekly podcast, 11 February 2022](#)

EY's weekly US Cross-border Taxation podcast reviews the week's US international tax-related developments. Highlights this week include:

- ▶ US inflation report may affect size and scope of future social spending, climate and tax bill
- ▶ Increasing pressure on Congress to act on year-end 2021 tax changes

You can register for this weekly podcast on iTunes [here](#).

This week's EY Global Tax Alerts

Americas Global Tax Alerts

- ▶ [Report on recent US international tax developments - 11 February 2022](#)
- ▶ [Finance Canada releases draft legislation for 2021 budget measures](#)
- ▶ [PE Watch: Latest developments and trends, February 2022](#)
- ▶ [Curaçao releases new guidance on innovation box regime](#)
- ▶ [Puerto Rico's Treasury Department issues guidance on tax exemption revocations](#)
- ▶ [Chile enacts tax reform to fund pension reform](#)



Other Cross-border Alerts

- ▶ Spain proposes improvements to tax treatment of carried interest and inpatriates regime
- ▶ Australia introduces bill on 17% patent box for medical and biotech technologies
- ▶ Indian Government releases restrictive interpretation of Most Favored Nation clause

OECD Alerts

- ▶ OECD releases Pillar One public consultation document on draft nexus and revenue sourcing rules

Human Capital Alerts

- ▶ Australia to re-open international border from 21 February 2022

Indirect Tax Alerts

- ▶ Tanzania Revenue Authority upgrades VAT electronic filing system

EY Industry and Tax Services publications

Industries

Automotive/Energy

- ▶ [As eMobility accelerates, can utilities move EVs into the fast lane?](#)

Services

People and workforce

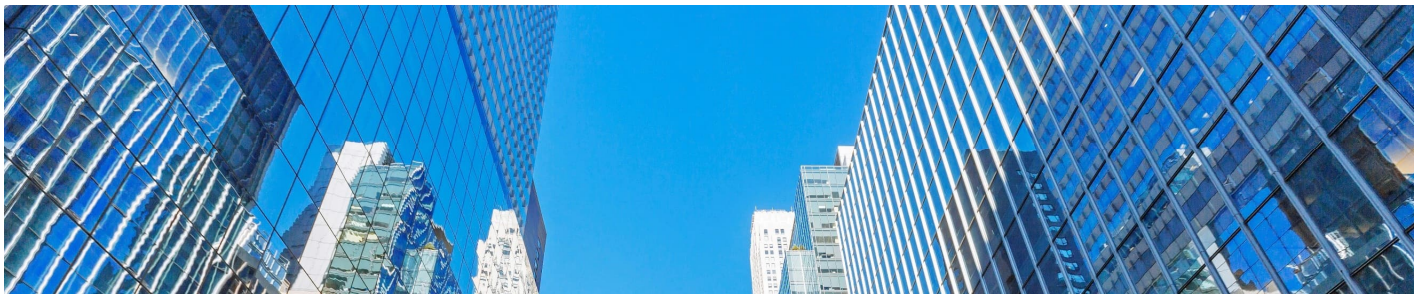
- ▶ [Updated: How COVID-19 is disrupting immigration policies and worker mobility: a tracker](#)
- ▶ [Video: How mobility can be the activation hero for hybrid work](#)

Tax

- ▶ [Five ways businesses can talk tax incentives with R&D departments](#)

Comments

If you have any questions or suggestions about this newsletter, please email Global Tax News Update Help at: globaltaxnewsupdatehelp@ey.com.



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About EY

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