

Legislative Amendments

The following pieces of legislation enacted during the year 2022-23 are related to matters under the purview of the Department.

Revenue (Tax Concessions) Ordinance 2022 (Ordinance No. 1 of 2022)

This Ordinance amended the Inland Revenue Ordinance to give effect to a proposal concerning tax concessions in the Budget for the 2022-23 financial year to reduce the amounts of salaries tax, profits tax and tax under personal assessment payable for the year of assessment 2021-22 by 100%, subject to a maximum of \$10,000 in each case.



Business Registration Ordinance (Amendment of Schedule 2) Order 2022 (Legal Notice No. 136 of 2022)

This Order reduced the levy rate in relation to business and branch registration from \$250 per annum to \$150 per annum with effect from 17 June 2022.

Inland Revenue (Amendment) (Tax Deductions for Domestic Rents) Ordinance 2022 (Ordinance No. 7 of 2022)

This Ordinance amended the Inland Revenue Ordinance to introduce, with effect from the year of assessment 2022-23, a concessionary deduction under salaries tax and tax under personal assessment for domestic rents paid under qualifying tenancies of domestic premises.

Inland Revenue (Amendment) (Tax Concessions for Certain Shipping-related Activities) Ordinance 2022 (Ordinance No. 10 of 2022)

This Ordinance amended the Inland Revenue Ordinance to give 50% profits tax concessions to qualifying shipping commercial principals (i.e. ship agents, ship managers and ship brokers) in respect of the qualifying profits accrued to them on or after 1 April 2022.

Inland Revenue (Multilateral Convention to Implement Tax Treaty Related Measures to Prevent Base Erosion and Profit Shifting) Order (Legal Notice No. 182 of 2022)

This Order was to give effect to the Multilateral Convention to Implement Tax Treaty Related Measures to Prevent Base Erosion and Profit Shifting in Hong Kong. It enabled Hong Kong to swiftly modify its existing tax treaties to implement measures under the Base Erosion and Profit Shifting package promulgated by the Organisation for Economic Co-operation and Development to prevent tax treaty abuse and to improve dispute resolution mechanism.

Inland Revenue (Amendment) (Taxation on Specified Foreign-sourced Income) Ordinance 2022 (Ordinance No. 17 of 2022)

This Ordinance amended the Inland Revenue Ordinance to provide that, with effect from 1 January 2023, certain foreign-sourced income is to be regarded as arising in or derived from Hong Kong, and to provide for relief against double taxation in respect of certain foreign-sourced income.

Exemption from Profits Tax (Shenzhen Municipal People's Government Debt Instrument) Order (Repeal) Order (Legal Notice No. 1 of 2023)

This Order repealed the Exemption from Profits Tax (Shenzhen Municipal People's Government Debt Instrument) Order in view of the making of the Exemption from Profits Tax (Debt Instrument Issued by Mainland Local People's Government at Any Level) Order.

Exemption from Profits Tax (Debt Instrument Issued by Mainland Local People's Government at Any Level) Order (Legal Notice No. 2 of 2023)

This Order exempted a person from the payment of profits tax chargeable under Part 4 of the Inland Revenue Ordinance in respect of sums received by, or accrued to, the person as interest or profits arising from a debt instrument issued in Hong Kong by any local people's government at any level in the Mainland with effect from the year of assessment 2022-23.

Stamp Duty (Amendment) Ordinance 2023 (Ordinance No. 1 of 2023)

This Ordinance amended the Stamp Duty Ordinance to give effect to the proposal in the Budget for the 2022-23 financial year to waive the stamp duty payable on certain transactions relating to dual-counter stock made by market makers.

Public Revenue Protection (Stamp Duty) Order 2023 (Legal Notice No. 15 of 2023)

This Order gave full force and effect of law to the Stamp Duty (Amendment) Bill 2023 (the Bill) before its enactment. The Bill sought to amend the Stamp Duty Ordinance to give effect to the proposal in the Budget for the 2023-24 financial year to adjust the value bands of the ad valorem stamp duty (Scale 2 rates) chargeable on a conveyance on sale or an agreement for sale of any immovable property with effect from 11am on 22 February 2023.

Tax Reserve Certificates (Rate of Interest) (Consolidation) (Amendment) Notices

Legal notice no.	Periods in force	Annual rate of interest
128 of 2022	6 June 2022 to 2 October 2022	0.1333%
184 of 2022	3 October 2022 to 6 November 2022	0.1750%
209 of 2022	7 November 2022 to 4 December 2022	0.3167%
230 of 2022	5 December 2022 to 2 January 2023	0.4000%
238 of 2022	3 January 2023 to 5 March 2023	0.5833%
20 of 2023	6 March 2023 to 2 April 2023	0.7500%