

**Introduction to
European Tax Law:
Direct Taxation**

Fourth edition

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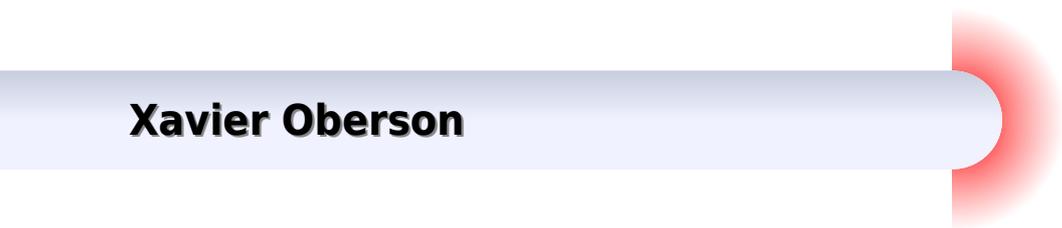
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Introduction To European Tax Law Direct Taxation Fourth Edition

Xavier Oberson



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Introduction to European Tax Law on Direct Taxation Michael Lang, Pasquale Pistone, Josef Schuch, Claus Staringer, 2018 The sources of EU law relevant for direct taxation ukasz Adamczyk Alicja Majdanska Coordination of tax laws and tax policies in the EU Pasquale Pistone Rita Szudoczky The relevance of the fundamental freedoms for direct taxation Ivan Lazarov The state aid provisions of the TFEU in tax matters Alexandra Miladinovic The parent subsidiary directive Mario Tenore The merger directive Matthias Hofstätter Daniela Hohenwarter Mayr The interest and royalties directive Dimitar Hristov The anti tax avoidance directive Sriram Govind Stephanie Zolles Mutual assistance in direct tax matters Michael Schilcher Karoline Spies Sabine Zirngast The EU Arbitration Convention and Directive Jean Philippe Van West Christiane Zhrer Table of CJEU case law Table of equivalences

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Introduction to European Tax Law on Direct Taxation Michael Lang, Pasquale Pistone, Josef Schuch, Claus Staringer, Alexander Rust, Georg Kofler, Karoline Spies, 2025-04-30 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

Introduction to European Tax Law on Direct Taxation Michael Lang, Pasquale Pistone, Josef Schuch, Claus Staringer, Alexander Rust, Georg Kofler, Karoline Spies, 2022

EU Citizenship and Direct Taxation Erik Ros, 2016-04-24 Freedom of movement is a key principle of the European Union EU resulting in the right of every EU citizen to move and reside freely within the EU Many EU citizens work in other Member States than their Member State of origin Direct taxes are not as such covered in the treaties and therefore have much smaller bases for harmonization at EU level than indirect taxes As a result decisions of European Court of Justice ECJ on the clash between the EU principle of free movement and Member States direct tax rules have a significant effect on national direct tax systems This book focuses on the relation between free movement rights of EU citizens and the legal autonomy of Member States in the area of direct taxation and will immediately engage tax practitioners and scholars The author asks and answers the question Has the willingness at EU level to make EU citizenship a key driver behind the integration process come at the expense of national

direct tax autonomy The book's incomparably thorough analysis of the distinctive evolution mainly via ECJ case law of the relation between the EU principle of free movement of persons and Member States direct tax rules includes in depth discussion of the following elements and more the concept of EU citizenship in the EU's constitutional and institutional development how the ECJ has interpreted the concept of free movement with regard to economically inactive persons how the notion of EU citizenship has widened the ECJ's view on treaty access how the ECJ has addressed the clash between free movement of persons and direct taxation in the EU's constitutional context and numerous tax policy initiatives with regard to EU citizens before and after the Treaty of Lisbon This is the first book to investigate in such detail how the ECJ has tried to reconcile specific national direct tax rules with the general EU principle of free movement of persons from the perspective of EU citizenship This book explains that the ECJ is in the process of reconceptualizing the market freedoms relating to the free movement of persons also in the area of direct taxation as part of a broader EU citizenship right for all economically active EU citizens to pursue an economic activity in a cross border context a right beyond the aim of realization of the internal market As an extremely important analysis of the influence of EU law on the direct tax autonomy of Member States this book is sure to be itself of great influence in the practice and study of taxation in the EU

[Introduction to European Tax Law on Direct Taxation](#) Michael Lang, Pasquale Pistone, Josef Schuch, Claus Staringer, Alexander Rust, Georg Kofler, Karoline Spies, 2024-12-19 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

