



Advanced Issues in International and European Tax Law

Christiana HJI Panayi

B L O O M S B U R Y

Online Book Advanced Issues International European Tax

Enrico Gallo



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Advanced Issues in International and European Tax Law Christiana HJI Panayi, 2015-12-03 This book examines recent developments and high profile debates that have arisen in the field of international tax law and European tax law Topics such as international tax avoidance corporate social responsibility good governance in tax matters harmful tax competition state aid tax treaty abuse and the financial transaction tax are considered The OECD G20 project on Base Erosion and Profit Shifting BEPS features prominently in the book The interaction with the European Union's Action Plan to strengthen the fight against tax fraud and tax evasion is also considered Particular attention is paid to specific BEPS deliverables exploring them through the prism of European Union law Can the two approaches be aligned or are there inherent conflicts between them The book also explores whether when it comes to aggressive tax planning there are internal conflicts between the established case law of the Court of Justice and the emerging policy of the European institutions By so doing it offers a review of issues which are of constitutional importance to the European Union Finally the book reflects on the future of international and European tax law in the post BEPS world

Advanced Topics in Revenue Law John Tiley, Glen Loutzenhiser, 2013-01-07 The last several years have seen fundamental changes to the UK tax system Nearly the entirety of the UK corporation tax and international tax rules have been rewritten by three new statutes the Corporation Tax Acts 2009 and 2010 and the Taxation International and Other Provisions Act 2010 The UK has also implemented major new policies affecting the taxation of pensions charities savings vehicles non doms and the foreign profits of UK companies In addition European Union law and especially the case law of the Court of Justice of the European Union has had an increasingly important impact on UK corporation tax and international tax law in particular This new book on advanced topics in UK tax law is derived from material previously found in John Tiley's major text on Revenue Law that has been expanded and comprehensively updated to take account of these developments The book deals with Corporation Tax International and European Tax Savings and Charities in a manageable and portable volume for law students and practitioners It complements the material on UK Income Tax Capital Gains Tax and Inheritance Tax found in Revenue Law 7th edition Unlike other tax law books this text explains the new rules found in CTA 2009 CTA 2010 and TIOPA 2010 in light of its legislative predecessors The book contains extensive references to the new legislation and also to the former enactments in ICTA 1988 and elsewhere Those familiar with the old law but wanting to find their way round the new will find this work particularly valuable The book is designed for law students taking advanced tax courses in the final year of their law degree course and for graduate students but is intended to be of interest to all who enjoy tax law Its purpose is not only to provide an account of the rules but to include citation of the relevant literature from legal periodicals and some discussion of or reference to the background material in terms of policy history or other countries tax systems

Tax Justice and Tax Law Dominic de Cogan, Peter Harris, 2020-11-12 Most people would agree that tax systems ought to be just and perhaps a great deal more just than they are at present What is more

difficult is to agree on what tax justice is This book considers a range of different approaches to and ideas about the nature of tax justice and covers areas such as imbalances in international tax arrangements that deprive developing countries of revenues from natural resources and allow wealthy taxpayers to use tax havens protests against governments and large business attempts to influence policy through more technical means such as the OECD's Base Erosion and Profits Shifting project interpersonal matters such as the ways in which tax systems disadvantage women and minorities the application of wider philosophical or economic theories to tax systems The purpose of the book is not to iron out these underlying differences into a grand theory but rather to gain a more precise understanding of how and why we disagree about tax justice In doing so the editors are assisted by a stellar cast of contributors from four continents with a wide variety of views and experiences but a common interest in this central question of how to agree and disagree about tax justice This is of course not only an intellectual exercise but also a necessary precursor to achieving real world change

