



14th of September 2021

## Russian Legislation Update

### ACCOUNTING

### Application of certain FAS (Federal Accounting Standards) provisions for property tax calculation, FTS (Federal Tax Service) clarification

Starting with your 2022 accounting statement, it is necessary to apply FAS 6/2020 "Property, Plant and Equipment". Organizations can do it ahead of time.

To calculate the tax by average annual value, it is necessary to calculate the unit's book value. Calculation is done in accordance with the accounting rules.

FTS announced how to calculate the book value. It is important to deduct depreciation & amortization from the historical cost and then add the amount of capital investments for the unit's improvement, or restoration.

Special attention should be given to the fact that there is no concept of book value in FAS, but it can be determined, based on the standard provisions. The unit's carrying value is the difference between the historical cost and amortization. Also, it is pointed out that the historical cost is increased by the amount of capital investments, related to the unit's improvement, or restoration.

Documents: Letter of FTS of Russia of 30.07.2021 N BC-4-21/10776

## Tax complaints handling via videoconference, FTS announced inspection addresses

On the agency's web-site, in the section 'Out-of-court dispute resolution', a list of addresses has been published where it is possible to hold a videoconference session with tax authorities. This list will be of use to those who are preparing for complaint handling.

Irrespective of where a complaint is examined, with the help of this list, a taxpayer will be able to select the nearest tax authority where he/she will be present.

According to FTS, the list will be updated.

Document: Information of the FTS of Russia

[https://www.nalog.gov.ru/rn77/news/activities\\_fts/11207287/](https://www.nalog.gov.ru/rn77/news/activities_fts/11207287/)

## Corporate property tax: statement about unit's destruction, or elimination, has appeared

From January 1st 2022, the RF TC regulation on the absence of the duty to pay property tax, if a unit is destroyed, comes into force. For this purpose, it is necessary to file an application for any inspection.

FTS has approved the application form, the order of its filling in and its format. The order will come into force from January 1st 2022.

When filing an application in hard copy, it is possible to use the form with a QR code. Only one copy of the document is needed.

Document: Order of the FTS of Russia of 16.07.2021 N ЕД-7-21/668

### **PAYROLL AND HR RECORDS KEEPING**

## Ministry of Labour clarifications on dividing annual leave into parts

It is emphasized, that the Labour Code regulates granting only a one-part, unbroken leave, which should be no less than 14 calendar days.

Since RF LC does not contain requirements on the number of other parts of the leave and their duration: such issues can be resolved by an agreement between the employer

and the employee. RF LC does not contain statutory provisions obliging, or forbidding, the establishment of the date of the leave, beginning (or ending) on a statutory holiday day.

Document: Letter of the Ministry of Labour of Russia of 08.07.2021 N 14-2/OOF-6477

## Changes in the rules for employment record books' keeping from September 1st

On September 1st 2021, the Order of May 19th 2021 N 320H 'On Approval of the employment record books' form, keeping and storing' came into force.

### **The list of changes:**

- All periods are now measured in business days, not in calendar days. The new period for entering records, into employment record books and leaflets, is 5 business days. The time period for issuing an employment record book duplicate is 15 business days, following the date of the application submission.

When an employee submits an application to the employer, with the request to present information about his\her work activity, in accordance with Article 66.1 of the Labour Code of the Russian Federation, the employer should lend to the employee his\her employment record book, no later than three business days after the date of submission of such application.

- Records can be fully, or partially, executed with the use of technical aids, by way of dye transfer, or in the form of a stamp (seal impression).
- It is not required to familiarize employees with records on the transfer in the employee data card on the T-2 form. Also, the employee's signature is not required for the record of dismissal.
- In case of dismissal, due to the transfer to another permanent job with another employer, the LC indicates the transfer procedure: is at the employee's request, or with his\her consent, the name of the organization, or individual entrepreneur, to which and where the employee is transferred.

Respectively, upon entry into new employment, an entry is made in the employee's employment record book, that the employee is employed due to transfer.

- Records about part-time (secondary) employment, transfer and dismissal can be entered into the employment record book, both chronologically and by blocks after dismissal, from each organization. The record about part-time (secondary) employment

is entered also, in cases when multiple employment took place, before recruitment to the employer, where the employee's job is the primary employment.

- Wording to be entered when an employment record book is handed out, due to the transfer to e-format, was formalized.
- Employers should independently elaborate books (logs) for keeping track of template forms of employment record books and their leaflets, also keeping track of employment record book movement.

Document: Order of May 19th, 2021 N 320H 'On Approval of the employment record books' form, keeping and storing'.

## LABOR LEGISLATION

### Ministry of Labour: Labour legislation envisages ample opportunities for granting additional guarantees and compensations for employees undergoing vaccination against COVID-19

On the basis of provisions of Articles 8, 22, and 41 of the Labour Code of the Russian Federation, collective employment agreement, local legislative enactment, taking into account the employer's financial & economic situation, can establish additional guarantees, or compensation for employees undergoing vaccination against the new coronavirus infection: including additional paid rest-days with full pay, additional benefits, payment of fares, payment for food, etc.

Document: Letter of the Ministry of Labour of the Russian Federation of 07.06.2021 N 14-4/10/П-4243 'On employees' vaccination against new coronavirus infection'.

### Moscow annulled the obligation of transferring 30% of employees to remote work

Now, provisions related to the transfer to remote work of 30% of employees, including employees of 65 and upwards and citizens with chronic diseases, are advisory in nature.

Requirements for thermometry throughout a working day, and regular employee testing for COVID-19, are also cancelled. At the same time, employers are still obliged to ensure their employees' temperature measuring, before the beginning of a business day.

Document: Enactment of the Mayor of Moscow of 13.08.2021 N 51-УМ “On Introduction of changes to the Enactment of the Mayor of Moscow of June 8th, 2020 N 68-УМ”.

## **MIGRATION LEGISLATION**

The allocation of quotas has been updated for issuing work permits, and invitations for entry for the purpose of engaging in labour activity, for foreign citizens arriving in Russia by visas

Amendments have been introduced on the basis of reasonable suggestions from executive authorities in RF constituent entities and federal authorities.

Document: Order of the Ministry of Labour of Russia of 05.08.2021 N 549H  
“On introduction of changes to Annexes N 1 – 3 to the Order of the Ministry of Labour and Social Protection of the Russian Federation of December 10th, 2020, N 878H  
“On distribution among constituent entities of the Russian Federation, of 2021 quotas, approved by the Government of the Russian Federation, for issuing work permits and invitations for entry into the Russian Federation for the purpose of engaging in labour activity for foreign citizens arriving in the Russian Federation by visas’

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