

Compliance & Legislation Update

Presenter: **Caryn Maitland CA(SA)**
AUGUST 2020

*Stay informed on the multitude of
Compliance and Legislation Updates*

This webinar covers changes during the month of July 2020



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Presenter

Caryn Maitland CA(SA) RA

Caryn is a qualified CA(SA and RA, who has lectured extensively at UKZN (and other institutes) where she lectured Advanced Financial Accounting up until 2011 as well as co-ordinating the module on the Pietermaritzburg campus and was appointed Section Head of Financial Accounting and Deputy Head of the School of Accounting (managing the Pietermaritzburg campus) prior to leaving UKZN.

She has conducted independent workshops and seminars for professional accountants since 2006 on various topics and has consulted on a number of technical issues. Since January 2011, she has focused on her own business as technical freelance consultant and trainer to those working within the accounting profession. Caryn is a technical advisor to the SAICA Eastern Region Midlands District, Northern District and Southern District Associations, as well as the Small Practice Interest Group in Durban – specialising in financial reporting (IFRS, IFRS for SME's and general accounting), assurance, legislation and ethics. Caryn has a passion for Corporate Governance, which together with her Companies Act specialism and Financial Management for Non Financial Management lecturing background, has served her well in consulting and advising various Boards of Directors in recent years.

Caryn is also a platform presenter for various institutes as well as many small to medium accounting practices across the country and into Southern Africa

Maitland was appointed as a visiting Associate Professor to the University of Limpopo tasked with mentoring their Financial Accounting staff (Aug 2011 to Dec 2013).

Maitland's passion is IFRS and IFRS for SME's and was delighted at the opportunity granted in 2013 to serve on the APC subcommittee constituted to investigate the need for Micro GAAP and the role of IFRS for SME's for small and medium sized practitioners. Caryn, also serves on the Joint Accountants, Auditors and Attorneys Committee of SAICA, and is part of the School Governing Body project initiated by SAICA in KwaZulu-Natal, and has been appointed as an alternative member to the APC in June 2020

Caryn was elected as the first woman Chairperson for the Midlands District Association for SAICA in 2018 and also serves on the Eastern Region SMP Committee as well as the Local Subvention Committee for SAICA. In 2019 Caryn was appointed to the SAICA Eastern Region Council. As someone who is committed to environmental affairs, Caryn serves as a non-executive director for the Institute of Natural Resources, a Non Profit Company focusing on research.

Since 2018 Caryn has worked extensively with commerce and industry, assisting analysts, directors and other users of financials to interpret, prepare, analyse and forecast based on the results of financial statements.



WHAT'S ON THE AGENDA?

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Quote

“A pessimist sees difficulty in every opportunity. An optimist sees opportunity in every difficulty”
— **Winston Churchill**

ACCOUNTING UPDATE

Accounting Update

The following items are dealt with here:

1. IFRS Monthly News Summary
2. IASB Workplan updated
3. IFRS for SME Update June 2020 published 2 July 2020
4. Exposure Draft General Presentation and Disclosure Update
5. Digital Reporting – Questions for Practitioners, Standard setters, Researchers
6. Goodwill and Impairment project continued
7. IFRS 16 and COVID 16 – continuing issues

AUDITING UPDATE

Auditing Update

The following items are dealt with here:

Legal/Ethics:

IRBA Issues for Comment an Exposure Draft on the Use of Electronic Signatures When Signing Audit, Review or Other Assurance Reports

Standards:

IRBA issues “Focus on Interim financial Statements”

The IAASB Issues Conforming amendments to the International Standards as a Result of the Revised IESBA Code and the IRBA Issues Updated

Illustrative Auditor's Reports Following These Conforming Amendments

IRBA issues comments on CIPC notice regarding Directors Remuneration Disclosure

Auditing Update

The following items are dealt with here:

Other:

IRBA Newsletter 50 released

IAASB issues COVID 19: Reminder Accounting Estimates and Interim Reporting publications

SAICA issues summary of changes to the IFAC Guide using ISAs in the Audit of SMEs

SAICA opens a webpage on IAASB's Quality Management Project

COMPANY SECRETARIAL UPDATE

Company Secretarial Update

The following items are dealt with here:

Notice 35 of 2020 – New method of issuing confirmations

Notice 36 of 2020 – Acknowledgement of the appointment of business rescue practitioners

Notice 37 of 2020 – Recommencement of referral for deregistration of non-compliant companies and CC's

Notice 38 of 2020 – Audited annual financial statements: Requirement to disclose remuneration and benefits of directors and prescribed officers

Notice 39 of 2020 – Pending final deregistration of companies and close corporations

COVID-19 UPDATE

COVID-19

Your best friend for information

<https://www.gov.za/coronavirus>

COVID-19 Update

Important changes:

Lockdown level change - Disaster Management Act

Disaster Management Tax Relief Bill

Disaster Management Tax Relief Administration Bill

Funding criteria - lightened

COVID-19 Update

New announcements/guidance:

UIF release information about verification of bank accounts

Council of Medical Schemes

- PMB definition guideline on COVID-19 v4
- CMS industry update on COVID-19 exemptions and guidelines

Disaster Management Tax Relief Bill

Disaster Management Tax Relief Administration Bill

COVID-19 Update

COIDA Update:

COVID-19 directions (employment- compensation for occupational injuries and diseases)

Disaster Management Act

Legislative amendments:

Lockdown Disaster Management Act (Basic education)

Disaster Management Act (Co-operative governance)

Disaster Management Act (Health)

Disaster Management Act (Higher Education)

Disaster Management Act (Home Affairs)

Disaster Management Act (Justice)

Disaster Management Act (Social Development)

