

## **IFA 74th Annual Congress Berlin, Germany**

### **Seminar A**

#### **The linking of tax systems: dependence of domestic taxation on foreign tax treatment**

**Chair:** Madeleine Simonek (Switzerland)

#### **Short description**

Dependencies of domestic taxation on foreign tax treatment is not a completely new phenomenon. Since the beginnings of international tax law, the credit method has taken foreign taxation into account to avoid double taxation. For more than 20 years, according to the OECD Commentary, qualification conflicts should be resolved by binding the residence state to the source state's domestic understanding of a term. However, it is only recently that the linking of tax systems has taken on central importance in the context of the BEPS project, especially through the introduction of linking and subject to tax rules. The increasing intertwining of tax jurisdictions is a strong driver of complexity and requires constant consideration of foreign law. The aim of the seminar is to discuss these developments, their imitations as well as specific practical and legal problems raised by them.