

"International tax news, explained"

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### HAPPY FRIDAY!

Don't throw out your copy of the 1995 OECD Transfer Pricing Guidelines – according to a Finnish case, you might need them for pre-2010 disputes! Also, in today's video podcast, I look at the Delhi High Court appeal in the GE Energy Parts case – which shows how easy it is to create a PE if a multinational places business leaders in a source country like India without careful thought about role descriptions and separation of legal entities.

There's also the latest on digital taxation : France, Italy, Austria – who's next?

Speaking of dominos...tax havens aren't what they used to be. But will there be enough economic substance for all?

Nike is the latest US multinational to feel the heat from Margrethe Vestager. But her decision to let McDonald's off the hook is receiving some criticism.

And don't pick a fight with the Cayman Islands!

Have a great weekend!

**Steve**

### IN TODAY'S VIDEO PODCAST

*(For video subscribers, please log in to access the video and documents/reports)*

1. Digital taxation
2. NOON jurisdictions
3. Cases
  - Finland: KHO 2018: 173 (transfer pricing)
  - India: GE Energy Parts (PE definition)
4. Asia Pacific
  - India, Japan, Korea
5. Europe
  - EU, Netherlands, UK
6. Africa
  - Botswana, Tunisia
7. Middle East & Central Asia
  - Azerbaijan, Bahrain, Israel, Jordan, UAE
8. Americas
  - Argentina, Colombia, Mexico, Peru
9. Treaties
10. Worth reading

### WORTH READING

Ana Paula Dourado, "[Profit Splitting and the Aspirational Arm's Length Standard](#)" Intertax November 2018 (subscription service)

Jérôme Monsenego, "[Fiscal State Aid and Tax Treaty Law: the puzzling decision in the McDonald's Case](#)" Kluwer Competition Law Blog (free of charge)

Eloise Walker, "[New UK Tax on Overseas Intangibles](#)" Bloomberg's Daily Tax Report: International (subscription service)

