

# Flash Report

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## Taxation of foreign nationals



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## STAU's letter of 23 December 2009 is cancelled

According to the information received from the State Tax Administration of Ukraine (STAU), the STAU's Letter № 28593/7/17-0717 dated 23 December 2009 was cancelled on 5 March 2010. This letter imparted a discriminative approach to the taxation of foreign nationals and the process of the tax residency declaration in Ukraine.

The text of the cancellation letter/order is not yet available. We were informed that the document also cancelled more than a dozen of other STAU's opinion letters in respect of various tax issues.

Taking into account the above, it appears that taxation of foreign nationals is currently governed only by the Law of Ukraine "On Personal Income Tax" No.889 of 22 May 2003, which became effective from 1 January 2004. As we previously informed, the Ministry of Justice of Ukraine on 11 January 2010 already issued their opinion letter considering the STAU's Order No.581 providing sample forms for the voluntary tax resident status application as not compulsory for fulfillment.