



AHEAD OF TAX THE ROARING TWENTIES

Tax Strategy in a New Decade

Agenda

Time	Sessions
09:00 – 09:30	Registration
09:30 – 09:40	WELCOME by Juliana Dantas
09:40 – 10:30	PLENARY The Future of International Tax Planning
10:30 – 10:45	Coffee break

Time	Sessions		
10:45 – 11:30	<p>1.1 ATAD2: From nowhere income to double taxation</p> <p>Hybrid tax structures have often been used for the deferral or avoidance of taxation in international tax planning. As part of a wider package of anti-abuse rules, the EU targeted hybrid tax structures under the amended EU Anti-Tax Avoidance Directive ("ATAD2"). Under ATAD2, EU member states were obligated to implement anti-hybrid legislation into domestic laws as of January 1, 2020. The Dutch anti-hybrid rules include unexpected overkill that may result in double taxation. Moreover, substantial documentation requirements are imposed in the Netherlands, also for tax payers that are not involved in hybrid tax structures. During our panel we will compare the Dutch rules the rules in some other EU jurisdictions and the UK.</p>	<p>1.2 Sustainable Supply Chain Planning in the new decade: The role of tax, transfer pricing and customs policy in an age of international disputes</p> <p>This interactive plenary will examine the impact of global tax trends on the reconfiguration of operating models and supply chains. As we look ahead to the roaring 20's, designing sustainable tax policies in an age of increased international disputes will be an integral part of supply chain planning for multinationals across sectors. Through case study examples, our panellists will share experiences highlighting the role and interplay between tax, customs and transfer pricing.</p>	<p>1.3 OECD Pillar I: The end of transfer pricing as we know it?</p> <p>The debate around the challenges of the digital economy has continued since first being raised in the original OECD BEPS programme. The OECD has now gone some way to defining the type of international tax regime it proposes to reward different tax jurisdictions for their involvement in the digital economy (the "unified approach"), with a highlighted date of the end of 2020 to reach some consensual agreement on the topic. There have been many surprises so far, not least the apparent increase of scope to include consumer businesses more generally than just core digital businesses, and there are likely to be many bumps in the road until a workable agreement is arrived at, if this occurs at all. This session discusses the current status of the Pillar 1 debate, including the recent paper issued by OECD on this topic in January 2020, and how transfer pricing based on current principles for allocating profits could eventually become redundant for many businesses.</p>
11:30 – 12:00	Coffee break		
12:00 – 12:45	<p>2.1 Withholding taxes on...what?! How to manage your fund flows.</p> <p>In this session we will discuss the introduction of the conditional interest- and royalty withholding taxes in the Netherlands per 1 January 2021 and what this will mean for you in practice.</p>	<p>2.2 Shaking up the Indirect Taxation and Customs rules for e-commerce businesses and cross border supplies of goods.</p> <p>New VAT and Customs legislation will become effective as of January 1, 2021. This new legislation will affect the trade between e-commerce businesses selling goods to and in the European Union and customers in the European Union. Under these new rules e-commerce businesses and online platforms should carefully consider the implications, as these rules may require you to change your supply chain set up.</p> <p>This session will provide an overview of the new legislation, the implications and a case study.</p>	<p>2.3 Countdown to first DAC6 reporting - will full awareness come with penalties?</p> <p>The EU Mandatory Disclosure Directive requires intermediaries -and in some cases taxpayers- involved in a number of specific transactions implemented in the EU to report information to the local tax authorities. There is still some uncertainty around interpretation of the hallmarks, but the retroactive effect of this rule to transactions implemented on or after June 25, 2018, and the first reporting coming up in a few months, makes that its time to get in shape. In this session we will touch on the European framework and zoom into the Netherlands implementation of the rules.</p>
12:45 – 13:45	Lunch break		

Time	Sessions		
13:45 – 14:30	<p>3.1 The New Dutch Ruling Policy Advance certainty in uncertain times</p> <p>The new Dutch ruling policy was released almost one year ago. Uncertainty about what is and what is no longer possible, the anonymized publication of rulings and perhaps also the ruling team being (logically) extra cautious these days, resulted in a significant drop in the number of ruling requests since 1 July 2019. Whilst one could also argue that the new dawn of taxation with increased legislative uncertainty, increased transparency and increased (multi-jurisdictional) audit activity makes advance certainty a welcome solution for multinationals.</p> <p>The soon to be released clarifying decree on the new Dutch ruling policy will hopefully clarify what situations are eligible for an APA/ATR these days. Together with our recent ruling experience and hopefully together with a representative from the newly formed College IFZ (formerly known as the APA/ATR-team), this break-out will give you all possible information available on the dynamics under the new Dutch ruling policy, so you can make a well-informed decision on whether or not to go for advance certainty in these uncertain times.</p>	<p>3.2 Tax uncertainty in digitalized business models</p>	<p>3.3 One year after the "Danish cases": How they have impacted holding structures across the EU.</p> <p>Last year's "Danish cases" by the European Court of Justice have received significant (media) attention because of their expected impact on EU Holding structures. During this session, we will discuss the practical experience with respect to these cases in the last year and our expectations towards the future. Together with a panel of speakers from various offices, we will also focus in a bit more detail on some specific country perspectives with respect to these cases.</p>
14:30 – 14:45	Coffee break		

Time	Sessions		
14:45 – 15:30	4.1 Trade disruptions - roaring unlimited? The ongoing trade wars between the world's largest economies contribute to the disruption of the operations of multinationals across a wide range of industries. Current supply chain models are heavily hit by these political "roars" and need to be newly assessed. The panel will highlight and discuss the impact of such developments from a customs, VAT and trade perspective.	4.2 The turbulent world of US Tax Planning Post Tax Reform What has been the impact of tax reform and other developments on inbound and outbound US tax planning?	4.3 Multilateral tax audits, a blessing in disguise? Over the last years we have not only seen the number of domestic tax audits increasing, but also the number of international- or 'multilateral' tax audits, where tax authorities of various team up and jointly carry out an audit that covers different topics, including Transfer Pricing and VAT. As recent changes to multinational tax regulations have made it even easier for countries to coordinate audits, it is fair to assume that the number audits will only further increase over the next years. Multilateral audits have particular dynamics and ground rules, and a complex landscape of stakeholders. During this workshop we will share our experiences and best practices ('do's and don'ts') with respect to multilateral audits and share our views on future developments, most likely together with a representative from the Dutch tax authorities.
15:30 – 16:00	Coffee break		
16:00 – 17:00	PLENARY 2 Great prosperity on shaky foundations? The roaring 20s as a question of perspective Matthias Spörrle The 1920s were characterized by several societal and economic developments which resemble some trends we are predicting for the 2020s. A business psychologist switches on his Jazz radio, marvels at the flappers while stopping at a traffic light, and takes a look through the rear-view mirror of his car built on a Henry-Ford-inspired assembly line to predict what we are heading for as a society. We take a look at our future and address the rise in efficiency due to new technologies, women equality, Immigration and xenophobia, mass media developments and the challenges of global governance.		
17:00 – 18:00	Drinks and canapés		