

Value Added Tax

A Comparative Approach

SECOND EDITION

ALAN R. SCHERER, NICHOLAS THERIAULT, and
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Value Added Tax A Comparative Approach Cambridge Tax Law Series

Alan Schenk, Oliver Oldman



Value Added Tax A Comparative Approach Cambridge Tax Law Series:

Value Added Tax Alan Schenk, Oliver Oldman, 2007-01-22 This book integrates legal economic and administrative materials about value added tax Its principal purpose is to provide comprehensive teaching tools laws cases analytical exercises and questions drawn from the experience of countries and organizations from all areas of the world It also serves as a resource for tax practitioners and government officials that must grapple with issues under their VAT or their prospective VAT The comparative presentation of this volume offers an analysis of policy issues relating to tax structure and tax base as well as insights into how cases arising out of VAT disputes have been resolved The authors have expanded the coverage to include new VAT related developments in Europe Asia Africa and Australia A chapter on financial services has been added as well as an analysis of significant new cases

Value Added Tax Alan Schenk, Oliver Oldman, 2001 The book begins with an extensive survey of VAT principles as enunciated during the second half of the twentieth century in official reports and by economists and other tax authorities Included are basic statistical data and an appendix delineating the global spread of the tax together with rates in the year 2000 The authors present the legal concepts and definitions displayed in VAT laws and elaborated by the courts Application of VATs to particular activities is examined in separate chapters devoted to banking insurance real estate and nonprofit organizations Particular attention is paid to cross border situations whether international within the European Union and other country groupings or within federal countries The problems of telecommunications transportation and E commerce are covered

Value Added Tax and the Digital Economy Marie Lamensch, Edoardo Traversa, 2015-11-18 A fast growing portion of overall taxable consumption is now realized via online supplies and this digital economy is a virtual reality in which suppliers and consumers conclude numerous transactions unrestrained by time and place The contrast with traditional sales tax and value added tax VAT systems which are based on a physical supply between parties could not be more evident Among jurisdictions worldwide the European Union EU took the lead in designing a legal framework for VAT on electronically supplied goods and services This book with contributions by internationally renowned academics revenue officials and tax advisors provides a broad and up to date overview of the EU 2015 rules and an analysis of such elements as the gradual realization of the destination principle the fight against e-commerce fraud and simplification of compliance obligations by means of the Mini One Stop Shop MOSS Topics covered include the VAT dimension of the digital fixed establishment businesses as tax collectors auditing under MOSS Internet search engines virtual currencies such as bitcoins cloud computing and technology based solutions for the assessment and collection of VAT on online supplies Relevant EU legislation is annexed Because of its clear and practical analysis to these issues this book will appeal to tax authorities and counsel who need to ensure proper taxation of online supplies at destination with the least possible administrative costs and the lowest possible compliance burdens Because of its forward looking approach it is a must for all public and private sector professionals concerned with VAT

CJEU - Recent

Developments in Value Added Tax 2021 Georg Kofler, Michael Lang, Pasquale Pistone, Alexander Rust, Josef Schuch, Karoline Spies, Claus Staringer, Ilze Kuniga, 2023-01-11 The most important and recent judgments of the CJEU Considering the ever increasing importance of indirect taxation as a source of revenue for governments the intensifying complexity of the legal framework and the proliferating number of countries adopting indirect taxation it is essential to scrutinize how the law is applied in practice The primary driving force in this area is undoubtedly the Court of Justice of the European Union This book analyses selected topics e g taxpayer rights in EU VAT law bad debt and insolvency in VAT law taxable base and rates exemptions and deductions by examining the most prominent and recent judgments of the Court of Justice of the European Union Experts from all over the world not just from academia but also government and judiciary representatives as well as tax practitioners have provided their input and helped us compile what is an informative and worthy read for anyone dealing with indirect taxation on a professional basis

