

OFFSHORE

Offshore Secrecy Law

CORPORATIONS, TRUSTS, FOUNDATIONS & BANKS

SHORE

By E. Edward Siemens

Confidentiality
and Transparency
respecting Offshore
Legal Entities

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Belize
Bermuda
British Virgin Islands
Cayman Islands
St Kitts & Nevis
St. Vincent &
the Grenadines
Panama
Guernsey
Jersey
Isle of Man

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Liechtenstein
Luxembourg
Cyprus
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Cook Islands
Mauritius
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Dubai
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Offshore Secrecy Law Confidentiality And Transparency Respecting Offshore Legal Entities



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Global Forum on Transparency and Exchange of Information for Tax Purposes Peer Reviews: Antigua and Barbuda 2011 Phase 1: Legal and Regulatory Framework OECD,2011-09-12 This publication reviews the quality of Antigua and Barbuda s legal and regulatory framework for the exchange of information for tax purposes **Global Forum on Transparency and Exchange of Information for Tax Purposes Peer Reviews: Sint Maarten 2012 Phase 1: Legal and Regulatory Framework** OECD,2012-10-29 This report examines Sint Maarten s legal and regulatory framework for the exchange of tax information *Global Forum on Transparency and Exchange of Information for Tax Purposes Peer Reviews: Antigua and Barbuda 2014 Phase 2: Implementation of the Standard in Practice* OECD,2014-08-04 This report contains the 2014 Phase 2 Implementation of the Standards in Practice Global Forum review of Antigua and Barbuda **Global Forum on Transparency and Exchange of Information for Tax Purposes Peer Reviews: Curaçao 2011 Phase 1: Legal and Regulatory Framework** OECD,2011-09-12 This publication reviews the quality of Curaçao s legal and regulatory framework for the exchange of information for tax purposes Global Forum on Transparency and Exchange of Information for Tax Purposes Peer Reviews: Dominica 2012 Phase 1: Legal and Regulatory Framework OECD,2012-10-29 This report examines Dominica s legal and regulatory framework for the exchange of tax information *Tax in Developing Countries* Great Britain: Parliament: House of Commons: International Development Committee,2012-08-23 This report highlights the importance of tax collection in developing countries and recommends that the UK s aid programme should increase its focus on supporting tax authorities This is equally valid for all forms of taxation including VAT personal income taxation and corporate taxation It is also essential that taxes are paid on a fair and equal basis by all New tax rules on developing countries the Controlled Foreign Companies CFC rules are designed to discourage UK owned corporations from using tax havens Traditionally these rules have applied to all UK owned corporations both those operating in the UK and those operating overseas Under the new rules however this will apply only to corporations operating in the UK making it easier for those operating in developing countries to use tax havens A number of NGOs have campaigned vigorously against the changes with ActionAid estimating that developing countries may lose up to 4 billion in tax revenues as a result The UK Government does not accept this estimate but does not deny that there will be some cost to developing countries The Committee recommends that subject to the outcome of its own analysis the Government should consider reversing the change as a matter of urgency The Committee also received evidence which argued that the Government should require UK owned companies to report their financial information on a country by country basis rather than on an aggregate basis The Government is reluctant to act unless other EU countries do likewise but the Committee believes that it should act unilaterally **Offshore Secrecy Law** E. Edward Siemens,2013 Comparison of the laws of 24 nations *Confidentiality in Offshore Financial Law* Rose-Marie Belle Antoine,2002 The subject of confidentiality in offshore finance law and its

parameters and limits are assessed by reviewing case law legislation treaties and public policy The book explores mutual legal assistance world wide restraint orders and the tensions posed by conflicting national interests **Offshore Company Fundamentals** David Offshorman,2021-05-18 Everything starts out small The author of this book once heard this mysterious word offshore for the first time too And he too asked himself questions like What does a registered agent do How much do nominee services cost Why do I need an apostille and Where is it better to open a bank account It is this inexperienced reader that the book is intended for and its title speaks for itself Offshore Company Fundamentals contains basic information that is necessary to anyone who on hearing the word Panama thinks of a broad hat rather than of Panama Papers However a sophisticated reader will also appreciate the survey of events and facts without which the topic can hardly be considered properly covered although they do not exactly qualify as fundamental stuff Panama Papers and other offshore leaks What data will be available in the era of worldwide exchange of information sometimes the future looks back at you from your computer screen Cyprus deposit haircut 2013 an event that usually makes one lose faith in humanity but in this case for some reason the only thing lost was money How to open a bank account in the new environment Learning to fly is easier International Consortium of Investigative Journalists ICIJ an organisation that is more like an elite Boy Scout task force digging up compromising material on the powers that be if they are in any way associated with offshores Where is the nominee director heading Wherever he is heading now you will not be going the same way Compliance Officer a bogey that sophisticated businessmen use to scare children into good behaviour The more recent popular questions also include What are CFC rules Will I need to comply with economic substance requirements How does the automatic exchange of tax information work Why set up a trust Of course the author could not but cover these highly relevant topics too Whether he has succeeded in this and other tasks is up to you to decide Legal Issues in Offshore Financial Services Rose-Marie Belle Antoine,2004 In this publication academics professional and representatives of the regulatory and government sectors from the Caribbean and the United Kingdom address the types of offshore products and functions the offshore tax function the legal issues involved in using the offshore trust and regulation of the offshore sector The Key areas of International Business vehicles the Captive Insurance Industry the use of offshore trusts in International estate planning and the regulation and control of money laundering are also analysed This publication represents an edited and updated collection of papers delivered at the 1998 workshop on the subject Legal Issues in Offshore International Financial Services *Legal Aspects of Offshore Financial Law* Rose-Marie Antoine,2005 Confidentiality in Offshore Financial Law and Trusts and Related Tax Issues in Offshore Financial Law are now available together as a two volume set Each title provides detailed analysis of the law and practice relating to offshore finance including money laundering issues tax planning asset protection and the creation and management of trusts These titles will be valuable research tools for the practitioner and academic alike **Offshore Banking and Confidentiality in Vanuatu** Jennifer C. Corrin,2016 Under the common law a duty of confidentiality arises

from the express or implied terms of the banker customer relationship. However, banks in offshore financial centres are facing increasing demands from government authorities such as tax offices investigating tax evasion and police investigating offences such as money laundering to disclose account information. Whether these demands come from a domestic or foreign authority, they pose a threat to the inviolability of secrecy and confidentiality. This chapter examines this problem in the context of Vanuatu, a tax haven in the South West Pacific. The chapter commences with some brief background on Vanuatu and then gives an explanation of the sources of law in Vanuatu, which constitute a complex mixture of common law, civil law and indigenous law known locally as Customary Law or *Kastom*. It then sets out the current legal position in Vanuatu regarding a banker's duty of confidentiality, including a discussion of relevant legislation. The chapter explores the exceptions to the duty and analyses the approach of the courts in Vanuatu with reference to decisions in other common law countries, including England and Australia. It goes on to discuss the competing arguments for and against compulsory disclosure and considers whether the regime in Vanuatu offers any solutions for other small island states.

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