

# Tax Strategy

Damco Poland sp. z o.o.

Fiscal year ending 31 December 2023



## Disclaimer

*The English version of this document has been prepared for information purposes only and is not legally binding. In case of any discrepancies or inconsistencies, the original Polish version shall prevail. No reliance should be placed on this translation for legal, tax or compliance purposes*

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## List of abbreviations

<i>Abbreviation</i>	<i>Name</i>
Tax Ordinance	Tax Ordinance Act of 29 August 1997 (Journal of Laws of 2021, item 1540, as amended)
CIT Act	Corporate Income Tax Act of 15 February 1992 (Journal of Laws of 2021, item 1800, as amended)
Accounting Act	Accounting Act of 29 September 1994 (Journal of Laws of 2021, item 217, as amended)
CIT	Corporate income tax
PCC or PCC tax	Tax on civil law transactions
PIT or PIT tax	Personal income tax
VAT	Value Added Tax
Strategy, Tax strategy	This document
Company or Damco	Damco Poland sp. z o.o.
Head of KAS	Head of the National Revenue Administration

## Introduction

Damco Poland sp. z o.o. is part of the A.P. Moller – Maersk group of companies (“Maersk” or “Group”). Maersk is a global provider of transport and logistics services. The Group operates in the field of container transportation and ports through subsidiaries and affiliated companies. The Group’s business activities include international shipping transportation, intermodal transportation and handling dry, refrigerated and special cargoes.

The Group operates in North America, Europe, the Middle East and Africa and Asia Pacific. The Group's headquarters are located in Copenhagen, Denmark.

The business activities of Damco Poland sp. z o.o. includes providing shipping information, organising the transport of goods and cargo and customer relationship management.

The purpose of preparing information on tax strategy is to fulfil the obligations under Article 27c of the Corporate Income Tax Act of 15 February 1992.

This information only covers the period from 1 January 2023 to 31 December 2023 and includes transactions, documentation, procedures, plans and other information for that period.

### 1. Information on tax processes and procedures

The Company is committed to managing its tax affairs in a manner that ensures proper assessment of the tax implications of its business operations from economic and regulatory perspectives, including relevant tax laws. The approach considers the interpretation of laws by tax authorities, administrative courts and jurisprudence.

As part of its operational framework, the Company regularly evaluates key business activities to ensure alignment with its tax strategy, understand tax consequences of actions taken, ensure compliance with applicable tax regulations and adhere to internal processes and procedures.

The Company's tax policy is intended to support its long-term growth, financial results and sustainable development while maintaining compliance with tax regulations.

This commitment directly influences the amount of taxes paid by the Company in Poland, reinforces the Company’s due diligence in meeting its tax obligations and enhances its reputation as a responsible and trustworthy taxpayer and business partner.

In line with this policy, the Company adopts a tax strategy with a conservative tax risk appetite, prioritising tax compliance and reporting. To mitigate risks and prevent disputes with the tax authorities, the Company identifies and fulfils its tax obligations responsibly and with diligence.

#### 1.1. Applied tax processes and procedures

To ensure compliance with tax laws and the effective management and fulfilment of tax obligations, the Company has implemented and adheres to tax processes and procedures intended to address its complexity and organizational structure, including:

1. **Tax strategy**
2. **Tax processes and procedures** incorporate the principles outlined in this Strategy and specifically address the Company’s tax obligations in relation to key operational areas. These procedures encompass various activities related to tax compliance and tax settlements. The processes and procedures include:

- a) Accurate accounting of economic events that determine the occurrence or non-occurrence of taxable events.
- b) Proper recognition and reflection of recorded transactions in tax settlements.
- c) Timely and accurate fulfilment of tax obligations, including the submission of tax returns, declarations, reports, notifications and other required documentation.
- d) Correct application of applicable tax rates.
- e) Proper classification of parties, subjects and economic events insofar as they impact tax obligations and liabilities.
- f) Collection and preparation of required information.
- g) Collection and preparation of information required to support positions adopted in tax returns and other obligations.
- h) Compliance with Mandatory Disclosure Rules (MDR) procedures.
- i) Procedures for tax settlements, ensuring timely and accurate compliance with tax payment and reporting obligations.
- j) Procedures for the approval and signing of documents affecting tax settlements, including definitions of roles, responsibilities and authority for individuals handling or overseeing tax compliance.
- k) Counterparty verification and selection procedures, including due diligence procedures for VAT, Corporate Income Tax and Withholding Tax compliance.
- l) Procedures established under specific regulatory frameworks, such as Anti-Money Laundering (AML) and General Data Protection Regulation (GDPR).
- m) Archiving and document retention procedures.
- n) Procedures for managing tax audits and inspections.
- o) Embedded unwritten practices within the Company that contribute to consistent and proper fulfilment of tax obligations.