Multilateral Cooperation in Tax Law Martin Klok, Katharina Moldaschl, 2023-10-03 An in depth analysis of various aspects of multilateral cooperation in tax law Tax evasion and aggressive tax planning causing base erosion and profit shifting BEPS has been a widely discussed topic among academics and tax policy makers over the past decades Increasing globalization and digitalization have contributed to the intensification of this issue in recent years At the same time states continue to largely insist on their sovereignty in the area of tax law However due to their cross border nature issues related to BEPS are shared problems among the states and can typically not be solved by a single nation Therefore multilateral cooperation represents an option to build a bridge between the states demand for sovereignty and the problems caused by BEPS In this regard the OECD the UN and the EU play an important role in introducing international tax standards in an attempt to effectively address tax evasion and aggressive tax planning in many ways The interaction and cooperation between different international supranational EU and regional organizations is an ongoing process In this context the topic Multilateral Cooperation in Tax Law was selected as the general topic for the master's theses of the part time 2021/23 class of the postgraduate LL.M programme in International Tax Law at WU Vienna University of Economics and Business This volume aims to develop academic insights provide practical guidance and enable an in depth analysis of various aspects of this topic The book is divided into four parts The first part deals with a general overview of the understanding of multilateral cooperation the background that led to the need for multilateral cooperation and the different stakeholders that play a relevant role in it While the chapters included in the second part focus on the most important developments on an international level OECD and UN the chapters encompassed in the third part analyse the multilateral cooperation initiatives of the EU Finally the chapters included in part four deal with selected issues related to multilateral cooperation in tax law including mutual assistance and exchange of information dispute resolution mechanisms and measures in digitalized businesses

Tax Treaty Case Law around the Globe 2023 Georg Kofler, Michael Lang, Alexander Rust, Jeffrey

Owens, Pasquale Pistone, Josef Schuch, Karoline Spies, Claus Staringer, Rita Szudoczky, Peter Essers, Eric Kemmeren, Cihat Öner, Daniel Smit, 2024-04-17 A Global Overview of International Tax Disputes on DTC This book is a unique publication that gives a global overview of international tax disputes on double tax conventions and thereby fills a gap in the area of tax treaty case law It covers the 29 most important tax treaty cases that were decided around the world in 2022 The systematic structure of each chapter allows for the easy and efficient study and comparison of the various methods adopted for applying and interpreting tax treaties in different cases With the continuously increasing importance of tax treaties Tax Treaty Case Law around the Globe 2023 is a valuable reference tool for anyone interested in tax treaty case law This book is of interest to tax practitioners multinational businesses policymakers tax administrators judges and academics **CJEU - Recent**

Developments in Direct Taxation 2021 Georg Kofler, Michael Lang, Pasquale Pistone, Alexander Rust, Josef Schuch, Karoline Spies, Claus Staringer, Alfred Storck, 2022-08-30 CJEU The most important cases in the field of direct taxation A great number of cases pending before the European Court of Justice CJEU concern the fundamental freedoms and state aid in respect of direct taxation In particular the number of infringement procedures brought before the CJEU by the European Commission has been increasing year on year The CJEU is a driving force in the field of direct tax harmonization All judgments and pending cases therefore have to be carefully analysed by academics as well as practitioners This book discusses the most important cases in the field of direct taxation pending before or recently decided by the CJEU Moreover the national background of these cases is discussed and possible infringements of the fundamental freedoms and state aid rules are analysed The analyses are presented by esteemed national and European tax law experts The authors focus on the preliminary questions submitted to the CJEU by the national courts and the CJEU case law which could be of relevance for driving future judgments This book goes to the heart of the national tax systems exposing hidden obstacles to the fundamental freedoms **Revenue Law** John Tiley, Glen Loutzenhiser, 2012-10-11 This is the 7th Edition of John Tiley's

major text on revenue law now massively restructured to focus upon the UK Tax system Income Tax Capital Gains Tax and Inheritance Tax What were previously sections dealing with Corporation Tax International and European Tax Savings and Charities have been spun off to an entirely new book entitled Advanced Topics in Revenue Law While this narrowing of the scope of Revenue Law means that it focuses on the most important UK taxes its reduced size also makes it a more manageable and portable volume for law students and practitioners As with previous editions the text has been revised to incorporate changes wrought by new enactments in the past four years This however remains the only book on tax law which continues to explain the new law found in ITEPA ITTOIA and ITA in light of its legislative predecessors with references to the former enactments still remaining where relevant Those familiar with the old law of income tax but wanting to find their way round the new will find this work particularly valuable The book is designed for law students taking the subject in the final year of their law degree course or for more advanced courses and is intended to be of interest to all who enjoy tax law Its

purpose is not only to provide an account of the rules but to include citation of the relevant literature from legal periodicals and some discussion of or reference to the background material in terms of policy history or other countries tax systems

