



International Trade Team

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Trade

Key Words :

- Tax Rebate Policies for Ports of Shipment
- Advance Ruling
- Reporting of Outbound Investments Subject to Record-filing or Approval
- Agreement for Getting Listed

Three Authorities Expanded the Pilot Program for Granting General Taxpayer Status to Enterprises in Areas under Special Customs Supervision

Three government agencies, including the State Administration of Taxation, have recently issued the Announcement on Expanding the Pilot Program for Granting General Value-added Tax (VAT) Taxpayer Status to Enterprises in Areas under Special Customs Supervision, effective from February 1, 2018. The Announcement expressly states that the pilot program for granting general VAT taxpayer status to enterprises in areas under special customs supervision will be expanded to cover another 17 areas under special customs supervision, including the Ningbo Export Processing Zone in Zhejiang, Tianzhu Comprehensive Bonded Zone in Beijing and Minhang Export Processing Zone in Shanghai.

Three Authorities Improve Tax Rebate Policies for Ports of Shipment

Three authorities, including the Ministry of Finance, have recently distributed the Circular on Improving Tax Rebate Policies for Ports of Shipment, effective from the issuing date. The Circular expressly states that the container goods which are declared for export by a qualifying exporter at a port at the place of shipment, shipped by an eligible shipping enterprise, transited through waterway to directly head to or stop by a designated port, and leave the country through the port at the place of departure, shall be subject to tax rebate policies for ports of shipment.

GAC Clarified Matters on Adopting the Advance Ruling for the Customs Classification, Price and Place of Origin

The General Administration of Customs has recently issued the Announcement on Implementing Relevant Matters Specified in the Interim Administrative Measures for Advance Rulings of Customs of the People's Republic of China, with effect from February 1, 2018. It is made clear in the Announcement that the party applying for an advance ruling shall be the consignee of imported goods or the consigner of exported goods.

MOFCOM Launched Anti-dumping Investigation into O-dichlorobenzene Imported from Japan and India

The Ministry of Commerce issued Announcement [2018] No. 6 on Jan. 23, deciding to initiate anti-dumping investigations on imported o-dichlorobenzene originated in Japan and India. The dumping investigation period is set to be between Oct. 1 2016 and Sep. 30 2017, and the industry injury investigation period is set to be between Jan. 1 2014 and Sep. 30 2017.

Capital and Corporate

SAIC Requires an Overhaul and Regulation of Authorized Registration of Foreign-invested Enterprises

The General Office of the State Administration for Industry and Commerce has recently

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distributed the Circular on Overhauling and Regulating the Authorized Registration of Foreign-invested Enterprises. According to the Circular, the overhaul program will focus on correcting such misconduct as changing the government bodies responsible for the registration of foreign-invested enterprises, or illegally issuing business licenses to foreign-invested enterprises, without authority or beyond the scope of authority.

Seven Authorities Issued the Interim Measures on the Reporting of Outbound Investments Subject to Record-filing or Approval

Recently, seven departments, including the Ministry of Commerce, have jointly issued the Interim Measures on the Reporting of Outbound Investments Subject to Record-filing or Approval, immediately effective from the issuing date. It is made clear in the Measures that a domestic investor shall submit regular reports to the competent authority that previously processed the record-filing (approval) formalities for it, under the principle that "any investment filed on the record or approved requires the mandatory submission of reports", to have it informed of information about the outbound investment at key stages, including but not limited to matters at the preliminary stage before the outbound investment or mergers, and the progress of the funded overseas project under construction.

SSE Issued Guidelines on Handling the Transfer of Listed Companies' Shares by Agreement

Recently, the Shanghai Stock Exchange has issued the Guidelines on Handling the Transfer of Listed Companies' Shares by Agreement, immediately effective from the issuing date. The Guidelines clearly provide for requirements on accepting the proposed transfer of shares by agreement, circumstances where the proposed transfer will be rejected, application materials, procedures to apply for such transfer, and other matters.

SAT Clarified Matters Concerning Administration of the Registration of General VAT Taxpayers

The State Administration of Taxation has recently issued the Announcement on Several Matters Concerning Administration of the Registration of General Value-added Tax Payers, effective from February 1, 2018. The Announcement specifies the criteria on how to identify the "operation period", "sales volume specified in tax returns" and "fixed production sites or business premises" as mentioned in the Administrative Measures for the Registration of General Taxpayers of Value-added Tax.

NEEQ Released the Revised Agreement for Getting Listed on NEEQ

The National Equities Exchange and Quotations Co., Ltd. has recently issued the revised version of the Agreement for Getting Listed on the National Equities Exchange and Quotations. The Agreement provides for respective rights and obligations of the NEEQ and the Listed Company, in 16 articles.



Our Team

International Trade Team of Shanghai AllBright Law Offices is a leading team in international trade legal service area. The team's accurate knowledge of domestic and foreign laws and procedures can help clients avoid the risk of international trade barriers, solve international disputes from trade remedies and customs.

Apart from international trade legal service, the team has expanded investment and financing service. With its international cooperation net, the team can design specific cross-border financing plan for local companies to solve their difficulties of financing.