

## Critical Points to Consider for ESR Compliance

Use **Substance over Form** approach

Define **Adequate and Appropriate** for your business

Understand the concept of **CIGA**

List **Economic Substance Tests**

Understand international guidelines on **BEPS**

**Self-Assessment & Self Reporting**

Applicable on **Passive Activities** as well

**Connected Persons** as per OECD's Common Reporting Standard

**Outsourcing Activities** can be used

1. The ESR provisions are drafted based on prescribed **International Standards & Concepts**
2. The nature of compliance involves **subjectivity & judgemental calls** needs to be taken on multiple aspects
3. For right judgements, it is **important to consider international views** on the concepts and provisions of the law