



# **TaxFlash**

Tax Indonesia / July 2021 / No. 13



Extension of COVID-19

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#### **Extension of COVID-19 incentives**

On 1 July 2021, the Ministry of Finance (MoF) issued PMK-82¹ which extends the COVID-19 incentives which were previously provided under PMK-9² (please refer to <u>TaxFlash No. 04/2021</u> for discussion on this).

The original incentives remain the same, as follows:

- 1. For eligible taxpayers, Article 21 Employee Income Tax (EIT) for employees earning annual regular income not exceeding IDR 200 million will be borne by the Government.
- 2. Article 22 Income Tax on imports by eligible taxpayers will be exempted.
- 3. Article 25 monthly Income Tax instalment of eligible taxpayers will be reduced by 50%.
- 4. The 0.5% final tax regime under Government Regulation No.23 Year 2018 will be borne by the Government.
- 5. Final Income Tax on construction income received by taxpayers under an Acceleration Program to Improve the Utilisation of Irrigation Water (*Program Percepatan Peningkatan Tata Guna Air Irigasi/P3-TGAI*) will be borne by the Government.
- 6. Preliminary Value Added Tax (VAT) refund will be available for eligible taxpayers requesting a refund for a maximum IDR 5 billion.

#### Extension of the tax incentive period

The incentive period, which was previously until June 2021, is now extended until **December 2021, but action must be taken immediately** to take advantage of the extended incentives.

#### Notification or application to be eligible for the continued incentives

Taxpayers that have submitted notifications or application for the incentives under PMK-9 need to re-submit the notification or application under PMK-82 to be eligible for the Article 21, 22, and 25 Income Tax incentives.

<sup>&</sup>lt;sup>2</sup> MoF Regulation No.9/PMK.03/2021 (PMK-9) dated and effective on 1 February 2021



<sup>&</sup>lt;sup>1</sup> MoF Regulation No.82/PMK.03/2021 (PMK-82) dated and effective on 1 July 2021

For taxpayers who want to start applying the Article 21 and 25 Income Tax incentives from July 2021, the **notification must be submitted by 15 August 2021** at the latest.

#### **Realisation report**

PMK-82 allows taxpayers who have submitted a realisation report (including its revision) of Article 21 and final tax incentives to submit the revised realisation report for January – June 2021 tax period at the latest by 31 October 2021.

#### List of eligible taxpayers

The list of eligible taxpayers as provided in the attachment of PMK-82 for the following tax incentives have been added and reduced:

- a. Article 21 EIT **1,189 KLUs** (no additional KLU) see Attachment A.
- b. Article 22 Income Tax on imports from 730 KLUs to 132 KLUs see Attachment J; the additions include certain transportation businesses; and the reductions include mining, food industries, textile industries, entertainment and recreational services, forestry, marine industries, etc.
- c. Article 25 Income Tax from 1,018 KLUs to **216 KLUs** see Attachment O; the additions include: river and lake transport, sea transport, etc.; and the reductions include agriculture, mass trading, accounting services, etc.
- d. VAT from 725 KLUs to **132 KLUs** see Attachment R; the additions include: river and lake transport, sea transport, etc.; and the reductions include cigarette industries, cement industries, furniture industries, etc.

Taxpayers should check their eligibility based on the specific KLU listed in each Attachment to PMK-82. Please refer to the official version of <a href="PMK-82">PMK-82</a> for the complete list.

### Update on tax facilities related to COVID-19

The MoF issued Regulation No.PMK-83³ regarding tax facilities in the medical field and the extension of Income Tax facilities under GR-29⁴ which serves as an update of the previous regulations.

The tax facilities stipulated in PMK-83 remain the same, namely:

- 1. Tax facilities for medical fields, i.e. VAT, Article 21, 22, and 23 Income Tax; and
- 2. Tax facilities under GR-29, i.e. additional tax deduction for COVID-19 supplier production, deductible donations, 0% Article 21 Final Income Tax on additional income received by health workers from the Government, and 0% Final Income Tax on rental income from the Government.

Please refer to the previous TaxFlashes<sup>5</sup> for a detailed discussion on the facilities.

The key changes introduced by PMK-83 are related to the extension of the incentive period for the tax facilities in point 2 above, which is now applicable from 1 January to 31 December 2021 (previously only up to June 2021), whilst the facilities in point 1 remain applicable up to 31 December 2021.

<sup>&</sup>lt;sup>5</sup> TaxFlash No.40/2020, TaxFlash No.25/2020, and TaxFlash No.02/2021



<sup>&</sup>lt;sup>3</sup> MoF Regulation No.83/PMK.03/2021 (PMK-83) dated and effective from 1 July 2021

<sup>&</sup>lt;sup>4</sup> Government Regulation No.29 Year 2020 (GR-29) dated and effective from 10 June 2020

# Update on customs incentive for goods related to handling COVID-19 pandemic

The MoF also issued Regulation No.PMK-92<sup>6</sup> which covers customs facilities for goods needed to handle the COVID-19 pandemic. PMK-92 serves as a third amendment to PMK-34<sup>7</sup> to update the detailed list of goods under this incentive by adding several goods to the list, such as certain finished medicine (e.g. oseltamivir), oxygen, oxygen-related equipment, and respiratory therapy devices. Please refer to the previous TaxFlashes<sup>8</sup> for a detailed discussion on the facilities.

<sup>&</sup>lt;sup>8</sup> TaxFlash No.15/2020, TaxFlash No.28/2020, and TaxFlash No.42/2020



<sup>&</sup>lt;sup>6</sup> MoF Regulation No.92/PMK.04/2021 (PMK-92) dated and effective from 12 July 2021

<sup>&</sup>lt;sup>7</sup> MoF Regulation No.34/PMK.04/2020 (PMK-34) dated and effective from 17 April 2020

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