



Advanced Issues in International and European Tax Law

Christiana HJI Panayi

B L O O M S B U R Y

Advanced Issues International European Tax

Glen Loutzenhiser



Advanced Issues International European Tax:

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

The Regulation of Tax Competition Chukwudumogu, Chidozie G., 2021-12-10 This comprehensive book adopts a nuanced yet straightforward approach to analysing the complex phenomenon of international tax competition Using the ongoing international efforts of the Organisation for Economic Co operation and Development OECD and the European Union EU as a basis for its analysis it explores the mixed effects of tax competition and offers an effective approach that takes account of the asymmetrical global context

Towards a Neutral Formulary Apportionment System in Regional Integration Shu-Chien Chen, 2023-03-09 International tax regimes and practices are heavily criticized for failing to fairly levy corporate tax on giant multinational taxpayers in the current globalized and digitalized world This important and far seeing book demonstrates how formulary apportionment FA an approach by which a multinational corporation pays each jurisdiction's corporate tax based on the share of its worldwide income allocated to that jurisdiction can achieve the much sought goal of aligning value creation and taxation The author through an intensive analysis of the European Union's EU's Common Consolidated Corporate Tax Base CCCTB Directive Proposal's and comparison to the United States US's formulary apportionment experience shows how the perceived problems with an FA system can be overcome and lays out the necessary elements for its feasibility With detailed attention to the debates around formulary apportionment and its theoretical foundations the book provides a blueprint for rebuilding the normative framework for the EU's tax reform by clearly analysing the implications of the following and more theorising public benefits to be represented by taxation reorganising different economic theories about tax neutrality and tax justice advancing the comparative legal research methodology to analyse law reform by combining the functional approach and the problem solving approach designing the logical formulary apportionment system for digital economy ensuring the removal of the incentive for multinationals to shift reported income to low tax locations reducing the tax system's complexity

and the administrative burden it imposes on firms eliminating transfer pricing complexity for intra firm transactions achieving equal weighting of the sales factor the labour factor and the asset factor in the formula application of destination based rule for attributing the sales factor and replacing the traditional permanent establishment nexus with a factor presence nexus The presentation incorporates extensive comparison between the EU s formulary apportionment tax reform option and FA systems existing in the United States US at state level including reference to relevant US case law and legislation As a possible option to address the problem of base erosion and profit shifting BEPS formulary apportionment is gaining increasing acceptance and attention This book will prove invaluable to taxation authorities tax practitioners and scholars in its deeply informed and systematic guidance on good practices and prevention of problematic experiences in establishing and implementing an effective and market neutral FA system

Fiscal State Aid Law and Harmful Tax Competition in the European Union Dimitrios Kyriazis,2023 Dimitrios Kyriazis investigates the use of state aid rules against national tax measures examining ECJ judgments of the early 2000s as well as the recent Commission decisions and investigations into tax schemes and individual tax rulings

Introduction to European Tax Law on Direct Taxation Lukasz Adamczyk,Valentin Bendlinger,Kristof Boel,Matthias Hofstätter,Daniela Hohenwarter-Mayr,Dimitar Hristov,Ivan Lazarov,Alicja Majdanska,Alexandra Miladinovic,Pasquale Pistone,Severin Schragl,Karoline Spies,Rita Szudoczky,Mario Tenore,Jean-Philippe Van West,Franz Wallig,Viktoria Wöhrer,Stephanie Zolles,2024-09-26 Basic knowledge of European Tax Law This concise handbook has become a traditional instrument for gaining basic knowledge of European tax law with emphasis on direct taxes It is directed at students experienced international tax specialists with little knowledge of European law European law specialists and non Europeans who deal with Europe for business or academic reasons and need to understand the foundations of European tax law Moreover this book can be useful to academics without a legal background in approaching technical issues raised by European Union tax law as well as give inspiration to the most experienced European direct tax law experts The eighth edition adds new updates on the most essential changes and new case law of the CJEU in the field of European direct taxation Furthermore due to its particular importance the EU Global Minimum Tax Directive is now covered in a separate chapter

