11 January 2017 (Wednesday)

Registration 19.00 Seminar begins 20.00 Q & A session

20.30 End

Venue: CityU SCOPE Admiralty Learning Centre, Rm UT, 8/F, United Centre, 95 Queensway, Admiralty, Hong Kong

Organised by: Professional Development Sub-

committee, ACCA HK

Fee (HK\$)

ACCA Member (online enrolment)......100 ACCA Member/ Affiliate...... 110 (NO refreshments would be provided)

Language: Cantonese

> (supplemented with handouts in English)

Enrolment Deadline: 3 January 2017





Remarks: The contents of this seminar would be same as the ACCA seminar held on 9 September 2016.



technical seminar

TAX TREATMENT OF ROYALTY INCOME RECEIVED BY A HONG KONG RESIDENT **AND A NON-RESIDENT (RERUN)**

1.5 CPD units TS20170111

On 28 May 2015, The Court of Appeal handed down the judgment of Turner Entertainment Networks Asia. Inc. for Muse Communications Co. Ltd. v CIR. The decision of this case made a radical change in the tax treatment on royalty income received by a non-resident for the use of a video outside Hong Kong under section 15(1)(ba). With the issue of Inland Revenue Departmental Interpretation and Practice Note 49 (DIPN 49) in July 2012, the Commissioner of Inland Revenue set out his view in Part B of that DIPN on the tax treatment of royalty income derived from licensing of intellectual property rights. The DIPN demonstrates a new tax treatment on royalty income. When Turner case, Part B of DIPN 49 and section 15(1)(ba) come together, they are able to consolidate the relevant law applicable to different types of royalty income, and assist the participants to have a better understanding of those issues.

Areas to be covered in this seminar:

- 1. The three different source rules on the charge of royalty income received by a Hong Kong company,
- 2. The charge of royalty income received by a non-resident from a Hong Kong company under section 15(1)(a), (b) and (ba).
- 3. Analysis of the decision of Turner Entertainment Networks Asia, Inc. for Muse Communications Co. Ltd. v CIR (2015)
- 4. PRC tax liability for a Hong Kong company received royalty income from a Mainland company
- 5. Treatment of PRC tax paid for royalty income received from a non-resident by a Hong Kong company under profits tax

SPEAKER

Mr Patrick Ho, FCCA, Principal Lecturer, FTMS Training Systems (HK)

Patrick was formerly an Associate Professor and Visiting Professor of Department of Accountancy and Law of Hong Kong Baptist University and Adjunct Professor of Department of Accountancy of City University of Hong Kong. He has accumulated about 35 years of accounting, auditing, taxation and

teaching experience from international accounting firms, Inland Revenue Department and universities. He was the examiner and assessor for various professional bodies (including ACCA, HKICPA, ICSA and Taxation Institute of Hong Kong).

Patrick was awarded a Bachelor degree in Law from University of London, a Master degree in Law and a MBA both

from The University of Hong Kong and the Postgraduate Certificate in Laws from City University of Hong Kong.

Patrick is the sole author of "Hong Kong Taxation and Tax Planning" which has been widely used by various universities and tertiary institutions in Hong Kong since 1995. The 15th edition was published in June 2016.



Online CPD courses are offered to ACCA members to help meet their needs in professional development. These courses are provided in collaboration with the following providers from Hong

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The Open University of Hong Kong (OUHK) Courses and modules are derived from the courses in the Master of Laws (LLM) in Chinese Business Law, Master of Business Administration and Master of Professional Accounting programmes.

Shanghai National Accounting Institute (SNAI) Directly affiliated to and constructed by the Ministry of Finance. The Distance Education Network of SNAI, a key finance and economic

website, established an ACCA online learning platform.

EasyFinance

EasyFinance Management Consulting Co Ltd focuses on the distribution of financial management knowledge. "Financial Studio" provides a series of training opportunities to improve finance team management competence and multi-dimensional communication skills. More details about these courses can be found here

http://www.accaglobal.com/hk/en/member/support -members/cpd-online.html.

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For any queries, please call ACCA Hong Kong on 2524 4988 (press 3, then press 2) or by email to hkinfo@accaglobal.com.

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ACCA members can access My Development at our global website to get information about CPD resources, such as articles and e-learning offerings. Various e-learning courses and webinars with topics on business, finance and technical updates by our global partners are now offered to you for flexible learning and development. You can also check details and enrol our local CPD events via this new platform. For details, please refer to My Development (http://www.accaglobal.com/gb/en/member/cpd.ht ml).

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Participants' Particular	S (Please use ENGLISH BLO	CK letters	to complete t	he form)							
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If the enrolment of your accompanying guest, if any, is unsuccessful, do you still prefer to process your enrolment? Y/ N ¹											
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If the contact person is different from the above, please provide the details here											
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Important notes:

- This seminar is for ACCA members and affiliates only.
- ACCA Hong Kong reserves the right to cancel or make any changes to the event. No refund will be made unless the event is cancelled.
- Enrolment by fax is ONLY acceptable for payments by credit cards. Only VISA and MASTERCARD will be accepted. Please fax to 852 2522 2356.
- For cheque payment, a cheque MUST be attached to the completed enrolment form; otherwise the enrolment will be rejected. 4.
- Please issue separate cheques for different seminars/workshops and/ or activities you enrol, otherwise ACCA Hong Kong reserves the right to reject the enrolment.
- To facilitate the orderly allocation of enrolments via online, fax and mail, valid applications will be processed on a first-come-first-served basis for enrolments through each individual means. ACCA reserves the absolute right to make adjustments to the allocation of enrolments between different application channels in response to prevailing application status. In case the event is over-subscribed, the priority of enrolments will be given in the following order: ACCA Members and Affiliates.
- Members must fill in their membership no. for verification of their status. Enrolment forms with incomplete information will not be accepted.
- Each enrolee will be notified via EMAIL of the result of their application for enrolment within five working days after the deadline of enrolment.
- If you do not have an email address for receiving the seminar/workshop confirmation, please provide your fax no, here:
- If you do not receive any notifications regarding the enrolment status prior to the commencement of the event, please contact the ACCA office. All unsuccessful application forms will be shredded after the event unless those which are paid by cheque will be returned to the enrolees.
- The number of CPD units granted is corresponding to the number of hours of the seminar/workshop scheduled. For those who arrive late and/or depart early from the scheduled time, the CPD units will have to be discounted corresponding to the actual time of attendance by the attendee.
- The on-line enrolment system is now available to ACCA members. Members are invited to make use of this system to facilitate your enrolment process.
- The event may be cancelled/re-scheduled when typhoon no. 8 or black rainstorm warning is hoisted. Please refer to ACCA Hong Kong website for detailed arrangements.
- Promotional discount for online enrolment is subject to review without prior notice.
- Any personal data provided in this form will only be used for the purpose of carrying out the above-mentioned seminar. You are required to supply the data in order to process your enrolment. You have rights of access and correction with respect to your personal data. If you wish to exercise these rights with respect to your personal data held by us, please contact the ACCA Hong Kong office.
- Effective from 1 Jan 2013, ACCA Hong Kong office will operate from Monday Friday, 10.00 12.30 and 14.00 18.00 (Closed during lunch hours from 12.30 to 14.00)

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