Virtues and Fallacies of VAT: An Evaluation after 50 Years Robert F. van Brederode, 2021-08-09 Value added tax VAT is a mainstay of revenue systems in more than 160 countries Because consumption is a more stable revenue base than other tax bases VAT is less distorting and hence more likely to encourage investment savings optimum labor supply decisions and growth VAT is not without criticism however and faces its own specific technical and policy challenges This book the first to thoroughly evaluate VAT from a global policy perspective after over 50 years of experience with its intricacies offers authoritative perspectives on VAT's full spectrum from its signal successes to the subtle ways its application can undermine revenue performance and economic neutrality The contributors leading tax practitioners and academics examine the key policy issues and topics that are crucially relevant for measuring the success of the tax in the first part of the book including revenue generation and revenue efficiency single rate versus multiple rates susceptibility to fraud exemptions and exceptions compliance cost for businesses policy and compliance gaps in revenue collection adjustment rules caused by the transactional nature of the tax transfer pricing issues treatment of vouchers permanent establishments and holding companies payment of refunds cross border digital transactions and supplies for free or below cost price The second part offers six country reports on New Zealand Japan China Colombia Ethiopia and India to demonstrate the different ways in which VAT operates in a variety of national economies Whether a government is contemplating the imposition of a general consumption tax for the first time or new rules for applying an existing one it is important for policymakers to keep central the aim to design a tax that realizes optimal efficiency and causes minimal distortions This invaluable book serves as an expert guide to VAT policy development in this area It will be welcomed not only by concerned government officials but also by tax professionals both lawyers and accountants and academics in tax law

Artificial Intelligence and Taxation Law Enrico Gallo, 2025-07-25 This book identifies how artificial intelligence AI systems can be used as part of decision processes within international tax and transfer pricing disputes The issue of double taxation and its impact on economic development continues to escalate as globalization causes states to interact on a growing scale In recent years AI applications have shown potential to solve this issue particularly in reference to the length of time taken to resolve cases of double taxation in the field of transfer pricing These cases can typically take at least two or more years to resolve resulting in high cost to taxpayers and tax administrations The book identifies the current legal frameworks available to prevent and solve tax and more specific transfer pricing disputes and details their advantages and disadvantages Providing an analysis of what AI can offer to different legal principles it shows how this can challenge existing rules and the changes this requires within the legal framework The book provides an overview of the challenges and opportunities that lie at the intersection of AI systems and the domain of international law providing case studies to demonstrate its practical applications It asks and answers the

fundamental question Can AI or more specifically machine learning ML replace human decisions within the resolution of international tax and transfer pricing disputes The book will be of interest to researchers in the field of tax law data protection law consumer protection law intellectual property law and artificial intelligence **CJEU - Recent**