## **1.2. Agreement on cooperation with the Head of KAS**

The Company is not a party to a cooperation agreement with the Head of the National Revenue Agency.

The Company recognises that voluntary cooperation with the National Tax Administration may take various forms, including Advance Pricing Agreements (APA), security opinions, opinions on the application of withholding taxes, Mutual Agreement Procedures (MAP), the International Compliance Assurance Program (ICAP), Investment Agreements (referred to as "Interpretation 590") and VAT Cross-Border Ruling (CBR).

The Company confirms that in 2023, it did not engage in any forms of voluntary cooperation with the authorities of the National Tax Administration.

## 2. Key tax obligations in Poland

### 2.1. Information on the taxpayer's Polish tax obligations in 2023

	Type of tax		Information whether the Company pays tax
<u>Direct taxes</u>	CIT	Taxpayer	YES
		Payer	YES
	PIT	Taxpayer	NO
		Payer	YES
<u>Indirect taxes</u>	VAT		YES
	EXCISE DUTY		NO
	CUSTOMS DUTY		NO
	TCLT		NO
<u>Local taxes</u>	Property tax		YES
	Tax on means of transport		NO
	Forestry tax		NO
	Agricultural tax		NO

### 2.2. MDR

Information on tax schemes reported to the Head of the National Tax Administration for the tax year covered by the Tax Strategy where the Company participated as a promoter, beneficiary or supporter.

In 2023, Damco Poland Sp. z o.o. did not report any information to the Head of the National Tax Administration about tax schemes.

**3. Information on transactions with related parties**

<p><b>Transactions conducted by the Company with related parties with a value exceeding 5% of the balance sheet total assets within the meaning of accounting regulations determined on the basis of the last approved financial statements</b></p>	<p>In the tax year covered by this report, the Company carried out the following transactions with related parties with a value exceeding 5 % of the balance sheet total:</p> <p>1) General description of the nature of the transaction: <i>sale of services</i>  Total transaction value: <i>62 697 000 PLN</i>  General nature of the relationship with the counterparty: <i>Company from the Maersk Group indirectly related with Damco Poland;</i></p> <p>2) General description of the nature of the transaction: <i>purchase of services</i>  Total transaction value: <i>17 770 000 PLN</i>  General nature of the relationship with the counterparty: <i>Company from the Maersk Group indirectly related with Damco Poland;</i></p>
<p><b>Information on planned or ongoing restructuring activities that may affect the tax liabilities of the Company or related entities</b></p>	<p>In the tax year covered by this report, the Company did not undertake or make plans to undertake restructuring activities that could affect its tax liabilities or those of related entities.</p>

**4. Information on requests submitted by the Company**

**4.1. General tax interpretations**

The Company did not apply for any general tax interpretations in the tax year covered by this Tax Strategy.

**4.2. Individual tax interpretations**

The Company did not apply for any individual interpretations in the tax year covered by this Tax Strategy.

**4.3. Binding Rate Information (WIS)**

The Company did not apply for any binding rate information in the tax year covered by this Tax Strategy.

**4.4. Binding excise information (WIA)**

The Company did not apply for any binding excise information in the tax year covered by this Tax Strategy.



## 5. Information on tax settlements

For the tax year covered by this Tax Strategy, the Company did not make tax settlements in jurisdictions applying harmful tax competition, as defined by executive acts issued under Article 11j(2) of the CIT Act and Article 23v(2) of the Personal Income Tax Act of 26 July 1991, and the announcement of the Minister of Finance pursuant to Article 86a § 10 of the Tax Ordinance.