

**Baker
McKenzie.**

36th Annual
**Asia Pacific
Tax Conference**

25-26 October 2022 | Four Seasons Hotel Singapore



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About the event

On behalf of Baker McKenzie, it is my pleasure to invite you to the 36th Annual Asia Pacific Tax Conference. We are excited to host this conference in person once again on 25 and 26 October 2022, barring any material change in the COVID-19 situation.

Navigating the Shifting Tax Landscape

Tax and regulatory changes are continually shifting the economic landscape and challenging businesses, which also need to harness fast-evolving technologies and the latest know-how to obtain and maintain competitive advantages. In addition, businesses need to prepare for the potential implementation of the OECD-led Pillars One and Two initiatives, which may reshape the global tax order. To help you navigate the potentially huge shifts in global and local tax landscapes, our colleagues from member firms of Baker McKenzie across the region and globally, as well as external speakers at this two-day conference will come together to discuss and share insights with businesses that are seeking to understand the impact of emerging global and local issues on their models and strategies. We will look at recent trends and developments, and have open conversations about how businesses can prepare for what potentially lies ahead.

The conference will also feature breakout sessions on some of the hottest tax topics and developments in 2022, including the latest developments in transfer pricing, tax controversies, and the taxation of a rapidly digitalising economy, changes to the foreign sourced income exemption rules of Malaysia and Hong Kong, permanent establishment risks arising from a mobile workforce, and the impact of US tax developments.

I look forward to seeing you in person at the 2022 Asia Pacific Tax Conference.



Brendan T. Kelly

Chair
Asia Pacific Tax Practice Group
brendan.kelly@bakermckenzie.com

For conference inquiries or to request one-on-one meetings, please contact:

Sharon How

Sharon.How@bakermckenzie.com

Gelo Casero

Michael.Casero@bakermckenzie.com

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Agenda – Day 1

Tuesday, 25 October 2022

Registration

08:00 am – 09:00 am

Welcome Address

09:00 am – 09:15 am

Plenary Session: Asia Pacific Tax Update – Part 1

09:15 am – 10:30 am

In this fast-paced session, a highly-experienced panel of tax practitioners will discuss the latest tax developments in the region and their potential impact on businesses.

Speakers



Agenda – Day 1

Tuesday, 25 October 2022

Coffee Break

10:30 am – 11:00 am

Breakout Session – Part 1A: Taxation of the Digital Economy

11:00 am – 12:15 pm

With more and more digital marketplaces replacing traditional business models, Asian tax authorities are taking action to stop perceived tax leakages in cross border transactions, and are seeking to impose and collect more taxes. In this session, we will focus on the emerging direct and indirect tax issues affecting various players and participants in the digital economy in a few key jurisdictions.

Speakers



Simone Bridges
Chair, Partner
Australia
simone.bridges
@bakermckenzie.com



Sanjiv Malhotra
Senior Director
India
DMD Advocates
sanjiv.malhotra
@dmd.law



Daru Hananto
Partner
Indonesia
daru.hananto
@bakermckenzie.com



Edwin Whatley
Partner
Japan
edwin.whatley
@bakermckenzie.com



Yvonne Beh
Partner
Malaysia
yvonne.beh
@wongpartners.com



Shih Hui Lee
Principal (Tax Advisor)
Singapore
shih.hui.lee
@bakermckenzie.com

Agenda – Day 1

Tuesday, 25 October 2022

Breakout Session – Part 1B: Supply Chain Considerations

11:00 am – 12:15 pm

Managing supply chain tax risks and issues remains a critical component for advancing the competitive strategy of manufacturers. In this session, we will discuss some of the trade, customs, tax and transfer pricing issues that MNEs need to consider when assessing their sourcing and manufacturing strategies in the region, and how these issues may be potentially resolved.

Speakers



Breakout Session – Part 1C: Managing the Permanent Establishment Risks from a Mobile Workforce

11:00 am – 12:15 pm

A cross-border remote workforce may be here to stay even in a post-pandemic world. In this session, our experts will discuss the tax issues such as tax residency and permanent establishment complications caused by a mobile workforce, which businesses should be aware of when planning their risk management processes.

Speakers



Agenda – Day 1

Tuesday, 25 October 2022

Lunch

12:15 pm – 01:30 pm

Breakout Session – Part 2A: Tax Litigation and Recent Cases

01:30 pm – 02:45 pm

In recent years, the affairs of businesses have come under an unprecedented level of scrutiny by tax authorities, resulting in increased litigation. This session will focus on the latest tax litigation trends and developments in the region that you should be aware of, and highlight the most interesting cases from various jurisdictions. We will also discuss how taxpayers can prepare for and manage the risk of litigation, and share practical tips for achieving the best litigation outcomes.

