

INTERNATIONAL TAX REVIEW™

Grange City Hotel, London
21-22 June 2011

Indirect Tax Forum

Day 1 - Tuesday 21st June

08.30 Registration and coffee

09.00 Chair's opening remarks

Ralph Cunningham, *Managing Editor, International Tax Review*

09.05 Keynote address: Administering VAT in the UK

- HMRC's customer-centric strategy and how this applies to VAT
 - Recent changes to EU and UK VAT - implementation in the UK
 - The future
- Dave Hartnett CB**, Permanent Secretary for Tax, **HM Revenue & Customs**

09.35 Panel session: VAT in Europe

- An in-depth look at the rest of the VAT package and how it has been interpreted to date
 - Parts of the VAT package left to implement and issues that may arise
 - Major aspects of the Sixth Directive and how it is being interpreted/applied
 - The EU VAT green paper:
 - Is the EC moving in the right direction?
 - VAT rate changes have helped some countries emerge from recession, would member states' welcome a single rate?
 - How would cross border transactions change?
- Catherine Meotti**, Director, Indirect Tax - London, **KPMG (moderator)**
Mike Cunningham, Senior Policy Advisor, VAT & International Excise, **HM Treasury**
Kristian Koktvedgaard, Senior Advisor, Tax and Accounting, **Confederation of Danish Industry** and Chair, **Business Europe VAT Group**
Leigh Francis, Indirect Tax Manager **Lockton Companies** and Secretary, **VAT Practitioners Group London Chapter**

10.35 Tea and coffee

10.55 Global news update

- An essential update on key developments from around the world
 - New regulation and legislation
 - Countries looking to introduce VAT/GST or in the process of doing so
 - New approaches to indirect tax policy from around the world
- Jan Snel**, Partner, **Baker & McKenzie Amsterdam (Netherlands)**
Pat Powers, Partner, **Baker & McKenzie Palo Alto (US)**

11.25 Environmental tax

- EU Energy Tax Directive – attracting revenue or combating climate change?
 - The OECD's Green Growth Strategy Synthesis Report's recommendations (due in May 2011) and how they are likely to be taken forward
 - Jurisdictions using environmental taxes to aid fiscal consolidation e.g. Ireland/Greece – are we likely to see more of this, if so, where?
 - The Carbon Reduction Commitment Energy Efficiency Scheme (CRC) – Tantamount to carbon tax in the UK?
 - Will the push for Border Tax Adjustments (BTAs) to address the problem of carbon leakage
 - Environmental tax planning: Pioneering corporate strategies
- Chris Lenon**, Group Strategic Adviser, Tax Policy, **Rio Tinto** and Chairman, **Green Tax Group for Business Europe (moderator)**

Kai Schlegelmilch, Vice-President, **GreenBudgetEurope**

Stefan Speck, Project Manager - Environmental Economics and Policies, **European Environment Agency**

Shona Riach, Deputy Director, Environment and Transport Tax, **HM Treasury**

12.25 Lunch

13.25 Panel session: Transfer pricing and customs and excise

- Key factors in planning to avoid transfer pricing disputes
 - How to deal with a transfer pricing dispute once it has arisen
 - Ensuring you avoid double taxation
 - Structures and value added approaches to sourcing operations
 - EU plans to harmonise customs duties and excise duties
 - Customs, duties and supply chain management
 - FG Wilson and Caterpillar and the case of the impact of using an incorrect customs procedure code on customs declarations – what this means for companies importing goods outside of the EU
- Brian Mulier**, Associate, **Baker & McKenzie Amsterdam (Netherlands) (moderator)**
Thomas Keller, Senior Director, Group Tax, **Danfoss**
Nigel Dolman, Senior Economist, **Baker & McKenzie London (UK)**

14.25 Panel session: A practical look at VAT transaction management

- Managing VAT in non-EU countries
 - Strategic global VAT management – innovations in reducing the administrative burden of indirect tax management seen to date
 - European countries with 'atypical' VAT rules and how to manage them
 - Securing VAT reclaims and reducing irrecoverable VAT/GST losses
 - Making the most of VAT exemptions
- Mark Delaney**, Head of UK VAT, **Baker & McKenzie London (UK) (moderator)**
Georg Geberth, Lawyer, Director Tax Policy, **Siemens**
Lynne Clare, Global VAT Director, **Sony Global Tax Office**

15.25 Tea and coffee

15.45 Case study: VAT exemption in a supply chain cases – Euro Tyre and X and Facet

- Background to the cases
 - Prosecution and defense strategies
 - The rulings and ramifications for business
- Frank Mitchell**, Barrister, **Monckton Tax Chambers**

