TAX INDABA 2014

Bridging the gap between tax practitioners, corporate tax advisors and regulators.

9 – 13 JUNE 2014
SANDTON CONVENTION CENTRE

Receive up to 7 CPD hours per day by attending Tax Indaba 2014!

Gain valuable insight on key themes such as:
• Strategic overview of South African tax
• Tax Administration Act
• Mining Tax
• Corporate Tax
• Personal Income Tax
• Tax Risk Management
• International Tax

**Tax Indaba 2014** is a must attend if you want to make sure that you are well informed about all tax-related matters. This five day event will focus on various tax issues on both the strategic and practical level. It will equip you with an improved understanding of tax matters, and will assist you to be able to comply with regulatory requirements.

Book your seat now and be part of the industry gathering for tax advisors, practitioners and regulators.

Tax Indaba 2014 gathers expert presenters from various disciplines in tax.

Our line-up of confirmed experts for Tax Indaba 2014 so far includes:

- **Judge Dennis Davis**, Chair, Davis Committee
- **Adv. Eric Mkhawane**, CEO, Tax Ombud
- **Logan Wort**, Executive Secretary, African Tax Administration Forum
- **Professor Jay K. Rosengard**, Director: Financial Sector Programme, Ash Center for Democratic Governance and Innovation, Harvard Kennedy School
- **Clem Sunter**
- **Prof. Jackie Arendse**
- **Prof. Jay K. Rosengard**, Director: Financial Sector Programme, Ash Center for Democratic Governance and Innovation, Harvard Kennedy School
- **Prof. Jennifer Roeleveld**, Head Taxation: Department of Finance and Tax, University of Cape Town
- **Micheal D’Ascenzo**, Former Commissioner of Tax, Australian Tax Office (ATO)
- **Mike Schüssler**, Director, Economists.co.za
- **Prof. Chris Evans**, Professor, School of Taxation and Business Law Australian School of Business
- **Prof. Matthew Lester**, Associate Professor, Rhodes Business School
- **Alvin Mosioma**, Executive Director, Tax Justice Network - Africa (Kenya)
- **Patrick Zimba Mawire**, Senior Tax Manager - International Operations Middle East, Africa, Turkey & India, GE Transportation
- **Lwandile Makaula**, Chief Advisor: Group Tax, Eskom Holdings
- **Prof. Pieter van der Zwan**, Associate Professor, Rhodes West University
- **Di Seccombe**, National Head: Tax Training and Seminars, Mazars
- **Keith Engel**, Partner, EY
- **Dr. Berie Groome**, Tax Executive, Edward Nathan Sonnenbergs
- **Adv. Leon Bekker**, Maisels Group
- **Patricia Williams**, Head: Tax Dispute Resolution and Controversy Management, Deloitte and Touche
- **Kyle Mandy**, Head Tax Technical Director, PwC – International Tax
- **Dawid van den Berg**, Head of Corporate Tax Consulting, BDO
- **Dale Gridlan**, Director, Norton Rose Fullbright South Africa
- **Ernest Mazansky**, Director, Werksmans Tax
- **Johan van der Walt**, Head: Dispute Resolution and Tax Controversy, KPMG Services
- **Veli Ntombela**, Director Tax, SizweNtsalubeGobodo
- **Graeme Saggers**, Director, Nolands Advisory Services Africa
- **Madalina Cotrut**, Principal Research Associate, IBFD’s European Knowledge Group
- **Richard Parry**, Head of Division: Centre for Tax Policy and Administration/Global Relations, OECD
- **Marius Bothma**, Head of South African Operations: Tax & Accounting, Thomson Reuters

For more information visit www.taxindaba.co.za

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This five day event will feature: case studies, panel discussions, mini-workshops, and plenty of networking opportunities. Attend the whole week for a comprehensive update, or simply attend the days that are most relevant to you.

