



Developing strategies

Tax Services

Kenya



Developing strategies

„Successful strategies do not fall out of the sky. They are well thought out. After all they serve as a fundamental basis for our actions. We are very well equipped with our strategy to meet future challenges. Our business model is unique.“

Rödl & Partner

„Also every human tower we build is unique. From a strategic point of view there is more than just one way. The most important thing is to keep your eyes fixed on the goal, discuss it together and work towards success.“

Castellers de Barcelona

Rödl & Partner in Kenya

Kenya is the regional hub for trade and finance in East Africa and the natural entry point to the region. The country has a market-based economy with a liberalized foreign trade policy.

Rödl & Partner's success has always been based on the success of its clients. We are always there where our clients see potential business opportunities. The Kenyan market is an important springboard for German investments throughout the East African region.

As lawyers, tax advisers, management and IT consultants and auditors, we are present in 108 own locations in 50 countries. Worldwide, our clients trust our 4,500 colleagues.

Our Tax Services

International tax planning

Multinational investors face a number of challenges, the most significant being exposure to taxes and how the overall effective tax rate can be managed. At Rödl & Partner Kenya we offer a range of international tax planning services to corporate and private equity investors. This enables them to set up tax efficient establishments in East Africa, with holding structures outside the region.

Our tax team works closely with clients to identify and implement the most suitable holding structure. We achieve this by evaluating the most suitable structure and business form and taking treaty considerations for effective income repatriation and exit models. Employee compensation and international compensation structuring is also a key aspect of our tax planning strategies.

Market entry and setting up advisory

With tax laws constantly changing, professional advice is essential for new entrants in the EA market. Consequently, there are a number of factors foreign investors intending to operate in the EA region need to consider. These may be inter alia whether the head office should be based in Kenya or elsewhere and whether the investor wishes to operate for short- or long-term.

We work with clients in tailoring solutions which combine both local knowledge and our global experience and that consider possible legal structures best suited to the client's proposed activities. When considering the most suitable entity it is crucial to evaluate the legal entity's tax obligations.

Transfer pricing services

Transfer pricing has become a major problem with multinational enterprises (MNE) in recent years, particularly in developing countries. Revenue Authorities in EA are becoming more skilled in the area of transfer pricing (TP).

The arm's length principle requires that all intercompany transactions with non-resident related entities be conducted at arm's length prices.

At Rödl & Partner, we have an experienced transfer pricing team with the skills, experience and tools to assist companies to both develop TP documentation and localize global TP documentation to bring them into line with local legislation.

We also assist MNEs in updating and implementing their existing global TP policies to mirror local legislation. Additionally, we guide and assist organisations undergoing change to identify and maximize profit opportunities in the value chain.

Transactional and project advisory

Kenya and the larger EA governments are currently undertaking huge capital and infrastructure projects. These projects enjoy various tax incentives aimed at reducing project costs.

We can assist you in identifying, applying for and pursuing these incentives with the relevant authorities

Tax audits and disputes

The Kenya Revenue Authority (KRA) has the powers to challenge and reassess the basis of taxable income as disclosed in the annual income tax return. The KRA can and frequently does request access to data including documents, registers or accounts. This leads to delays in agreeing the final position and post-submission queries being raised by the KRA.

You can take advantage of Rödl & Partner tax team's considerable experience in liaising with the KRA. We will effectively coordinate your audit and engage with the KRA in a timely manner. We also represent and assist clients in lodging any appeals arising thereafter.

Tax review services

We improve your level of compliance with tax legislation by conducting a tax health check.

Through this process we are able to identify any potential tax exposure and risks and ensure that these risks are mitigated.

Mergers & Acquisitions

We offer a range of tax services to corporate and private equity investors covering all phases of domestic and cross-border transactions from identifying a target to determining the potential tax impact post-merger or -acquisition.

These include advice on the tax aspects of specific acquisitions, joint ventures and mergers, tax-efficient structuring and post-transaction integration advice.

Tax compliance services

Effective tax management is about managing tax risk while optimizing tax affairs in a sustainable environment.

At Rödl & Partner, we assist clients with tax compliance services which include:

- › Preparation/review of monthly statutory tax computations; (i.e. VAT, social and health insurance and personal income tax)
- › Preparation/review of monthly tax returns;
- › Preparation/review of monthly tax compliance procedures;
- › Advising on instalment taxes; and
- › Preparation/review of annual corporate income tax returns and filing with the revenue authority.

We also assist our clients in addressing routine tax queries from the KRA and following up to ensure closure.

Contact

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„Each and every person counts“ – to the Castellers and to us.

Human towers symbolise in a unique way the Rödl & Partner corporate culture. They personify our philosophy of solidarity, balance, courage and team spirit. They stand for the growth that is based on own resources, the growth which has made Rödl & Partner the company we are today.

„Força, Equilibri, Valor i Seny“ (strength, equilibrium, valour and common sense) is the Catalan motto of all Castellers, describing their fundamental values very accurately. It is to our liking and also reflects our mentality.

Therefore Rödl & Partner embarked on a collaborative journey with the representatives of this long-standing tradition of human towers – Castellers de Barcelona – in May 2011. The association from Barcelona stands, among many other things, for this intangible cultural heritage.

Rödl & Partner

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