

# Family Office and Private Client

## Fact Sheet

Passion, it's what drives entrepreneurs, family businesses and fast-growing companies alike. It's also what inspires KPMG Private Enterprise advisers to help you drive success. KPMG Private Enterprise advisers in member firms around the world are dedicated to working with such businesses as the trusted adviser, and understand what is important to you and can help you navigate your challenges – no matter the size or stage of your business. You gain access to KPMG's global resources through a single point of contact – It's a local touch with global reach.

KPMG South Africa's Family Office and Private Client team understands that every family and private entity is different. We provide bespoke support customized to the needs of you and your families. We advise on the establishment and operation of Family Offices with a focus on growth whilst preserving your energy. We assist individuals, families and family offices operating in all sectors, irrespective as to how their wealth and success as has accumulated.

### Family Offices

#### Introduction

No two families are identical and the same goes for family offices.

The way KPMG approaches family, stems from one key insight: that the term "family office" is a flexible concept. There is no single definition, no standard form.

Whether you are thinking about creating a family office for the first time or have a long-established family office, every case requires a unique approach.

That is why, rather than having a set list of family office products, we focus on having a team of specialists who draw on the wider experience from all areas of our global practice to suit each client and their challenges.

#### How can we help you?

Whether you want help to design your family office's blueprint or develop its strategy, to conduct a health-check of your existing structures, or just to access expert advice on one particular project or transaction, we have the right people for the job.

When you work with us, you have access to the expertise accumulated by other families like yours over the years. While you may be facing a challenge for the first time or trying to make the most of a new opportunity, it is likely that other families have been there before you.

We believe it is important to learn from their experiences, which is why we have created a network for our family office clients and contacts. We invite you to attend events, access thought-leadership and share experiences with other families and senior family office executives.

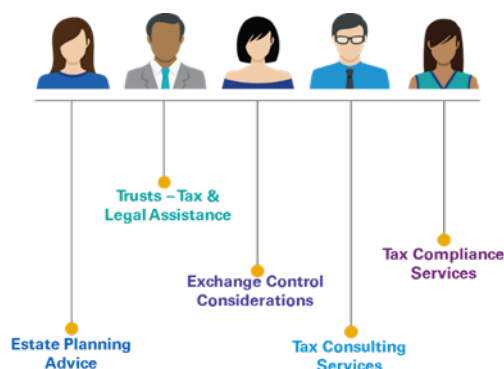
### Your needs

- **Establish**  
Helping families set up family offices that meet their needs
- **Operate**  
Oiling the wheels in established family offices
- **Grow**  
Setting strategy and providing targeted expertise for different assets
- **Preserve**  
Helping established families to protect their legacies

### Our family office clients are currently drawing on the following areas of specialist expertise:

- Assurance reviews of operations and governance
- Business intelligence
- Corporate finance
- Corporate governance, regulatory & compliance advice
- Cyber Security
- Due diligence
- Family business consulting
- Family governance
- Financial modelling of family's wealth
- Financial risk management
- Forensic accounting
- Indirect tax including VAT, stamp duty, transfer pricing and luxury asset expertise
- Internal audit strategic sourcing
- Investment IT advisory services
- Management consulting and operating model design
- Partnerships and joint ventures
- Tax and structuring advice
- Private client advisory
- Tax compliance
- Small business accounting, bookkeeping and payroll
- Specific country and sector expertise
- Statutory and non-statutory audit
- Structural reviews
- Technology reviews

## Private clients



The approach taken by KPMG’s International Private Client Services team is to draw in experts from many different disciplines and give our clients access to their expertise through one contact-point.

Our team of trusted tax and legal advisors understand that no two high net-worth individuals are alike. We take a solutions-driven approach when dealing with complex tax, legal and structural issues – all from one team. With access to our global network, we confidently support you in building your legacy.

### Trusts – legal assistance

KPMG will assist with the setting up of a trust including:

- Advising on the different types of trusts and the advantages, disadvantages and pitfalls of using a trust
- Advising on the legal obligations i.e. the proper administration of the trust appointment of independent trustees, settlements out of a trust
- Assisting with the review and amendment to the wording of a Trust Deed

### Trusts – tax assistance

KPMG will review Trust Deeds provided to us and advise on the tax implications for the trust, the founder and the beneficiaries of the trust in respect of:

- Donations made to the trust
- Assets acquired by the trust on loan account
- Income and capital gains derived by the trust
- Distributions made by the trust

### Estate planning advice

KPMG will advise on:

- The Estate Duty implications of a will, including what constitutes property (inclusions and exclusions) and deemed property in terms of the will, and the valuation of property for Estate Duty purposes
- Whether trust property will be included in the estate of the deceased, as deemed property
- The allowable deductions, abatement / portable spousal deduction, calculation of the dutiable amount, and the applicable Estate Duty rates and thresholds

- The advantages and disadvantages of setting up a testamentary trust or whether an inter vivos trust would be more appropriate
- Amendments required to a Trust Deed to remove any provisions which may impact the client’s estate negatively
- The taxation of deceased estates
- The Exchange Control considerations for a deceased estate.

### Donations tax advice

Advising on the tax implications of donations made to individuals and trusts, as well as the applicable exemptions

### International tax and exchange control planning advice:

KPMG will provide advice in relation to any aspect of the tax legislation that may impact individuals including:

- Tax residency determination including analysing the impact of a relevant Double Tax Agreement (“DTA”)
- Assistance with residency applications through foreign investment
- Assistance in seeking tax efficiency in respect of retirement savings in terms of a DTA with an appropriate country
- Exchange control advisory services including advising on the implications of being considered an exchange control resident and how to cease being regarded as an exchange control resident (now a process administered by Revenue).

### Tax and exchange control compliance: individuals, employers and trusts

In assisting our clients with their annual income tax returns and provisional tax returns, KPMG will work with their financial and legal advisors (where relevant) to ensure that all income tax implications have been considered in respect of their financial investments. We will prepare and submit their returns after obtaining their approval, review their income tax assessments for accuracy and attend to any requests for information and/or documents from the South African Revenue Service (“SARS”). In addition, we are available to provide assistance with the application for the appropriate tax clearance certificate from SARS in respect of foreign investment and the necessary tax clearance forms for the remittance of retirement fund benefits.

### Dispute resolution

KPMG is able to provide guidance and assistance throughout the process of a dispute with SARS including:

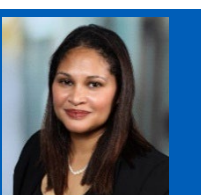
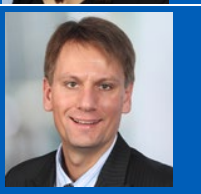




- Drafting and submitting a Notice of Objection or a Notice of Appeal against an incorrect assessment issued by SARS
- Attending an Alternative Dispute Resolution meeting with SARS
- Submitting a request for suspension of payment of an amount of tax under dispute
- Submitting a request for remittance of penalties and interest levied by SARS

## Voluntary disclosure of non-compliance

KPMG can assist with the application for relief in terms of the Voluntary Disclosure Programme ("VDP") operated by SARS including:

- Drafting and submitting a VDP letter setting out the detailed grounds for the application
- Preparation or review of VDP calculations, if required
- Liaising with the VDP consultant appointed by SARS
- Review of the VDP Agreement issued by SARS to ensure accuracy of information and figures reflected in the agreement

## Contact Us

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