Register at: www.taxindaba.co.za

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• Corporate Tax
• Personal Income Tax
• Tax Risk Management
• International Tax

**Receive up to 7 CPD hours per day by attending Tax Indaba 2014!**
Day 1: 9 June 2014

08:00 Registration and early morning refreshments
08:30 Chairman's opening remarks

STRATEGIC OVERVIEW OF SOUTH AFRICAN TAX

08:45 The World and South Africa beyond 2014 - The latest scenarios, flags and probabilities:
  » How to look at the future like a fox
  » The latest global economic scenarios
  » The possibilities for South Africa and the implications for tax
    Clem Sunter

09:45 What impact does the Southern African economic climate have on tax related matters?
  » Analysis of the global economy and its impact on SA's economy
  » Viewing South Africa's socio-economic issues and how this affects the tax payer
  » South Africa’s economic future: what can tax payers expect and the impact this has on the long-term objectives of the National Development Plan
    Mike Schüssler, Director, Economists.co.za

10:45 Mid-morning refreshments and networking

11:15 The fiscal outlook for South Africa: challenges and opportunities
  » Key trends in the development of tax systems in OECD and emerging nations
  » How South Africa compares
  » The tax challenges and opportunities faced by South Africa and comparable nations
  » The Davis Tax Committee and prospects for reform
    Prof. Chris Evans, Professor, School of Taxation and Business Law
    Australian School of Business

12:15 Where is South Africa going with its tax mix
  » Examining the current tax mix pattern in SA
  » How does this tax mix affect the growth of the tax revenue?
  » How can South Africa strike a balance in its tax mix pattern to ensure a boost in revenue collection?
    Prof. Matthew Lester

13:15 Lunch and exhibition floor visit

14:15 Viewing the legislative process with regards to tax in South Africa and the impact it has on tax payers
  » What is the legislative process with regards to tax?
  » The importance of the consultative process
  » Changing the dynamics of the relationship between business and tax authorities
    Keith Engel, Partner, EY

15:00 Mid-afternoon refreshments and networking session

15:30 Outlook at SARS - where have we been and where are we going?
  » Looking at SARS and its growth in the past five years
  » Challenges that are met by SARS and how they are overcoming them
  » What is the future and how does this affect the tax payers?

16:15 Feedback from the Davis Commission on tax
  » Update from the Davis Commission on their findings from inception to date
  » What are their findings and evaluation of the tax system in SA in comparison to internationally accepted standards
  » Their view on how SA can improve tax compliance
    Judge Dennis Davis, Chair, Davis Committee

17:00 Chairman's closing remarks and close of day one

Cocktail Function: Hosted by SARS Recognised Controlling Bodies and Keynote Address by Micheal D’Ascenzo

Day 2: 10 June 2014

08:00 Registration and early morning refreshments
08:30 Chairman's opening remarks

TAX ADMINISTRATION ACT

08:45 Comparative tax policy and administration
  Prof. Jay K. Rosengard, Director: Financial Sector Programme, Ash Center for Democratic Governance and Innovation, Harvard Kennedy School

09:30 A review of the Tax Administration Laws Amendment Act, No. 39 of 2013
  » Understatement penalty
  » Legal proceedings and the commissioner
  » SARS confidential information
  » Withdrawal of assessments
  » Jurisdiction of tax court
  » Decision by tax court
  » Preservation orders
  » Payment of tax pending objection and appeal
  » Filing of statement at court
  » Refunds
  » Registration of tax practitioners and reporting of unprofessional conduct
  » Transitional provisions
    Panel Discussion:
    Dr. Beric Croome, Tax Executive, Edward Nathan Sonnenbergs
    Prof. Peter Surtees, Tax Consultant, Norton Rose Fulbright South Africa

10:30 Mid-morning refreshments and networking

11:00 SARS’ information-gathering powers under the TAA
  » What does “for the purposes of the administration of a tax Act” mean with regards to Sec 3(2) of the TAA?
  » What are the limitations on SARS powers and what about fishing expeditions?
  » Where does PAJA fit in (e.g. unrealistic deadlines)?
  » Could there be an ulterior purpose when information is requested by SARS?
  » International precedent
    Johan van der Walt, Head: Dispute Resolution and Tax Controversy, KPMG Services

12:00 Lunch and exhibition floor visit

13:00 TAA provisions around penalties and interest
  » What rules are applicable?
  » Practical difficulties and impact on dispute resolution
    Christel Brits, Associate Director, EY

