

Ghana

Summary of CbC Reporting and Transfer Pricing Documentation Rules

Country-by-Country Report

- Effective Date: Regulations entered into force in November 2020.
- Filing Threshold: MNEs established in Ghana with annual consolidated group revenue equal to or exceeding GHS 2.9 billion in the previous financial year.
- Local Filing: A constituent entity established in Ghana may be required to file the CbC report if certain conditions are met.
- Information Reported: Generally consistent with OECD guidance.
- Forms/Filing Information:
 - CbC Report: Filed electronically, according to the template to be issued by the tax administration.
- Deadline for Filing Notification of Reporting Entity: Within 12 months after the end of the reporting fiscal year.
- Deadline for Filing CbC Report: Within 12 months after the end of the reporting fiscal year.
- Penalties: General tax penalties may apply.
- Exchange of Information:
 - MCAA CbC: Not signed.

Master File (Main File)

- Effective Date: Regulations entered into force in November 2020.
- Filing Threshold: Taxpayers engaged in an arrangement with a person with whom they have a controlled relationship, and the value of the arrangement exceeds the Ghana cedi equivalent of USD 200,000. In determining the threshold, two or more transactions may be aggregated.
- Safe Harbor – Intra-Group Services: Taxpayers with low value-adding intra-group services (i.e., the amount is based on the allocation of total costs incurred in providing the service; the allocation is based on an appropriate allocation method; and the cost-plus mark-up does not exceed 3%) may elect for a documentation exemption for these transactions (election must be made on a timely basis). Certain types of services do not qualify as low value-adding services (e.g., services that constitute the core business of the persons in the controlled relationship; research and development; etc.). Relevant information regarding these transactions is included in the annual Transfer Pricing Return.
- Safe Harbor – Technology Transfer Agreement: Controlled transactions covered by a Technology Transfer Agreement that is registered with the Ghana Investment Promotion Centre and for which the amount charged (for royalties; know-how; and management/technical fees) does not exceed 2% of net profit, may elect for a documentation exemption for these transactions (election must be made on a timely basis). Relevant information regarding these transactions is included in the annual Transfer Pricing Return.
- Information Reported: Generally consistent with OECD guidance.
- Language: English.

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- Deadline for Preparation/Submission: Contemporaneous documentation must be filed electronically within 4 months after the financial year-end.
- Penalties: Penalties for non-compliance may apply.

Local File

- Effective Date: November 2020.
- Filing Threshold: Related party transactions exceeding the cedi equivalent of USD 200,000.
- Exemptions: Generally, taxpayers with low value-adding services with a cost-plus mark-up below 3% or transactions covered by a Technology Transfer Agreement that is registered with the Ghana Investment Promotion Centre and has applicable fees below 2% of net profit may notify the Commissioner General of their election to opt into the simplified approach to transfer pricing documentation.
- Information Reported: Generally consistent with OECD guidance.
- Language: English.
- Deadline for Preparation/Submission: Prepared contemporaneously and filed electronically within 4 months after the financial year-end.
- Penalties: Penalties for non-compliance may apply.

Transfer Pricing Return

Taxpayers engaged in an arrangement with a person with whom they have a controlled relationship must submit an [Annual Return on Transfer Pricing Arrangements](#) which includes information regarding arrangements with associated persons and transfer pricing methods used to determine the price for the controlled arrangements. The annual transfer pricing return must be submitted in English and filed electronically within 4 months after the financial year-end. Penalties for non-filing or late filing may apply.