



Tax & Legal Newsletter

February 2024

Extension of deadlines for tax return filings and tax payments via internet

On 12 January 2024, the Thai Ministry of Finance issued a notification (No. 7) that extends the due dates for ordinary and supplementary tax return filings and tax payments via the revenue department's internet submission platform, for an additional eight days from the original due dates (a similar eight-day extension applied to filings due from 1 February 2021 to 31 January 2024). The new extension is applicable for filings that are due from 1 February 2024 to 31 January 2027, as summarized below.

Personal income tax

Tax returns	Extended due date
Annual return forms PND. 90, PND. 91, and PND. 95	By 8 April of the following year
Half-year return form PND. 94	By 8 October of the current year

Corporate income tax

Tax returns	Extended due date
Half-year return form PND. 51	Within two months and eight days from the end of the first six months of the accounting period
Annual return forms PND. 50, PND. 52, and PND. 55 (along with a balance sheet, trading account, and profit and loss accounts, as	Within 158 days from the end of the accounting period

well as a statement of receipts and expenditures and a statement of gross receipts that have been audited, as applicable) Annual transfer pricing disclosure form	
Monthly return form PND. 54	Within 15 days from the end of the month in which taxable income is paid or profits are remitted from Thailand

Withholding tax

Tax returns	Extended due date
Monthly return forms PND. 1, PND. 2, PND. 3, and PND. 53	Within 15 days from the end of the month in which taxable income is paid
Annual return form PND. 1 Gor	By 8 March of the following year
Annual return forms PND.2 Gor and PND. 3 Gor	By 8 February of the following year

VAT

Tax returns	Extended due date
Monthly return form Por.Por. 30	By the 23rd day of the following month
Monthly return form Por.Por. 36	By the 15th day of the month following the month in which a VAT liability arises*

**The time at which the VAT liability arises depends on the type of transaction. For payments made for goods or services, the extended due date is calculated from the end of the month in which the payment is made.*

For sales by auction, the extended due date is calculated from the end of the month in which the sale takes place (in a case where the auction organizer is selling assets of VAT registrants).

In a case where a sale of goods or a supply of services is entitled to a 0% VAT rate but the ownership of the goods or the right to receive the services subsequently is transferred and this results in a VAT liability, the extended due date is calculated from the end of the month in which a 30-day period elapses from the date the VAT liability arises.

Specific business tax

Tax returns	Extended due date
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Extension of tax incentives relating to donations to Equitable Education Fund

On 28 December 2023, the Thai cabinet approved a draft royal decree that would grant a five-year extension of personal and corporate income tax incentives for donations made to the Equitable Education Fund (EEF). The incentives would be available for donations made from 1 January 2024 to 31 December 2028, to encourage contributions to the operations of the EEF, and the incentives available would depend on whether the donation is made through the Thai Revenue Department's electronic donation (e-Donation) system. The decree must be published in the government gazette to become effective, and the salient features of the draft decree are described below.

Donations through e-Donation system

- Individual taxpayers would be entitled to a personal income tax deduction equal to 200% of the amount of cash actually contributed to the EEF (i.e., a "double deduction"). However, when combined with any other double personal income tax deductions granted under royal decrees issued under the revenue code, the total deductible donations could not exceed 10% of the individual's assessable income after the other deductions and allowances permitted under section 47(1) through 47(6) of the revenue code.
- Companies and juristic partnerships would be able to deduct 200% of the amount actually contributed (either in cash or in assets) to the EEF. However, when combined with any other double corporate income tax deductions granted under royal decrees issued under the revenue code, the total deductible donations could not exceed 10% of the entity's net profits before the deduction of donations made to support public charity or donations to support the public interest, education, and sports under section 65 ter (3)(b) of the revenue code.

Donations through other (non-e-Donation) channels

Exemptions from personal and corporate income tax, VAT, specific business tax, and stamp duty would be available for individuals, companies, and juristic partnerships with respect to income derived from transfers of assets, sales of goods, or executions of instruments in relation to contributions made to the EEF. The cost of the assets or goods that are eligible for the tax exemption could not be claimed as a tax deduction in the personal income tax or corporate income tax computation, as applicable.

Extension of period for filing stamp duty returns by alternative means

Two notifications from the Director-General of the Thai Revenue Department regarding stamp duty (No. 68 and No. 69) were issued on 27 December 2023 to grant extensions of the period during which certain alternative means of filing stamp duty returns and paying stamp duty are permitted.

For certain paper instruments, the period is extended during which the payment of stamp duty for the instrument is allowed to be made online by filing the prescribed form (Form Or.Sor.9) through the Thai Revenue Department's

website. For electronic instruments, the period is extended during which the stamp duty is allowed to be paid in cash at the local revenue branch office.

The extensions will apply for electronic and paper instruments executed until 31 December 2025 (extended from 31 December 2023).

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