14:15 What are the cost implications of compliance?
  » Looking at the technology and time needed to ensure compliance
  » Analyse how this affects tax payers
  » Examining how much tax is being paid vs. how much it cost to be compliant
  » What can organisations do to meet SARS technological changes to ensure compliance but yet save costs especially for small/medium businesses?
    Daryl Blakeway, Tax Performance Advisory Director, EY
15:15 Mid-afternoon refreshments and networking session

15:30 Challenges and dispute resolution as per TAA
  » What is the impact of TAA on dispute resolution?
  » What rules are applicable?
  Panel Discussion:
  Ernest Mazansky, Director, Werksmans Tax
  Robert Gad, Tax: Director, Edward Nathan Sonnenbergs
  Johan van der Walt, Head: Dispute Resolution and TaxControversy, KPMG Services
  Patricia Williams, Head: Tax Dispute Resolution and Controversy Management, Deloitte and Touche

16:45 Chairman’s closing remarks and close of day two

Day 3: 11 June 2014

07:30 Registration and early morning refreshments

07:50 Chairman’s opening remarks

08:00 Work that have been done over the years at the Australian Tax Office (ATO) to transform it into a leading Revenue Authority
  Michael D’Ascenzo, Former Commissioner of Taxation, Australian Tax Office (ATO)

08:45 New income tax return: ensuring compliance
  » ITR14 form
  » Submission streams
  » ERP system configuration
  Marius Bothma, Head of South African Operations: Tax & Accounting, Thomson Reuters

09:30 Update on the new Ombuds Office
  » How has their experience been so far?
  » How is this office functioning?
  » Exploring the powers of the Ombud in resolving the tension between SARS and tax practitioners /payers
  » What are the success stories so far?
  Adv. Eric Mkhawane, Chief Executive Officer, Tax Ombud

10:15 Mid-morning refreshments and networking session

10:45 The role of tax administrators in the ever changing tax environment
  » Highlighting the changed rules, professional challenges, and ethical dilemmas that are reshaping the tax profession
  » Practical approaches used to identify and manage ethical challenges
  » Evolving standards and enhanced penalties for both taxpayers and practitioners, the tension between practitioners’ duty to their clients and their duty to the government
  Patrick Zimba Mawire, Senior Tax Manager - International Operations Middle East, Africa, Turkey & India, GE Transportation

14:30 Some anomalies and unintended consequences of the Mining Royalty and Taxation regime
  » Capital Gains Tax and the transition from prospecting to mining
  » The royalty regime applicable to the sale of and processing of mining waste (mine dumps)
  » The difficulty in determining EBIT and gross sales for royalty purposes when transferring minerals in an undefined form
  » The ambiguities and anomalies in Section 5 of the Royalty Act and the Difficulties in determining the EBIT when extracting and transferring a poly-metallic ore
  » New thoughts on the meaning of mining operations and mining in the Income Tax Act
  Adv. J. Bekker, MAisels Group

15:15 Mid-afternoon refreshments and networking session

15:45 Analysing the relevance of carbon emissions accounting, reporting and disclosure to the mining sector
  » Why this is an important subject in the mining industry?
  » Looking at the benefits and risks
  » Identifying the boundaries for carbon accounting (what to include)
  » SA mining companies’ response to the Carbon Disclosure Project
  » SA legislation and carbon tax
  Dr. Marco Lotz, Sustainability Carbon Specialist, Nedbank
  Jayne Mammatt, Director, PwC

16:30 Chairman’s closing remarks and close of day three

CORPORATE TAX STREAM

11:30 Chairman’s opening remarks
  Prof. Pieter van der Zwan, Associate Professor, North West University

11:45 An update of the tax deductibility of interest expenditure in leveraged acquisitions and financing transactions where there is a controlling relationship
  » A brief overview of the general tax provisions pertaining to the deductibility of interest expenditure
  » Section 47 transactions
  » Section 45 and debt-push down transactions
  » Section 240 transactions
  » An overview of 23N which seeks to impose a limitation on the deductibility of interest in respect of reorganisation and acquisition transactions
  » An overview of 23M which seeks to impose a limitation on the deductibility of interest in respect of debts owed to persons in a controlling relationship
  Dale Cridlan, Director, Norton Rose Fulbright South Africa