Taxing Global Digital Commerce Arthur Cockfield, Walter Hellerstein, Marie Lamensch, 2019-11-07 Digital commerce the use of computer networks to facilitate transactions involving the production distribution sale and delivery of goods and services has grown from merely streamlining relations between consumer and business to a much more robust phenomenon embracing efficient business processes within a firm and between firms Inevitably the related taxation issues have grown as well This latest edition of the preeminent text on the taxation of digital transactions revises updates and expands the book's coverage It includes a detailed and up to date analysis of income tax and VAT developments regarding digital commerce under the OECD and G20 Base Erosion and Profit Shifting BEPS reforms It explores the implications of digital commerce for US state sales and use tax regimes resulting from the 2018 US Supreme Court decision in *Wayfair* It discusses cross border tax in the United States while continuing to focus on tax developments throughout the world Analysing the practical tax consequences of digital commerce from a multijurisdictional perspective and using examples to illustrate the application of different taxes to digital commerce transactions the book offers in depth treatment of such topics as the following how tax rules governing cross border digital commerce are increasingly applied to all cross border activities how tax rules and institutional processes have evolved to confront challenges posed by digital commerce how an emerging tax war is developing whereby different countries are unilaterally imposing new tax rules on cross border digital commerce how technology enhances tax and cross border tax information exchanges how technology reduces both compliance and enforcement costs cross border consumption tax issues raised by cloud computing and different approaches to the legal design of VAT place of taxation rules The authors offer insightful views on the likely development of new approaches to taxing cross border digital commerce This edition while building on the analysis of the relationship between traditional tax laws and the Internet in the first edition and its predecessors contains a more explicit and systematic consideration of digital commerce issues and the ongoing policy responses to them Tax professionals and academics everywhere will welcome the important contribution it makes towards the design of cross border tax rules that are both

conceptually sound and practical in application A tour de force much larger and richer than its predecessors a massive contribution to the growing literature on the taxation of e commerce Rita de la Feria British Tax Review Provides important understandings for ongoing policy discussions I would warmly recommend P Rendahl World Journal of VAT GST Law

Taxing Profit in a Global Economy Michael P. Devereux, Alan J. Auerbach, Michael Keen, Paul Oosterhuis, Wolfgang Schön, John Vella, 2021-01-21 This book undertakes a fundamental review of the existing international system of taxing business profit It steps back from the current political debates on how to combat profit shifting and how taxing rights over the profits of the digitalized economy should be allocated Instead it starts from first principles to ask how we should evaluate a tax on business profit and whether there is any good rationale for such a tax in the first place It then goes on to evaluate the existing system and a number of alternatives that have been proposed It argues that the existing system is fundamentally flawed and that there is a need for radical reform The key conclusion from the analysis is that there would be significant gains from a reform that moved the system towards taxing profit in the country in which a business made its sales to third parties That conclusion informs two proposals that are put forward in detail and evaluated the Residual Profit Allocation by Income RPAI and the Destination based Cash Flow Tax DBCFT The book is authored by group of economists and lawyers the Oxford International Tax Group chaired by Michael P Devereux It draws insights from both economics and law including economic theory empirical evidence on the impact of taxes and an examination of practical issues of implementation to assess the existing system and to consider fundamental reforms This book will be useful to tax policy makers tax professionals academics and anyone interested in tax policy

Modernizing VATs in Africa Sijbren Cnossen, 2019-07-16 Most African countries are in dire need of more tax revenue In 28 out of 45 countries with a value added tax VAT total tax revenue as a percentage of GDP is around 15% or less falling short of what is necessary to finance basic human and economic development Far from being revenue raising instruments current African VATs are riddled with exemptions exclusions and zero rates on domestic goods and services that depress revenue are highly distortionary and greatly complicate the administration of VAT Modernizing VATs in Africa enables policymakers professionals and students to analyse African tax systems to ascertain how they can be modernized It explains the case for VAT base broadening over rate increasing arguing that exemptions and zero rates mainly accrue benefits for higher income groups Even more persuasively it demonstrates that the net result of fiscal systems can be equalizing if the revenue of broad based VATs is used to finance in kind transfers such as healthcare and education VAT modernization should be used to enable governments to finance development Modernizing VATs in Africa puts a compelling case forward for how and why this can be achieved

Insurance in European VAT Marta Papis-Almansa, 2016-11-30 Insurance constitutes a significant part of the financial services sector and is one of the foundations of modern economy and society In the design of tax laws however whether and how to tax insurance is a complex issue that has become particularly controversial in the area of value added tax VAT In the