Justice, Equality and Tax Law Nevja Čičin-Šain,Mario Riedl,2022-10-05 An in depth analysis of the specific aspects of justice equality and tax law Justice Equality and Tax Law is a topic that is both old and new at the same time Even if the society changes the demands that tax needs to be just and equal seem to be immutable What changes of course is the perception of the content of those demands International taxation post BEPS has been fraught with new challenges that warranted urgent responses These challenges were mainly provoked by the unprecedented rise of the digital economy which truly marked a change in the way business is conducted how value is created and how goods and services are produced and consumed Digitalization in turn had repercussions on all aspects of taxation direct taxation indirect taxation and even tax procedures For instance the quest for more justice and equality in

profit taxes was the reason why in October 2021 a historical deal based on a two pillar solution to address the tax challenges arising from the digitalization of the economy was negotiated within the OECD G20 Inclusive Framework on Base Erosion and Profit Shifting and agreed upon by 137 member countries. It was also the motive behind the shift from a typical vendor collection model to an intermediary collection model supported by centralized registration points in indirect taxes notably the VAT/GST. Abundant data from the European Union or the OECD signaled an ever increasing gap between expected VAT revenues and VAT actually collected making it obvious that the classical system of VAT/GST collection was unable to respond to challenges posed by the digital economy. Therefore new solutions based on the participation of digital platforms as intermediaries had been introduced. Finally new technologies such as blockchain paved new avenues in enhancing tax compliance. In this context this volume entitled Justice, Equality and Tax Law contains not only a selection of the best master's theses of the full time LL.M. programme in 2021/2022 but also represents an in depth analysis of various aspects of this evergreen topic.

A Guide to the Anti-Tax Avoidance Directive Werner Haslehner, Katerina Pantazatou, Georg Kofler, Alexander Rust, 2020-06-26. This book provides a concise practical guide to the European Union's Anti Tax Avoidance Directive ATAD. Presenting unique insights into the ATAD's five specific anti avoidance rules its chapters explain the background of those rules the directive's interactions with relevant jurisprudence and the challenges posed to the ATAD's interpretation and implementation in domestic law.

Multilateral Cooperation in Tax Law Martin Klokár, 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

Research Handbook on European Union Taxation Law Christiana HJI Panayi,Werner Haslehner,Edoardo Traversa,2020-01-31 Offering a comprehensive exploration of EU taxation law this engaging Research Handbook investigates the associated legal principles in the context of both direct and indirect taxation The important issues and debates arising from these general principles are expertly unpicked with leading scholars examining the status quo as well as setting out a clear agenda for future research *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

Countering Tax Crime in the European Union Umut Turksen,2021-03-25 This book seeks durable solutions for tax crime and is a great resource for the development of knowledge policy and law on tax crime The book uniquely blends current practice with new approaches to countering tax crime With insights from the EU funded project PROTAX which conducts advanced research on tax crimes the book comparatively analyses the EU s tax crime measures and the Ten Global Principles TGP on fighting tax crime by the Organisation for Economic Cooperation and Development OECD The study critically examines how the TGPs can

serve as minimum standards for the EU to counter tax crime such as tax evasion and tax fraud The study also analyses how the anti tax avoidance package can be graduated to fight tax crime in the EU When escalated the strengths of the EU tax crime measures and TGPs can form a fortress in which criminal law can be empowered to mitigate tax crimes with greater effect The book will be particularly useful for end user stakeholders such as tax policy makers LEAs professional enablers as well as academics and students interested in productive interaction between tax criminal and administrative laws