12:30 Lunch and exhibition floor visit

13:30 VAT implications on corporates
  » VAT and financial services: direct attribution vs apportionment
  » VAT in respect of the service industries vs retail and manufacturing and effect on economic growth
  » Effect of VAT legislation on cross border transactions
  Di Secombe, National Head: Tax Training and Seminars, Mazars

14:05 The new tax rules relating to hybrid debt instruments
  » What type of instruments are affected?
  » What are the tax implications if these sections apply?
  » An analysis of the issues arising in respect of these new sections
  Andrew Wellsted, Director, Norton Rose Fulbright South Africa

14:40 Indirect tax: complexities and methodologies
  » Understanding the complexities of indirect taxation such as VAT and...
exploring the responsibilities to business
» Exploring the effective methodologies to minimise the risk of non-compliance and avoiding the risk of penalties and investigations
Lwandile Makaula, Chief Advisor: Group Tax, Eskom Holdings

15:15 Mid-afternoon refreshments and networking session

15:45 Practical issues on corporate restructuring
» Drafting the agreements
» Resolutions
» Journal entries
» Deregistration of dormant companies
» Other practical issues
Dawid van der Berg, Head of Corporate Tax Consulting, BDO

16:30 Tax implications on SMMEs
» How are SMMEs affected by tax
» Are the changing regulations considerate of small organisations?
» Auditing of small companies
» Tax deductibility of interest expenditure in an SMME context
Prof. Jackie Arendse

17:15 Chairman’s closing remarks and close of day three

ACADEMIC STREAM

11:30 Chairman’s opening remarks
Prof. Andrew D Cuccia, President of the American Tax Association

11:40 SATEA – the year ahead
Prof. Madeleine Stiglingh, Chairman, SATEA

11:55 Behavioural and Archival Tax Research
Prof Andrew D Cuccia, President of the American Tax Association

12:45 Experimental tax design
Prof. Cécile Bazart, Assistant Professor, University of Montpellier, France

13:45 Lunch and exhibition floor visit

14:30 Tax Risk Management
Marcus Botha, Senior Manager, PwC

15:15 Mid-afternoon refreshments and networking session

15:45 Journey to becoming a tax scholar
Panel discussion:
Prof Andrew D Cuccia, President of the American Tax Association
Prof Cécile Bazart, Assistant professor, University of Montpellier, France
Prof Jay K. Rosengard, Director: Financial Sector Programme, Ash Center for Democratic Governance and Innovation, Harvard Kennedy School

16:30 Chairman’s closing remarks and close of day three

INTERNATIONAL TAX STREAM

08:30 Chairman’s opening remarks
Chas Roy-Chowdhury, Head of Taxation, ACCA

08:45 Sustainable tax governance in developing countries through global tax transparency
Prof. Jennifer Roolveld, Head Taxation: Department of Finance and Tax, University of Cape Town

09: 30 The BEPS report – what is Africa doing about what the report said?
» Looking at Africa’s response to the OECD’s BEPS report: what sort of action it is going to take to ensure that loopholes and technicalities that allow multinationals to avoid taxation is eliminated
Alvin Mosioma, Executive Director, Tax Justice Network (Kenya)
Kyle Mandy, Tax Technical Partner & Tax Policy Leader for SA, PwC
Richard Parry, Head of Division: Centre for Tax Policy and Administration/Global Relations, OECD
Logan Wort, Executive Secretary, African Tax Administration Forum

10:30 Mid-mornings refreshments and networking

11:00 Workshop: Transfer pricing & withholding taxes
Carla van der Merwe, Associate Director, Deloitte
Billy Joubert, Director, Deloitte

12:00 Lunch and networking session

13:00 Tax challenges for the digital economy in the new era
» New business models to perform business digitally
» OECD BEPS Report developments on digital economy
» Treaty characterisation of the income
» Relevance for Africa
Madalina Cotrut, Principal Research Associate, IBFD’s European Knowledge Group