Introduction to European Tax Law: Direct Taxation Karoline Spies, 2023-01-02 This handbook is a concise guide for all those who aim at obtaining a basic knowledge of European tax law Designed for students it should also be useful for experienced international tax specialists with little knowledge of European law European law specialists who are reluctant to approach the technicalities of direct taxation and non Europeans who deal with Europe for business or academic reasons and need to understand the foundations of European tax law This book should also help academics without a legal background to approach the technical issues raised by European Union tax law This edition contains selected relevant information available as of 30 June 2022 It retains all of the features and tools contained in the previous editions including the final charts which our readers very much appreciate In this edition we have also included a list of relevant documents and a selection of reference textbooks on European tax law in five languages which we found of

potential interest to our readers *Introduction to European Tax Law on Direct Taxation* MICHAEL LANG;PASQUALE PISTONE;JOSEF SCHUCH;CLAUS S., **Double (Non-)Taxation and EU Law** Christoph Marchgraber,2016-04-24

Everywhere new tax rules are under development to engage with the ever increasing complexity and sophistication of aggressive tax planning and to reverse the tax base erosion it leads to The most prominent initiative in this context is the Base Erosion and Profit Shifting BEPS project of the OECD Although double non taxation is among the main issues the BEPS project intends to address this book shows that this phenomenon has not yet been fully understood Focusing on the fundamental freedoms and the State aid rules of the EU this book thoroughly explains the nature of double non taxation from an EU law perspective its relation to double taxation and the impact of EU law on these phenomena Among the issues dealt with in the course of the analysis are the following locating the gaps and inconsistencies among domestic tax systems exploited by taxpayers hybrid mismatch arrangements as a prime example of double non taxation political efforts undertaken within the EU in order to address double taxation and double non taxation double non taxation in the European VAT system the convergence of the fundamental freedoms and the State aid rules the ECJ s dilemma with regard to juridical double taxation the deviating approach with regard to economic double taxation the potential impact of the ECJ s case law on the EU law compatibility of double non taxation The tax jurisprudence of the ECJ is referred to and comprehensively analysed throughout this whole book A final chapter provides an outlook on possible developments in the future By providing the first in depth analysis of EU law s impact on double non taxation and the double taxation relief standards with which it is intimately related this book takes a giant step towards greater legal certainty in this challenging area of tax law It will quickly take its place as a major practical analysis which benefits tax authorities scholars and tax practitioners across Europe and even beyond

Value Added Tax and Direct Taxation Michael Lang,Peter Melz,Eleonor Kristoffersson,Thomas Ecker,2009 This book provides a comprehensive in depth analysis of the similarities and differences between consumption taxes and direct taxes Fifty contributions are included written by academics practitioners and representatives from several international tax administrations and institutions

WTO and Direct Taxation Michael Lang,Judith Herdin,Ines Hofbauer,2005-01-01 WTO Law and Direct Taxation are linked in numerous ways The WTO Agreements thereof especially the GATT and GATS Agreements contain several explicit provisions on the subject of direct taxes or even on its delimitation from Tax Treaty Law To some extent the scope of application of WTO Law has been broadened by case law to comprise also direct taxes This entails overlappings particularly with regard to the law of subsidies prohibitions of discrimination and most favoured nation obligations This book highlights increasingly relevant interdependencies between WTO Law and Direct Taxation from the viewpoint of 21 States Special emphasis is placed on the conformity of national taxes on profits with WTO Law as well as on specifics of interpretation in several Member States 21 National Reports from nearly all EU countries as well as Colombia Israel New Zealand Norway and the USA dealt with this topic and were compiled and published in this