Disaster Management Act (Sports Arts and Culture)

Disaster Management Act (Tourism)

Disaster Management Act (Transport)

Disaster Management Act (Health)

Disaster Management Act (Self isolation and self-quarantine)

Impact on Immigration Act

EMPLOYMENT LAW UPDATE

Employment Law Update

The following items are dealt with here:

Employment law:

Employment Equity Amendment Bill 2020

Increase in monthly pensions payable in terms of Compensation for Occupational Injuries and Disease Act

OTHER LAWS & REGULATIONS

The Big 5

The following items are dealt with here:

This month's big 5:

The Disaster Management Act: Regulations and directions

The Electronic Communications Act: Draft policy direction on rapid deployment

The Employment Equity Act: Amendment Bill 2020

The Infrastructure Development Act: Strategic infrastructure projects

The Special Investigating Units and Special Tribunals Act: State institutions and COVID-19.

Other Acts

Other acts and articles:

The Electronic Communications and Transactions Act and National Credit Act –
Updated for POPIA

Legal Practice Act

COIDA Update:

Draft regulations updated for comment

TAXATION UPDATE

Taxation Update

Things to think about

Draft tax Bills

Extended PAYE deferral ??

TERS – 31 August

EMP501 – reconciliation issues

New Tax Guides

Taxation Update

The following items are dealt with here:

Guides (new, updated & issued):

Guide on Income Tax and the Individual (2019/20)

Introduction to Excise Duties Levies and Air Passenger Tax - External Guide

Guide on the Determination of Medical Tax Credits (Issue 11)

Taxation Update *(continued)*

The following items are dealt with here *(continued)*:

Interpretation Notes (updated & issued):

Draft IN - Vesting of income in a resident beneficiary by a non-resident trust: Interaction between section 25B(1) and section 7(8)

- Due date for public comment: 20 July 2020

IN 18 (Issue 4) – Rebate and deduction for foreign taxes on income

Draft Interpretation Note – Taxation of the receipt of deposits

Interpretation Note – Taxation of the receipt of deposits

Taxation Update *(continued)*

The following items are dealt with here *(continued)*:

Binding Rulings (Private/Class/General) issued:

BCR 071 – Transfer of portfolio investments by foreign pension funds to an authorised contractual scheme

BPR 348 – Income tax consequences for a public benefit organisation lending funds to qualifying entrepreneurs

BPR 347 – When the temporary setting aside of voluntary liquidation proceedings will not jeopardise roll-over relief

BPR 346 – Tax implications resulting from the elimination of intra-group loans

Taxation Update *(continued)*

The following items are dealt with here *(continued)*:

Notices and other publications issued:

COVID-19 Loan Guarantee Scheme FAQs – 26 July 2020

Publication details for tariff amendment notices R806, R807, R808 and R809, as published in *Government Gazette* 43543, are now available

Updated source codes look-up for Filing Season 2020

FAQs for Small Businesses

National Treasury and SARS invite public comment on the following draft documents, intended to give effect to the 2020 Budget and the extension of some COVID-19 relief measures. **(Due date for public comment: 31 August 2020)**

Taxation Update *(continued)*

Publication of the 2020 Draft Tax Bills, Draft Regulations Prescribing Electronic Services, Venture Capital Company Survey to give effect to 2020 Budget and extension of some COVID-19 Relief Tax Measures

Rule amendment notice R825 in *Government Gazette* 43569 of 31 July 2020, under sections 59A and 120 – Rule 59A.03 relating to the use of registration code 70707070 (DAR199)

FAQs for Auto Assessment

Published FAQs - [Employees' tax](#)

- [Status overview of all DTAs and Protocols](#) – Multilateral Convention to implement tax treaty related measures to prevent base erosion and profit shifting (MLI) Synthesised Texts

Taxation Update *(continued)*

The following items are dealt with here *(continued)*:

Tax court cases:

Big G Restaurants (Pty) Limited v Commissioner for the South African Revenue Service (CCT13/19) [2020] ZACC 16 (21 July 2020)

Commissioner: South African Revenue Service and Another v Alves (A194/2019) [2020] ZAFSHC 123 (27 July 2020)

Taxpayers must be on the lookout for New Scams:

Draft Proof of online Payment - 31 July 2020

Package of gold - 14 July 2020

eFiling confirmation - 13 July 2020

REGULATOR NEWS

Regulator News

The following items are dealt with here:

IRBA News & press releases:

IRBA investigation into Steinhoff auditors will recommence once restated financials are released

Linkway Trading auditor deregistered - ordered to contribute to costs

SAICA press releases and other publications:

SAICA Companies Act Guide Revised

CIPC:

Business Rescue CPD policy updated

FIC Advisory & Guidance:

Proposed amendments to Schedules 1, 2 and 3 to the FIC Act

Regulator News

The following items are dealt with here:

LPC:

Updates to Legal Practices Act

FSCA publications & press releases:

Exemption of managers of CISs from section 44(2) and (3) of the Cisca

Request of information related to participating employers under umbrella funds

Conduct Standard for minimum skills and training requirements for board members of Pension Funds

Information Regulator:

Update to POPIA

Draft Guidelines on the Registration of Information Officers

Council of Medical Schemes:

Approval of appointments of auditors and IFRS advisors

GENERAL ANNOUNCEMENTS & NEWSY ARTICLES

General Announcements

The following items are dealt with here:

Media articles:

SAICA article: Evidence on the Value of Audit for SMEs in Europe

SARS: IMF Executive Board Approves US\$4.3 Billion Financial Support to South Africa to deal with Covid-19 pandemic – 27 July 2020

Q&A

Please use the chat sidebar to the right of the video / presentation on the screen to ask your questions.

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participation**

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