



Studies On International Fiscal Law

Yariv Brauner



Studies On International Fiscal Law:

Cahiers de Droit Fiscal International ,1965 Exploring the Nexus Doctrine In International Tax Law Ajit Kumar Singh,2021-05-14 In an age when cross border business transactions are increasingly effected without the transference of physical products revenue concerns of states have led to a multitude of tax disputes based on the concept of nexus This important and timely book is the most authoritative to date to discuss one of the major tax topics of our time the question of how taxing rights on income generated from cross border activities in the digital age should be allocated among jurisdictions Demonstrating in prodigious depth that it is the economic nexus of the tax entity or activity with the state and not the physical nexus which meets the jurisdictional requirement the author a leading authority on this area who is a Senior Commissioner of Income Tax and a Member of the Dispute Resolution Panel of the Government of India addresses such dimensions of the subject as the following whether a strict territorial nexus as a normative principle is ingrained in source rule jurisprudence detailed scrutiny of such classical doctrines as benefit theory neutrality theory and international equity comparative critique of the Organisation for Economic Co operation and Development OECD and United Nation UN model tax treaties whether international law and customary principles mandate a strict territorial link with the source state for the assumption of tax jurisdiction whether the economic nexus based tax jurisdiction and absence of a physical presence breach the constitutional doctrine of extraterritoriality or due process and whether retrospective tax legislation breaches the principle of constitutional fairness The book offers a politically informed analysis of the nexus principle and balances the dynamics of physical presence and economic nexus standards based on an in depth survey of the historical evolution of judicial pronouncements and international practices in this regard Dr Singh s book exposes an urgently needed missing link in the international source rule literature and takes a giant step towards solving the thorny question of appropriate tax apportionment It sheds brilliant light on the policies states may adopt when signing new tax treaties so that unintended results may be foreseen and avoided Tax practitioners taxation authorities and academic researchers in the field of international tax law and policy will greatly appreciate the book s forthright enhancement of the ability to defend challenges based on the nexus doctrine *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 *Research Handbook on International Taxation* Yariv Brauner,2020-12-25 Capturing the core challenges faced by the international tax regime this timely Research Handbook assesses the impacts of these challenges on a range of stakeholders evaluating various paths to reform at a time when international tax policy is a topic high on politicians agendas **Studies on international tax law** INTERNATIONAL

FISCAL ASSOCIATION.,1939 **Studies in the History of Tax Law, Volume 12** Peter Harris,Dominic de Cogan,2025-09-18 This book is a continuation of the prestigious series investigating current tax policy debates in an historical context The authors are a mix of senior tax professionals from academia the judiciary and practice with representatives from 9 countries The chapters fall within 3 basic categories 1 UK tax looking at a variety of topics ranging from income tax introduction and deduction at source tax administration Scotland cases and judges Lord Wilberforce to the Peasants Revolt indirect taxation tonnage tax and excise and tax concepts beneficial ownership 2 International taxation with chapters on the origins of the international income tax order the UN 1950s and 60s and VAT origins and procedure 3 Non UK tax systems including chapters on income tax in Singapore and early developments in Japan South Africa GAAR an influential Canadian report Carter Commission taxation in classical Athens and in the medieval Italian city states Collecting papers from the biennial Cambridge Tax Law History Conference the book is a key resource for those interested in tax law and legal history **Tax Treaty Case Law around the Globe 2018** Eric Kemmeren,Peter ESSERS,Daniel Smit,Michael Lang,Jeffrey Owens,Pasquale Pistone,Alexander Rust,Josef Schuch,Claus Staringer,Alfred Storck,2019-06-13 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 35 most important tax treaty cases which were decided around the world in 2017 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 2018 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 A Research Agenda for Tax Law Parada, Leopoldo,2022-10-11 This Research Agenda considers the future direction of research in tax law channeling creative thinking from leading tax scholars around the world who explore potential routes for further development in both traditional and more unconventional areas of tax law **Tax Treaty Case Law around the Globe 2017** Michael Lang,Alexander Rust,Jeffrey Owens,Pasquale Pistone,Josef Schuch,Claus Staringer,Alfred Storck,Peter ESSERS,Daniel Smit,Eric Kemmeren,2018-02-20 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 forty one most important tax treaty cases which were decided around the world in 2016 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 the proposed book is a valuable reference tool for all tax practitioners multinational enterprises policymakers tax administrators judges and academics who are active in tax treaty case law **BRICS and International Tax Law** Peter Antony Wilson,2016-04-24 With the ongoing

expansion of outbound foreign direct investment FDI in the countries representing the BRICS economic bloc Brazil Russia India China and South Africa and with all of them at the same time listed among the top seven countries plagued by tax evasion and avoidance in the guise of illicit out flows the five governments both individually and through cooperative initiatives have devised new international tax strategies that are proving to be of great interest and value to other countries both developing and developed The core of these strategies addresses the necessity of stemming the out flow of revenue while strongly supporting FDI both inbound and outbound while complying with international obligations including those arising from human rights laws This book is the first in depth commentary on this new and evolving area of international tax law The detailed analysis covers the entire field of BRICS international tax law considering topics such as the following information exchange procedures and pitfalls response to the OECD's Base Erosion and Profit Sharing BEPS initiative role of bilateral and multilateral double taxation conventions including the Multilateral Instrument and the Bilateral Investment Treaties thin capitalization transfer pricing controlled foreign corporation rules shortcomings related to authorities limited manpower international audit and investigation procedures the BRICS approach to residence and mandatory and binding arbitration and the BRICS approach to shaping the developing world's international tax system Notably the author personally conducted interviews with senior international representatives of the BRICS tax authorities as well as with leading BRICS academics and practitioners Tax cases together with human rights and investment cases and administrative guidelines in all five countries are also included in the analysis The study concludes with recommendations for improving each of the five countries tax law and procedures especially in the area of dispute resolution The author's goal is to extend the existing body of knowledge of the BRICS international tax laws in order to assist in developing an understanding of the BRICS approach to dealing with evasion and avoidance an approach which facilitates both outbound and inbound FDI simplifies tax authority administration and establishes a basis for resolving international disputes which is compatible with sovereignty In achieving this objective the author has produced a major work that is of immeasurable value to tax advisers government and governance officials academics and researchers both in developing international taxation strategies and in helping to resolve disputes with tax authorities

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