Developments in Direct Taxation 2023 Georg Kofler, Michael Lang, Pasquale Pistone, Alexander Rust, Josef Schuch, Karoline Spies, Claus Staringer, Rita Szudoczky, 2024-05-06 CJEU The most important cases in the field of direct taxation A great number of cases pending before the European Court of Justice CJEU concern the fundamental freedoms and state aid in respect of direct taxation In particular the number of infringement procedures brought before the CJEU by the European Commission has been increasing year on year The CJEU is a driving force in the field of direct tax harmonization All judgments and pending cases therefore have to be carefully analysed by academics as well as practitioners This book discusses the most important cases in the field of direct taxation pending before or recently decided by the CJEU Moreover the national background of these cases is discussed and possible infringements of the fundamental freedoms and State aid rules are analysed The analyses are presented by esteemed national and European tax law experts The contributing authors focus on the preliminary questions submitted to the CJEU by the national courts and the CJEU case law could be of relevance for driving future judgments This book goes to the heart of the national tax systems exposing hidden obstacles to the fundamental freedoms **European Access** ,1998 Tiley's Revenue Law Glen Loutzenhiser, 2022-05-05 This is the 10th edition of John Tiley's classic textbook on revenue law covering the UK tax system income tax capital gains tax inheritance tax and corporation tax as well as incorporating sections dealing with international and European tax savings charities and new to this edition value added tax and stamp duties The new edition has been comprehensively revised and fully updated with the latest case law statutory and other developments including the Finance Act 2021 The book's companion website provides bonus chapters on investment intermediaries pensions charities and the UK's value added tax and stamp duties The companion website will also supply annual updates to the print edition as well as study questions to help students navigate this complex subject The book is designed for students taking modules in tax law in the final year of their law degree or for more advanced courses It is also a valuable resource for academics and professionals in the field It provides an account of the rules as well as citation of the relevant literature from legal periodicals and some discussion of or reference to the background material in terms of policy history or other countries tax systems to give readers a contextual overview of the subject Accompanying online resources for this title can be found at bloomsbury pub tileys revenue law These resources are designed to support teaching and learning when using this textbook and are available at no extra cost *Taxation in a Global Digital Economy* Ina Kerschner, Maryte Somare, 2017-10-04 Time to discuss anti BEPS measures around digitalization In the course of the BEPS Report on Action 1 it was concluded that there was no instantaneous need for specific rules to address base erosion and profit shifting BEPS made possible by the digitalization of enterprises and new digital businesses At

the same time it was acknowledged that general measures may not suffice with the assessment of results to begin in 2020 While awaiting possible fundamental reforms of the tax framework it is time to discuss anti BEPS measures bearing in mind the peculiar features of the digital economy such as increased mobility no need for physical presence and dematerialization The Book focuses on five key areas of interest International Tax Policy Tax Treaty Law Transfer Pricing Indirect Taxation Issues EU Law Taxation in a Global Digital Economy analyses the issues and addresses the five key areas of interest from various viewpoints

Financial Valuation James R. Hitchner, 2024-12-05 A comprehensive guide to the theory and application of valuation along with useful models tools and tips for analysts Financial Valuation Applications and Models provides authoritative reference and practical guidance on the appropriate defensible way to prepare and present business valuations With contributions by 30 top experts in the field this updated edition provides an essential resource for those seeking the most up to date methods with a strong emphasis on applications and models Coverage includes the latest approaches to the valuation of closely held businesses nonpublic entities intangibles and other assets with comprehensive discussion on valuation theory a consensus view on application and the tools to make it happen This 5th edition has been revised throughout introducing new and extended coverage of essential topics like S Corps discounts for lack of marketability cost of capital resources cash flow methods depositions and trials and more Packed with examples checklists and models to help navigate valuation projects this book is an excellent practical tool for working professionals It also provides hundreds of expert tips and best practices in clear easy to follow language The companion website provides access to extensive appendix materials and the perspectives of valuation thought leaders add critical insight Learn the art and science of estimating the value of businesses including closely held businesses and nonpublic entities Determine the monetary value of intangible assets like goodwill intellectual property and brand recognition Update your knowledge with the latest valuation methods approaches and tools Use checklists templates models and examples to make your valuations easier Business valuation analysts CPAs appraisers and attorneys as well as anyone aspiring to those careers will appreciate the comprehensive theory and thorough practical guidance in Financial Valuation Applications and Models