Speakers



Jason Liang
Chair, Partner
Malaysia
jason.liang
@wongpartners.com



Daru Hananto
Partner
Indonesia
daru.hananto
@bakermckenzie.com



Allen Tan
Principal
Singapore
allen.tan
@bakermckenzie.com



Aek Tantisattamo
Partner
Thailand
aek.tantisattamo
@bakermckenzie.com



George Clarke
Partner
United States
george.clarke
@bakermckenzie.com



Agenda – Day 1

Tuesday, 25 October 2022

Breakout Session – Part 2B: Changes to Hong Kong's and Malaysia's Foreign Sourced Income Regimes in Response to the EU's Grey List

01:30 pm – 02:45 pm

In this session, we will explore the changes that have been introduced or are being introduced to Hong Kong's and Malaysia's foreign sourced income regimes in response to the EU Code of Conduct Group's concerns about potentially non-cooperative jurisdictions for tax purposes, and discuss how these changes may affect businesses.

Speakers



Breakout Session – Part 2C: US Tax Developments

01:30 pm – 02:45 pm

In recent years, we have seen major US tax reforms with far-reaching consequences. With the Biden Administration introducing new tax measures and pursuing more tax changes, tax professionals need to make sense of what these developments may mean for MNEs with operations or activities outside the US. In this session, our US tax lawyers will discuss past and current shifts in US tax policies and their impact on inbound and outbound investments. We will also examine a few key issues such as the creditability of foreign taxes and how it may impact businesses from an Asia Pacific perspective.

Speakers



Agenda – Day 1

Tuesday, 25 October 2022

Coffee Break

02:45 pm – 03:15 pm

Plenary Session: Transfer Pricing

03:15 pm – 04:15 pm

Asia Pacific tax authorities are increasingly focused on transfer pricing issues, as reflected in the rise of transfer pricing audits. With transfer pricing adjustments and the imposition of penalties becoming commonplace, it is crucial that MNEs review their transfer pricing strategies periodically, taking into consideration local complexities such as potential divergences between tax authorities' policies and the OECD's transfer pricing guidance. Our transfer pricing experts will discuss the current state of play and recent developments in the region. We will also look at the emerging issues that tax authorities are focusing on, and share practical tips to address these issues, to the extent possible.

Speakers



Agenda – Day 1

Tuesday, 25 October 2022

Plenary Session: Managing Tax Audits

04:15 pm – 05:30 pm

With tax audits becoming more sophisticated and having the potential to wipe out substantially the profit growth of corporations, businesses need to effectively manage their audit risks. In this session, our lawyers will look at practical strategies to manage risks and best defend your position if an audit occurs, share their experience in negotiating settlements, and discuss what to do in the event that you need to proceed with litigating the matter.

Speakers



Ponti Partogi

Chair, Partner
Indonesia
ponti.partogi
@bakermckenzie.com



Miles Hurst

Partner
Australia
miles.hurst
@bakermckenzie.com



Akihiko Tsuda

Partner
Japan
akihiko.tsuda
@bakermckenzie.com



Jason Liang

Partner
Malaysia
jason.liang
@wongpartners.com



**Kristine Anne
Mercado-Tamayo**

Partner
Philippines
kristine.mercado-tamayo
@quisumbingtorres.com



Allen Tan

Principal
Singapore
allen.tan
@bakermckenzie.com



Thanh Vinh Nguyen

Partner
Vietnam
thanhvinh.nguyen
@bakermckenzie.com

Dinner Reception

06:00 pm onwards

Agenda – Day 2

Wednesday, 26 October 2022

Registration

08:00 am – 09:00 am

Welcome Address

09:00 am – 09:15 am

Plenary Session: Asia Pacific Tax Update – Part 2

09:15 am – 10:30 am

In this fast-paced session, a highly-experienced panel of tax practitioners will discuss the latest tax developments in the region and their potential impact on businesses.

Speakers



Agenda – Day 2

Wednesday, 26 October 2022

Coffee Break

10:30 am – 11:00 am

Plenary Session: M&As and Internal Reorganisations

11:00 am – 12:15 pm

Two and a half years after the COVID-19 pandemic was declared, M&A deals and internal reorganisations are continuing to take place as part of the transformative strategy of MNEs to maximise value, with tax issues arising at all stages of the transaction. With international and domestic tax rules and policies becoming increasingly complicated, it is more important than ever to consider these transactions carefully prior to undertaking them. In this session, our tax practitioners from key jurisdictions will share insights into the current issues and potential pitfalls that MNEs should be aware of.

