

Budget Day was here again. The government submitted the Tax Plan with the tax measures for 2022 to the Lower House of Parliament. Here you will find an overview of the measures included in the Tax Plan.

See www.meijburg.com for more information about the 2022 Tax Plan

Main features of the 2022 Tax Plan

1. Corporate income tax

- Mismatches in non-arm's length transfer pricing tackled.
- Announcement that consequences of Supreme Court judgment on concurrence of holding company losses and fiscal unity will be repaired by means of a Memorandum of Amendment.
- Introduction consecutive order for setting off foreign taxes in the case of multiple controlled entities.
- Introduction of taxpayer status measure for reverse hybrid entities.
- Scope of hybrid mismatch measures expanded to mismatches with natural persons.

2. Personal and corporate income tax

- Environmental investment allowance (*milieu-investeringsaftrek*; MIA) to rise substantially to 27%/36%/45% as of January 1, 2022.
- All schemes for Overhead Compensation (*Tegemoetkoming Vaste Lasten*; TVL) exempt.

3. Personal income tax

- Amendment home ownership scheme in partnership situations and upon death.
- Rectification of technical omissions and clarification of calculation method of return on investment percentages Box 3.
- Exception in tax partner concept for applying income-dependent combination discount (*inkomenafhankelijke combinatiekorting*; IACK).

4. Payroll tax and social security contributions

Work-related costs rules

- Expansion of the fixed exemption for 2021 to 3% for payroll up to EUR 400,000 laid down in law.
- New specific exempt working from home allowance of EUR 2 per day.
- Working from home allowance and travel allowance may be paid together in a fixed monthly allowance.

Normative salary

- Eased normative salary scheme for director-major shareholders of start-ups extended by one year.

Additional taxation moment share option rights

- Introduction of choice for taxation moment when shares acquired from an exercised option become tradable.
- Introduction of deemed taxation date five years after IPO, if shares are not yet tradable, unless not legally possible.

Addition to income for private use of company car

- Addition to income percentage for electric cars increased from 12% to 16% up to a maximum list price of EUR 35,000 (2022).
- Addition to income for hydrogen-powered cars and electric cars with integrated solar panels will be 16%.

R&D

Various administrative easing measures:

- R&D periods may overlap.
- In the case of various R&D declarations in a year, the annual total applies.
- Amount of R&D reduction in payroll tax return to be determined by employers themselves; maximum amount is amount of payroll tax and

social security contributions payable.



Budget Day was here again. The government submitted the Tax Plan with the tax measures for 2022 to the Lower House of Parliament. Here you will find an overview of the measures included in the Tax Plan.

See www.meijburg.com
for more information
about the 2022 Tax Plan

Main features of the 2022 Tax Plan (continued)

5. Withholding taxes

- Crediting of dividend tax and tax on games of chance limited to the amount of corporate income tax payable (in connection with Sofina judgment).
- As of 2022 also withholding tax on interest and royalties attributable to immovable property located in the Netherlands.
- Clarification that no withholding tax is payable by hybrid entities without participant with a qualifying interest.

6. Real estate transfer tax

- Exemption from real estate transfer tax for repurchasing home with a sales restriction clause.
- Adjustments to aggregation rule for real estate transfer tax exemption for starters.
- 2% rate / starters exemption and unforeseen circumstances.

7. VAT

- Simplified 'one counter' system for e-commerce.

8. Energy tax

- Transitional rules for reduced energy tax rate scheme (*postcoderoosregeling*) expanded.
- Changes to reduced rate for shore-side power.
- Changes to energy tax to avoid double taxation on battery storage.
- Clarification overlap zero rate and natural gas exemption.

9. Landlord levy

- Landlord levy reduced to 0.485% in 2022 and tax reductions may be 'closed off' per month.

