

ETF taxation report for investors

United Arab Emirates
February 2024



Commissioned by:



Introduction

Exchange Traded Funds (ETFs) continue to gain popularity by investors as an efficient mechanism to gain a broad array of desired market access. While return on investment (ROI) is a key priority, costs play an important role in maximizing ROI. One significant yet lesser understood cost with investing in ETFs is taxation. This is especially true for any cross-border investments which are normally subject to multiple instances of taxation.

In this Report, EY teams examine the impact of different types of ETFs on United Arab Emirates-based investor returns across key markets, ETF types and domiciles.

Types of ETFs compared

Common forms of ETFs compared in this Report include the following:

Hong Kong ETF

Hong Kong unit trust authorized by the Securities and Futures Commission of Hong Kong

Luxembourg ETF

Capital company constituted as a Société d'Investissement à Capital Variable (SICAV)/Société d'Investissement à Capital Fixe (SICAF)

Irish ETF

Irish Collective Asset-management Vehicle (ICAV) authorized as an Undertaking for Collective Investment in Transferable Securities (UCITS)

US ETF

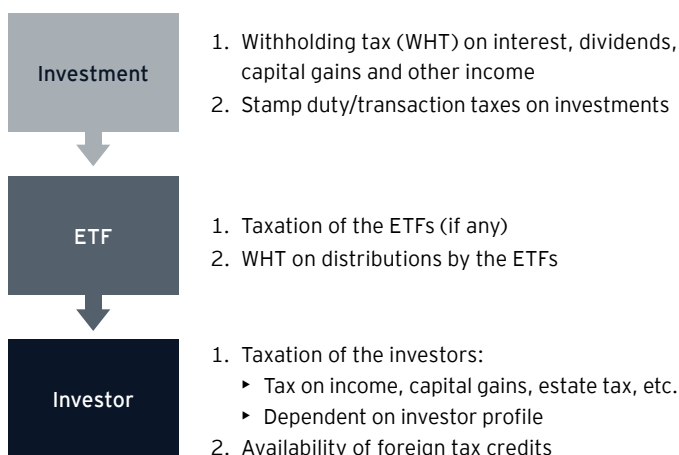
Regulated Investment Company and satisfies specific requirements

General basis of preparation

1. This Report is general in nature.
2. It does not consider any transfer taxes such as stamp duty.
3. It considers only income tax/WHT effect on dividend and interest income received by the ETFs, and excludes capital gains tax or tax on trading profits/losses.
4. The distribution from ETFs is considered to be normal dividend and/or distribution (practically subject to local variances).
5. All investors are institutional corporate investors and tax residents in their domicile location(s), and subject to standard corporate income tax rate. Individual circumstances have not been considered.
6. To the extent domestic unilateral tax credit is available and considered, it is assumed that the necessary criterion is satisfied and the available tax credit will be within the prescribed limit.
7. Some jurisdictions may have regulatory restrictions on cross-border investments. Investors should seek separate legal and regulatory advice in this regard as this Report focuses solely on the potential tax implications of investing into different types of ETFs.
8. It does not consider any EU non-discrimination directives or relevant rules.
9. It is prepared based on the assumption that United Arab Emirates investor will be a Taxable Person subject to general tax regime, i.e., not Exempt Person and not a Qualifying Free Zone Person; and the investment in ETF will not qualify for Participation Exemption under United Arab Emirates Corporate Tax Law.

Multiple instances of taxation on ETFs

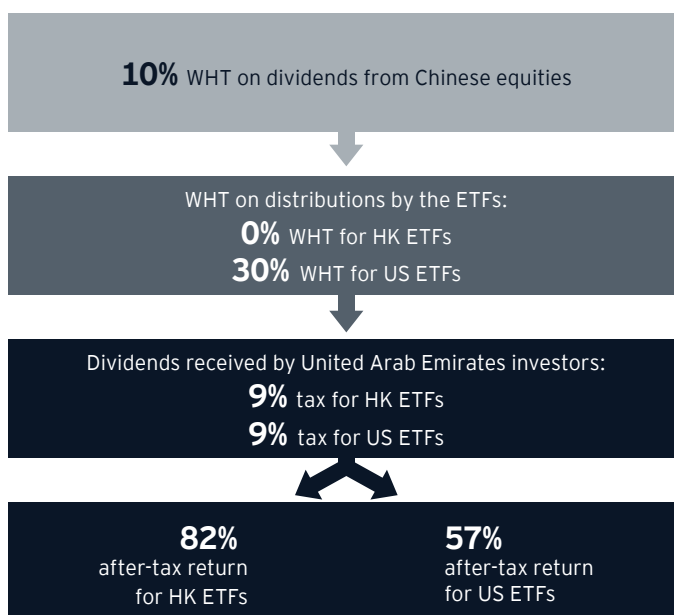
An investor's ETF returns can generally be subject to tax at three levels:



The extent of tax costs will vary widely depending on:

1. Domicile of the investor
2. Domicile and type of ETF¹
3. Jurisdiction of the underlying portfolio investments

Illustration using MSCI China Index ETFs:



This Report is prepared for informational purposes and supported by the ETF Tax Calculator. It sets out the key summary of the preparation basis as well as underlying assumptions. For more details, please visit: www.hkex.com.hk/ETFTaxCalculator.

United Arab Emirates investor after-tax returns compared

Figure 1 below depicts the percentage of expected after-tax returns for institutional corporate investors from investing into different domiciled ETFs which seek to track the investment results of the same selected single market equity index. It is assumed that different domiciled ETFs tracking the same index would generate the same ETF distribution before all levels of taxes.²

Figure 1. Single-market equity indices³

Index	After-tax return
MSCI China	Hong Kong ETF 82%
	Luxembourg ETF 82%
	Irish ETF 82%
	US ETF 57%
MSCI Hong Kong	Hong Kong ETF 91%
	Luxembourg ETF 91%
	Irish ETF 91%
	US ETF 64%
MSCI Taiwan	Hong Kong ETF 72%
	Luxembourg ETF 72%
	Irish ETF 72%
	US ETF 50%
MSCI Japan	Hong Kong ETF 82%
	Luxembourg ETF 77%
	Irish ETF 77%
	US ETF 57%
MSCI USA	Hong Kong ETF 64%
	Luxembourg ETF 64%
	Irish ETF 77%
	US ETF 64%

Consider total cost of ownership (TCO) including tax

This Report provides evidence that significant differences can arise in after-tax returns for ETFs domiciled in different jurisdictions. However, tax should not be the only consideration in ETF selection. Investors should evaluate ETF investment costs in the context of the TCO, including but not limited to bid-ask spread, broker commissions, total expense ratio and taxation. For more details about TCO, please read the *ETF Total Cost of Ownership primer* in the HKEX ETF web page.

Why Hong Kong ETFs?

Hong Kong-domiciled ETFs have traditionally been recognized for their unique access to the domestic market of Mainland China. However, with the HKEX now carrying more than 170 ETFs and Leveraged and Inverse Products representing a wide range of global products, investors now have an enhanced ability to use Hong Kong ETFs to achieve their desired market exposures.

Furthermore, Hong Kong's ETF market, as a regional issuing and trading hub of ETFs, is seeing deepening liquidity driven by a continuously enhancing market structure. This translates into narrower bid-ask spread and lower trading cost for investors seeking to gain exposure to Asia and beyond via Hong Kong ETFs.

Investors can also benefit from a lower tracking difference, which is a component of TCO, by trading Asia underlyings in the Asian time zone with Hong Kong ETFs as they can react to events occurring in Asia more timely.

Hong Kong ETFs may offer a tax-efficient, low-cost vehicle for investors to access a diverse range of asset classes and markets.

To learn more about Hong Kong ETFs, please visit the HKEX ETF web page www.hkex.com.hk/etp.

To see the after-tax returns comparison on more indices, please visit: www.hkex.com.hk/ETFTaxCalculator.

Notes:

- Especially important because this should have an impact on the following:
 - The applicable WHT rate at both the investment and investor levels
 - The applicable taxes at the ETF level
 - Access to any available tax treaty benefits
- This includes portfolio level, ETF level and investor level, and does not take into account any fees to intermediates.
- This Report is prepared based on the index constituents data and the applicable tax rates as of 31 December 2023. The index constituents data is provided by MSCI. For MSCI indices, the jurisdiction classification is generally determined by the company's location of incorporation and the primary listing of its securities.

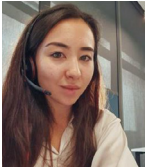
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