volume Additionally a General Report prepared by Servatius van Thiel summarises the results of the National Reports Moreover experts in this field joining the Conference among them Reuven Avi Yonah Michael Lennard and Raymond Luja have volunteered contributions dealing with specific problems of WTO and Direct Taxation **Taxing Robots** Xavier Oberson,2019 The increasing use of artificial intelligence within the workplace is likely to cause significant disruption to the labour market and in turn to the economy due to a reduction in the number of taxable workers In this innovative book Xavier Oberson proposes taxing robots as a possible solution to the anticipated problem of declining tax revenues *Regulating Services in the European Union* Vassilis Hatzopoulos,2012-04-12 Across the EU services are the cornerstone of the modern economy accounting for over 70% of national GDPs and over 90% of new jobs created Fostering trade in services has accordingly become central to the EU s vision for developing the internal market Yet regulating services and their international trade is notoriously complex and controversial For years the EU s efforts were limited to sector specific regulation in key areas until the adoption of the general Services Directive in 2006 Since then confronted by the limited success of traditional legal intervention the EU s attentions have shifted to alternative forms of regulation This book looks back on the historical development of services law discusses the nature of impediments to trade in services in the EU and explains the basic rules and principles applicable to such trade It also examines the recent development of alternative regulatory methods such as networking the use of common standards private regulation self regulation open methods of coordination and administrative cooperation Taking a broad perspective and placing services regulation within its economic context the author offers a thorough evaluation of current regulatory methods alongside the alternative methods which could be deployed The book is the first to provide an overview of the regulation of services in the EU **Taxation of Foreign Direct Investment:An Introduction** Alex Easson,1999-08-24 This book describes the many different ways in which national tax rules and international tax principles affect foreign direct investment decisions and examines their impact on the establishment and operation of foreign invested projects It focuses on tax provisions in both host and home countries and looks at the role of tax treaties the methods of relieving double taxation and of countering tax avoidance **Tax Notes International** ,1997 **Real Estate Investment Trusts In Europe** Wolfgang Speckhahn,2016-04-24 It is well known that investments in real estate provide relatively stable yields compared with stock market volatility so it is not surprising that with globalisation investors have pursued such opportunities across borders especially where foreign countries offer beneficial tax regimes Nor it is surprising that states should fear erosion of their tax base in the presence of such investments This groundbreaking book the first in depth comparative analysis of taxation of real estate investment trusts REITs in different European Union EU Member States investigates the impact of EU law on direct taxation in the case of REITs and whether EU policies in this area have led national legislators to adjust their REIT regimes Presenting detailed case studies of three EU Member States France a well established REIT regime Bulgaria a new accession state and Spain a recent

REIT regime this book explores the idea of a harmonised EU REIT and whether harmonisation among national REIT regimes may be possible Among the issues and topics arising in the course of the presentation are the following goodness of fit and adaptational soft pressure relevant case law from the European Court of Justice including both tax and company law REIT shopping noncompliance of REIT regimes with EU law and criteria for the misfit analysis of REIT regimes and potential infringements of EU law The analysis ultimately documents conditions and circumstances for the creation of a harmonised Euro REIT by assessing the level of change on the area of direct taxation within the Member States which would be needed for such a creation to become reality identifying common themes across different legal systems that could assist the harmonisation of laws Throughout a holistic view is taken linking tax and company law with considerations of sovereignty policy and culture In its structured framework comparing REIT regimes this incomparable study takes a giant step towards overcoming resistance to a common REIT taxation regime in the EU As the first comparative study of REIT regimes to identify an emerging common understanding informed by European jurisprudence and Europeanisation policy and theory it is sure to be welcomed by practitioners academics and policymakers in European law and international taxation as well as European studies

Free Movement and Tax Treaties in the Internal Market Maria Hilling,2005 This book deals with the impact of the free movement rules in the EC Treaty on tax treaties in the internal market This is a highly relevant issue since a provision in breach of the free movement rules is inapplicable The potential far reaching consequences following the preclusion of tax treaty provisions makes it important for taxpayers and governments of the Member States of the EU to predict when a provision in a tax treaty may be in conflict with free movement law This book identifies the rights and obligations stemming from the free movement rules As they are not very detailed the case law is crucial Hence this book includes extensive case law studies focusing primarily on cases where the Court of Justice of the European Communities ECJ has interpreted the free movement rules in relation to tax treaty provisions and unilateral income tax legislation This study provides a systematization of such case law highlighting consistencies and inconsistencies **BOOK JACKET** *Bulletin for International Fiscal Documentation* International Bureau of Fiscal Documentation,1998

Encyclopedia of Legal Information Sources Brian L. Baker,Patrick J. Petit,1993 Over 19 000 live print and electronic information sources for 460 legal topics are quickly accessible in this guide to the US legal system The work is arranged alphabetically by subject from actions and defences to noteworthy trials and users can see at a glance what printed materials are available what organizations are active in that subject and whether any databases or other electronic information sources are available

EU Tax Law Marjaana Helminen,2011 This book deals with all the EC law norms that are relevant from the perspective of direct taxes It explains how these norms are and should be interpreted and how they affect national tax laws and the tax treatment in EU Member States It begins by giving a comprehensive overview of the basic principles and concepts of EC tax law and all relevant articles of the EC Treaty analysing them in the light of direct tax case law A discussion follows covering

all relevant EC directives and recommendations and other soft law material on direct taxes Reference is made to all relevant judgments of the EC Court on direct taxes The book includes a chapter on the tax treatment of the different EU entity forms and the future of corporate taxation with a separate chapter dedicated to the EC law issues related to transfer pricing and to the EC law norms on administrative assistance in tax matters

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