Tax and Technology Annika Streicher, Svitlana Buriak, 2023-10-13 The challenges and opportunities of new technologies in the tax field Technological developments induced major reforms in the regulatory international and domestic tax landscapes as well as in the developments in the use of technology by tax administrations and taxpayers New technology especially the innovations in virtual asset light cross border business organizations data analytics service and process automation on one hand disrupted the well established legal tax principles and rules and on the other stimulated informed data driven and structured solutions in tax compliance Technological advances affected nearly every area and each aspect of taxation Direct tax regulations indirect tax law and tax procedures including tax compliance and tax control functions International organizations such as the Organization for Economic Co operation and Development OECD the United Nations UN and the European Commission

as a supranational organization fostered critical legislative reforms and proposals among which are the OECD Two Pillar Solution to Address the Tax Challenges Arising from Digitalisation of the Economy Article 12B of the UN Model Tax Convention to tax automated digital services new rules for tracing transfers of crypto assets in the EU as well as the EU's VAT e-commerce package and VAT in the Digital Age package While these proposals aim to address a wide range of the benefits and challenges of Economy 4.0 certain questions arise concerning the consistency of the legislative developments with their initial objectives the appropriateness of the legal form for the economic substance of the regulated relations for the effectiveness of the regulations as well as their coherence This volume contains a collection of scientific chapters on the general topic Tax and Technology that were successfully completed by the 2022/2023 LL.M. graduates of the Institute for Austrian and International Tax Law WU The volume is divided into three parts that contain the contributions dealing with the impact of the technology on international tax law indirect tax law and procedural law Each chapter provides an in-depth analysis of a unique research question aiming to innovatively contribute to the current debate and develop a practical approach for implementing the findings

Fractal Geometry and Dynamical Systems in Pure and Applied Mathematics II
David Carfi, Michel L. Lapidus, Erin P. J. Pearce, Machiel van Frankenhuijsen, 2013-10-24 This volume contains the proceedings from three conferences the PISRS 2011 International Conference on Analysis Fractal Geometry Dynamical Systems and Economics held November 8-12 2011 in Messina Italy the AMS Special Session on Fractal Geometry in Pure and Applied Mathematics in memory of Benoît Mandelbrot held January 4-7 2012 in Boston MA and the AMS Special Session on Geometry and Analysis on Fractal Spaces held March 3-4 2012 in Honolulu HI Articles in this volume cover fractal geometry and various aspects of dynamical systems in applied mathematics and the applications to other sciences Also included are articles discussing a variety of connections between these subjects and various areas of physics engineering computer science technology economics and finance as well as of mathematics including probability theory in relation with statistical physics and heat kernel estimates geometric measure theory partial differential equations in relation with condensed matter physics global analysis on non-smooth spaces the theory of billiards harmonic analysis and spectral geometry The companion volume Contemporary Mathematics Volume 600 focuses on the more mathematical aspects of fractal geometry and dynamical systems

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Preventing Treaty Abuse Daniel Blum, Markus Seiler, 2016-09-19 Analysis of notion roots and measures of treaty abuse The OECD initiative on Base Erosion and Profit Shifting has put the issue of treaty abuse and the means to counter it on top of the global political agenda Preventing treaty abuse is therefore currently one of the most debated topics in international tax law Diverging national legal traditions in combatting abuse both under domestic and tax treaty law have led to a globally diversified legal framework in this respect and make the OECD's agenda to harmonize these attempts even more challenging The aim of this book is to analyze the notion of treaty abuse its historical roots and the measures to counter it The book's

topics cover a wide range of both policy and legal issues. The contributions' main focus lies on analyzing the proposals put forward by the OECD in BEPS action items 6 and 7. In addition, this book analyzes the lessons which can be learnt from the US tax treaty policy and elaborates on the effects the intensified fight against treaty abuse will have from a Non-OECD member state perspective. Also, EU law is taken into account and the question raised which impact the fundamental freedoms might have on the development of new anti-avoidance rules. Finally, the relation between domestic and treaty-based anti-avoidance is analyzed in great detail, identifying the methodical problems of ensuring a sound and abuse-safe legal framework. With this book, the authors and editors hope to contribute to the discussion on selected issues of preventing treaty abuse and the challenges they present to policy makers, judges, tax administrations and tax advisers.

Taxation and Culture Michael A. Livingston, 2020-03-19. Addresses the often overlooked connection between cultural issues and tax law by applying insights from the social sciences. Financial World, 1920.

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