15:00 Chairman’s closing remarks and close of day four

Cocktail Function
Hosted by IBFD

PERSONAL INCOME TAX STREAM

08:30 Chairman’s opening remarks
Michael Dyke, Taxation Specialist, Chartered Secretaries Southern Africa

08:45 Recent tax developments affecting individuals
» Changes to the medical deduction
» Retirement reform measures
» New bursary exemption
» Low cost housing benefits
» Changes to income protection policies
» New donations deduction
» Employment tax incentive
» And any other topical matters that may emanate from the 2014 Budget Speech
Prof. Jackie Arendse

09:30 Highlighting issues tax payers face in order to be compliant
» Knowing your rights as a tax payer
» Exploring how relationships can be improved between tax payers and SARS
» Co-operation amongst tax practitioners in order to serve the client better
» Discussing the Estate Duty 2012 budget: exploring the suggested potential changes and their relevance
Jaco la Grange, Associate Director, Deloitte Tax
10:15 Mid-morning refreshments and networking session

10:45 Value-Added Tax (VAT): operational and administrative difficulties experienced by taxpayers and proposals for law amendments

» E-filing: practical difficulties and proposed solutions
» SARS call centre and access to auditors
» Impact of VAT law amendments after introduction of the Tax Administration Act
» VAT refunds and interest payable by SARS on delayed VAT refunds
» VAT on importation: change to payment basis
» Agents importing on behalf of foreign principles
» Electronic Services: shared services supplied by connected parties

Open discussion and contributions from attendees
Victor Terblanche, Senior VAT Manager, VATit
Graham Walker, Head: Corporate Tax Division, VATitADD a division of VATit SA
Payroll Expert

12:00 Lunch and networking session

13:00 Tax Law changes impacting employee remuneration and benefits, remuneration structuring and employee pay practices

» Practical examples and case studies on the latest tax changes to employee remuneration and the leading practices emanating the reform. These tax changes impact the manner in which employers remunerate their employees, what is legally allowed and spans the areas of personal tax, employees' tax, personal financial planning and remuneration best practices. The session will be case study focused, dealing with the changes in tax law and the new strategies which employers adopt to optimally remunerate within the legislative framework. The leading practice in this area comes from a holistic approach to remuneration structuring and the value in pay structuring does not come from tax breaks, but from alignment of remuneration with personal financial requirements. The tax professional is often only involved at the final stages of remuneration design, aimed at attracting, motivating and retaining employees. The session will aim to equip tax professionals to understand the remuneration and benefit framework, and latest best practice developments.

Jerry Botha, Director, Tax Consulting

14:00 Promotion of Small and Medium business through tax incentives

Veli Ntombela, Director Tax, SizweNtsalubeGobodo

15:00 Chairman’s closing remarks and close of day four

Cocktail Function
Hosted by IBFD

Day 5: 13 June 2014

08:00 Registration and early morning refreshments

08:30 Chairman’s opening remarks

08:45 Tax - the new global priority

» The tax risk landscape
» Getting to the right tax operating model
» The journey towards a high performing tax function
» Sharing survey results on tax functions in Africa

Daryl Blakeway, Tax Performance Advisory Director, EY

09:45 Exploring the benefits of a tax risk management strategy

» Analysis of a proactive vs reactive attitude to tax risk
» Foundation of an effective tax risk strategy
» How to turn compliance into a competitive advantage

Graeme Saggers, Tax Director, Nolands Advisory Services Africa

10:15 Mid-morning refreshments and networking session

10:45 PwC workshop session

» Introduction to TRM
» What is a Tax Control Framework
» Developments on Cooperative Compliance and Country by Country Reporting Requirements
» Tax in the Boardroom and Audit Committee requirements
» Tax Risk Assurance

Marcus Botha, Senior Manager, PwC

12:00 Lunch and networking session

13:00 PwC workshop session continues

16:30 Chairman's closing remarks and close of conference
5 Easy ways to register

1. Call the organiser booking hotline on: +27 (0) 11 771 7000 OR
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