Speakers



Shih Hui Lee
Chair, Principal (Tax Advisor)
Singapore
shih.hui.lee
@bakermckenzie.com



Jon Eichelberger
Senior Counsel
China
jon.eichelberger
@bakermckenzie.com



Steven Sieker
Partner
Hong Kong
steven.sieker
@bakermckenzie.com



Ryutaro Oka
Partner
Japan
ryutaro.oka
@bakermckenzie.com



Istea Cheah
Partner
Malaysia
istea.cheah
@wongpartners.com



Dennis Lee
Senior Consultant
Taiwan
dennis.lee
@bakermckenzie.com



Aek Tantisattamo
Partner
Thailand
aek.tantisattamo
@bakermckenzie.com



Agenda – Day 2

Wednesday, 26 October 2022

Lunch

12:15 pm – 01:30 pm

Breakout Session – Part 3A: Pillars One and Two – Asia Pacific Perspectives

01:30 pm – 02:45 pm

The global tax order is in a state of flux as a result of the OECD-led Pillars One and Two initiatives. In this session, we will look at recent Pillars One and Two developments, the expected implementation schedule, and the potential responses of some Asian governments. We will examine the impact of the two pillars on businesses in the region from a practical perspective, as well as discuss key emerging issues such as disputes resolution processes, the role of tax arbitration, and the future of tax planning.

Speakers



Jaclyn Ho
Chair, Principal (Tax Advisor)
Singapore
jaclyn.ho
@bakermckenzie.com



David Schultz
Senior Consultant – UK Tax
Australia
david.schultz
@bakermckenzie.com



Edwin Whatley
Partner
Japan
edwin.whatley
@bakermckenzie.com



Yvonne Beh
Partner
Malaysia
yvonne.beh
@wongpartners.com



Wibren Veldhuizen
Partner
Netherlands
wibren.veldhuizen
@bakermckenzie.com



Gene Tien
Principal Economist
United States
gene.tien
@bakermckenzie.com



Agenda – Day 2

Wednesday, 26 October 2022

Breakout Session – Part 3B: APAs and MAPs – Effective Tools to Manage Transfer Pricing Disputes

01:30 pm – 02:45 pm

Increasingly, MNEs are engaging in dialogues with the relevant authorities to minimise the risk of future tax disputes through the use of APAs in view of the uncertainties surrounding arm's length pricing. In this session, our experts will share their insights into the circumstances where APAs may afford opportunities for achieving tax certainty and how to achieve the best APA outcomes when negotiating with authorities. We will also share how MAPs can be used to secure the successful resolution of treaty-related disputes, and discuss some key factors to be considered in deciding whether to initiate MAP.

Speakers

 Shanwu Yuan Chair, International Tax Director China shanwu.yuan @bakermckenzie.com	 Sanjiv Malhotra Senior Director India DMD Advocates sanjiv.malhotra @dmd.law	 Akihiko Tsuda Partner Japan akihiko.tsuda @bakermckenzie.com	 Jeremy Everett Senior Foreign Counsel South Korea Yulchon LLC jeverett@yulchon.com	 Krystal Ng Partner Malaysia krystal.ng @wongpartners.com	 Chris Newman Principal Economist Singapore chris.newman @bakermckenzie.com
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Breakout Session – Part 3C: Intellectual Property Holding Structures

01:30 pm – 02:45 pm

With intellectual property being a critical driver of enterprise growth and value, MNEs need to manage the potential tax issues that may arise in the lifecycle of intellectual property creation, acquisition, ownership and commercialization, including transfer pricing considerations. We will explore these issues in this session, as well as discuss the potential advantages and disadvantages of on-shoring intellectual property in a few key jurisdictions.

Speakers

 Allen Tan Chair, Principal Singapore allen.tan @bakermckenzie.com	 Amy Ling Partner China amy.ling @bakermckenzie.com	 Ria Muhariastuti Senior Tax Specialist Indonesia ria.muhariastuti @bakermckenzie.com	 Dennis Lee Senior Consultant Taiwan dennis.lee @bakermckenzie.com	 Nopporn Charoenkitraj Partner Thailand nopporn.charoenkitraj @bakermckenzie.com	 Thi Thanh Hoa Dao Special Counsel Vietnam thanhhoa.dao @bakermckenzie.com
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Agenda – Day 2

Wednesday, 26 October 2022

Coffee Break

02:45 pm – 03:15 pm

Plenary Session: In-House Tax Best Practices Panel

03:15 pm – 04:15 pm

With major global, regional and domestic shifts continuing to take place in the tax landscape and increased levels of involvement by tax authorities, how are in-house tax teams navigating the situation? In this session, senior tax leaders in Asia will engage in a hopefully lively discussion with our tax experts about their best practices and experiences.

Speaker



Brendan T. Kelly

Chair, Partner
China

brendan.kelly
@bakermckenzie.com

Closing Remarks

04:15 pm – 04:30 pm



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