Landmark Cases in Revenue Law John Snape,Dominic de Cogan,2019-01-10 In an important addition to the series this book tells the story of 20 leading revenue law cases It goes well beyond technical analysis to explore questions of philosophical depth historical context and constitutional significance The editors have assembled a stellar team of tax scholars including historians as well as lawyers practitioners as well as academics to provide a wide range of fresh perspectives on familiar and unfamiliar decisions The whole collection is prefaced by the editors extended introduction on the peculiar significance of case law in revenue matters This publication is a thought provoking and engaging showcase of tax writing that is accessible equally to specialists and non specialists *Tiley's Revenue Law* Glen Loutzenhiser,2019-08-22 This is the ninth edition of John Tiley s major text on revenue law covering the UK tax system income tax capital gains tax and inheritance tax as well as incorporating sections dealing with corporation tax international and European tax savings and charities This new edition is fully revised and updated with the latest case law statutory and other developments including Finance Act 2019 The book is designed for law students taking the subject in the final year of their law degree 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 also 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 Copy the URL below to read a 2021 supplement highlighting new developments since the book s publication in 2019 <https://www.bloomsbury.com/media/2v1ej5vw/tileys-revenue-law-supplement-2021.pdf> **Advanced Topics in Global Information Management** Felix B. Tan,2002 Advanced Topics in Global Information Management includes original material concerned with all aspects of global information management in three broad areas Global Information Systems in Business Functions Information Technology in Specific Regions of the World Management of Global Information Resources and Applications Both researchers and practitioners disseminate the evolving knowledge in these broad categories and the book examines a variety of aspects of global information management dealing with development usage failure success policies strategies and applications of this valuable organizational resource Note This book is part of a new series entitled Advanced Topics in Global Information Management This book is Volume One within this series Vol I 2002 **Harvard Law School Catalog** Harvard Law School,1997

Taxation of Inbound Investment in Indonesia Gunadi,1992 **Taxes International** ,1986 *West's Advanced Topics and Contemporary Issues* Frank B. Cross,Roger LeRoy Miller,1995 Explicitly addresses the AACSB s legal

environment curriculum requirements regarding ethical global political economic social environmental technological cultural and demographic issues Integrated throughout each chapter are both fully edited and summarized cases that illustrate specific points of law A unique mix of features including exhibits profiles quotations changing perspectives in business and landmarks in the legal and regulatory environment illustrate for students how the legal and regulatory environment touches and is touched by every aspect of life *Advanced Strategies* Sally Jones, Shelley C. Rhoades-Catanach, 2002-08-05 In response to market demand *Principles of Taxation Advanced Strategies* was developed to provide coverage of advanced tax topics This book is ideal for students who studied Jones *Principles of Taxation for Business and Investment Planning* in their introductory course The two textbooks provide an **Tax Notes International** ,2007

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Table of Contents Advanced Issues International European Tax

1. Understanding the eBook Advanced Issues International European Tax
 - The Rise of Digital Reading Advanced Issues International European Tax
 - Advantages of eBooks Over Traditional Books
2. Identifying Advanced Issues International European Tax
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Advanced Issues International European Tax
 - User-Friendly Interface
4. Exploring eBook Recommendations from Advanced Issues International European Tax
 - Personalized Recommendations
 - Advanced Issues International European Tax User Reviews and Ratings
 - Advanced Issues International European Tax and Bestseller Lists
5. Accessing Advanced Issues International European Tax Free and Paid eBooks
 - Advanced Issues International European Tax Public Domain eBooks
 - Advanced Issues International European Tax eBook Subscription Services

- Advanced Issues International European Tax Budget-Friendly Options
- 6. Navigating Advanced Issues International European Tax eBook Formats
 - ePub, PDF, MOBI, and More
 - Advanced Issues International European Tax Compatibility with Devices
 - Advanced Issues International European Tax Enhanced eBook Features
- 7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Advanced Issues International European Tax
 - Highlighting and Note-Taking Advanced Issues International European Tax
 - Interactive Elements Advanced Issues International European Tax
- 8. Staying Engaged with Advanced Issues International European Tax
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Advanced Issues International European Tax
- 9. Balancing eBooks and Physical Books Advanced Issues International European Tax
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Advanced Issues International European Tax
- 10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
- 11. Cultivating a Reading Routine Advanced Issues International European Tax
 - Setting Reading Goals Advanced Issues International European Tax
 - Carving Out Dedicated Reading Time
- 12. Sourcing Reliable Information of Advanced Issues International European Tax
 - Fact-Checking eBook Content of Advanced Issues International European Tax
 - Distinguishing Credible Sources
- 13. Promoting Lifelong Learning
 - Utilizing eBooks for Skill Development
 - Exploring Educational eBooks
- 14. Embracing eBook Trends

- Integration of Multimedia Elements
- Interactive and Gamified eBooks

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