European Union as in most of the world insurance is exempt from VAT but New Zealand and Australia do not follow this practice Given that New Zealand s simple comprehensive goods and services tax GST called the world s purest value added tax and its modified Australian version do not appear to suffer from the shortcomings in efficiency and effectiveness that plague European VAT a comparison of the two systems is in order This book is not only the first comparative in depth study of the treatment of insurance in the two systems but also the first comprehensive legal research devoted to the treatment of insurance in EU VAT published in English Among the underlying issues and topics treated by the two systems covered are the following who has a right to deduct input VAT in relation to supplies inherent in insurance arrangements and to what extent what constitutes a supply of insurance and consideration for such a supply what transactions fall within the scope of the VAT Directive s exemption for insurance and drawing a line between insurance and saving The analysis is grounded in a methodology in which concepts of European VAT are compared with concepts performing the same function in the Australian and New Zealand GST laws The author concludes with proposals for reform in EU VAT in the light of experience in these two major non EU countries Given that it has been proven that exemptions from VAT such as insurance cause a significant number of economic distortions and inefficiencies this study represents a major contribution to a topical debate in European VAT law It will be welcomed by taxation authorities interested policymakers practitioners and scholars not only in Europe but worldwide *American Book Publishing Record* ,2006 Value Added Tax Alan Schenk,Oliver Oldman,2022-10-17 This comparative examination of Value Added Taxes worldwide covers both theory and practice and is intended for an audience of students teachers researchers government officials and practitioners The authors are American law professors both teachers of courses on VAT and long time members of the ABA s Committee on Value Added Tax recently the Committee on Alternative Tax Systems The book begins with an extensive survey of VAT principles as enunciated during the second half of the twentieth century in official reports and by economists and other tax authorities Included are basic statistical data and an appendix delineating the global spread of the tax together with rates in the year 2000 Thereafter the authors present the legal concepts and definitions displayed in VAT laws and elaborated by the courts of Europe and New Zealand Comparison is made from time to time with American experience with state retail sales taxes Application of VATs to particular activities is examined in separate chapters devoted to banking insurance real estate and nonprofit organizations Particular attention is paid to cross border situations whether international within the European Union and other country groupings or within federal countries The special problems of telecommunications transportation and E commerce are covered together in one chapter A feature of the book of particular use to practitioners as well as students and scholars is an appendix of more than 100 pages which sets forth the consolidated text of the European Union s famous Sixth Directive It serves as the governing statutory document for the VATs in EU member countries and is the subject of interpretation and application in many of the litigated cases included or referred to in the book Published under the Transnational Publishers imprint **Current**

Publications in Legal and Related Fields ,2008 **Guide to International Legal Research** ,2009 **The Rise of the Value-Added Tax** Kathryn James,2015-04-30 This book explores one of the most significant trends in the evolution of global tax systems by asking how within less than half a century the value added tax VAT has risen from relative obscurity to become one of the world s most dominant revenue instruments Despite its significance very little is known about why so many countries have adopted the VAT and in particular why different countries adopt the types of VAT that they do The popular mythology provides that the merits of the VAT have underpinned its global spread however this book contends that much scholarship confuses the question of why the VAT has risen to dominance with the issue of what makes a good VAT This book combines policy and legal analysis to propose a new way of understanding the rise of this important revenue instrument so as to better reflect the realities of the VATs that are actually implemented **Directory of Japan Specialists and Japanese Studies Institutions in the United States and Canada: Japan specialists** ,2006 **Value Added Tax** Alan Schenk,Oliver Oldman,2001 The book begins with an extensive survey of VAT principles as enunciated during the second half of the twentieth century in official reports and by economists and other tax authorities Included are basic statistical data and an appendix delineating the global spread of the tax together with rates in the year 2000 The authors present the legal concepts and definitions displayed in VAT laws and elaborated by the courts Application of VATs to particular activities is examined in separate chapters devoted to banking insurance real estate and nonprofit organizations Particular attention is paid to cross border situations whether international within the European Union and other country groupings or within federal countries The problems of telecommunications transportation and E commerce are covered Annuaire français de droit international ,2007 *Law Books Published* Meira G. Pimsleur,1975 **Forthcoming Books** Rose Arny,2001-06 **Current Law Index** ,2003 *Journal of Economic Literature* ,2005

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