16.45 Discussion: A view from the board

- How tax matters can be positioned within an organisation
 - What the board looks for from their heads of tax
 - How to get yourself heard at board level and aligning tax matters with the company strategy
- Leigh Francis**, Indirect Tax Manager **Lockton Companies** and Secretary, **VAT Practitioners Group London Chapter**
Thomas Keller, Senior Director, Group Tax, **Danfoss**
Chris Lenon, Group Strategic Adviser, Tax Policy, **Rio Tinto** and Chairman, **Green Tax Group for Business Europe**

17.20 Chair's closing summary

17.30 Close

Day 2 - Wednesday 22nd June

08.30 Registration and coffee

09.00 Chair's opening remarks

Ralph Cunningham, *Managing Editor*,
International Tax Review

09.05 Indirect tax for Financial services

- Important VAT developments relevant to the financial sector
- The "Concept of Establishment", the notion "Intervention" in the new VAT Regulation and why this is relevant to the finance sector
- Recent ECJ case law

Erik Scheer, Partner, **Baker & McKenzie Amsterdam (Netherlands)** (moderator)

Mark Agnew, Senior VAT Consultant, **Baker & McKenzie London (UK)**

Lisa Young, Associate Director - Taxation Division, **Macquarie Group**

10.05 European case law update

- Recent landmark cases in the ECJ
- Issues which arise for EU businesses

Michael Conlon QC, **Temple Tax Chambers**

11.05 Tea and coffee

11.25 BRIC roundtable surgeries

Delegates should choose which country (**Brazil, Russia, India or China**) they are most interested in discussing during the session

- Outline any new legislation/case law and its ramifications
- Circumnavigating local and regional regulations
- Cross-border issues
- Anti-avoidance
- Common pitfalls and how to avoid them
- Q&A

Torsten Fetzer, **KPMG (Brazil)**

John Shuker, Director, **PwC (India)**

Yuri Volkov, Partner, Tax and Legal, **Deloitte (Russia)**

Tim Jones, Director, Indirect Tax, **Deloitte (China)**

12.15 European roundtable surgeries

Delegates should choose which country (**UK, Italy, Germany or Spain**) they are most interested in discussing during the session

- Outline any new legislation/case law and its ramifications
- Circumnavigating local and regional regulations
- Cross-border issues
- Anti-avoidance
- Common pitfalls and how to avoid them
- Q&A

Giuliana Polacco, Partner, **Baker & McKenzie Milan (Italy)**

Burkhard von Loeffelholz, Associate, **Baker & McKenzie Frankfurt (Germany)**

Ariane Schaaf, Associate, **Baker & McKenzie Frankfurt (Germany)**

Tona Azpeitia, Partner, **Baker & McKenzie Barcelona (Spain)**

Mark Delaney, Head of UK VAT, **Baker & McKenzie London (UK)**

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13.05 Lunch

14.05 Case studies: Abuse of rights cases – RBS Deutschland and Weald Leasing

- Background to the cases
- Prosecution and defense strategies
- The rulings and ramifications for business

Robert Venables QC, **Tax Chambers, 15 Old Square**

Rory Mullan, **Tax Chambers, 15 Old Square**

Timothy Lyons QC, **Tax Chambers, 15 Old Square**

15.05 Tea and coffee

15.25 Approaches to managing audits

- The trend towards increasing number of audits and the reasons for it
 - Managing the relationship with the auditor
 - Disclose and access rights – managing the information required/requested in connection with a tax audit
 - Negotiating the outcome
 - Top tips for managing audits remotely
 - Advice for managing audits in key jurisdictions around the world
- Marc Welby**, Partner, VAT Services, **BDO (moderator)**
Matthias Feldt, Head of VAT Group, Corporate Centre Taxes and Customs, **ThyssenKrupp**
Charles Middleton, Senior Corporate Tax Executive, **British Land**

16.25 Interview: Looking ahead: An OECD perspective

- The GST/VAT project - goals for the future and how they are likely to be achieved
 - Consultation on international guidance on B2B services
 - The OECD move towards green taxes and where it is likely to lead
 - The OECD's view on jurisdictions putting more emphasis on indirect tax than direct tax and how will its work reflect this trend in the future?
- Piet Battiau**, Head of the Consumption Taxes Unit, Centre for Tax Policy and Administration, **OECD**
Ralph Cunningham, Editor, *International Tax Review* (interviewer)

16.55 Chair's closing summary

17.00 Close

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