



BUILDING A GROWTH-FRIENDLY TAX ENVIRONMENT

# Resolution of Tax Disputes Virtual Seminar

**MEKAR SATRIA UTAMA**

Director of International Taxation  
Directorate General of Taxes of Indonesia



# **Introduction for the Procedures of Domestic Tax Disputes Resolution in Indonesia**



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# Unilateral Advance Pricing Agreement



## Preventing Transfer Pricing Disputes

1

taxpayers are able to alleviate unnecessary compliance burden

2

taxpayers are able to predict their tax liabilities

3

taxpayers are in a better position to manage their resources in the course of carrying on their business



## Several key features of UAPA in Indonesia



MoF Regulation No. 22 of 2020 concerning APA

**01**

The submission must be made no later than 6 months before the fiscal year that is being requested to be covered in the APA commenced

**02**

The coverage APA period can be requested for 5-year period

**03**

Taxpayers are allowed to request for a roll-back



# Domestic Tax Dispute Resolution

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**Tax Objection**

ONE

**Tax Appeal**

TWO

**Judicial Review**

THREE



## Tax Objection



**01**

submitted in Bahasa Indonesia, by stating the amount of tax on disputes and the basis of tax calculation according to the taxpayer

**02**

must be filed during the period of 3 months after the delivery date of the Tax Assessment being objected, or, the tax withholding date.

**03**

The taxpayer is obliged to pay the tax on disputes at least at the amount that the taxpayer agreed



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### Tax Appeal



01

filed by taxpayer to the Tax Court upon the decision of Tax Objection.  
Tax Court verdict is final and binding

02

must be filed during the period of 3 months after the receipt of Tax Objection decision, attached thereto is the copy of the Tax Objection decision

03

if the verdict of taxpayer's appeal is dismissed or partially granted, the taxpayer is obliged to pay 100% administrative penalty





## Judicial Review



01

despite the provision regulates that the verdict of tax court is binding, taxpayer is still be able to file for a Judicial Review upon a Tax Court decision

02

Judicial Review request may only be filed once to the Supreme Tax Court

03

Judicial Review request could only be filed upon certain causes, for example:

Tax Court verdict is based on falsehood or deceit

new written evidence is found that is significant and decisive

Tax Court verdict factually does not adhere legal provisions in force



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# THANK YOU

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