



# Liability for breaching a TP documentation requirement

Section 15.2(14) of the Taxes and Duties Act prescribes liability for a serious breach of TP documentation requirements or for a missed deadline for filing TP documentation.

Where a taxpayer has failed to provide the SRS with any necessary information for checking whether the price of a controlled transaction is arm's length, the SRS may impose a penalty of **up to 1% of the taxpayer's total controlled transactions** (subject to the requirement for preparing TP documentation) to be reported as revenue or expense for the tax period, capped at **EUR 100,000**.