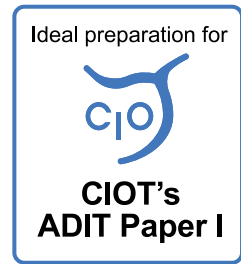


IBFD International Tax Academy presents:



Principles of International Taxation

One week of hard work and in return you'll receive the most comprehensive introduction to the principles of international taxation available

Highlights

- The course is supplemented with an on-line platform giving participants access to pre- and post-course reading/reference materials.
- Closely follows the renowned CIOT Advanced Diploma in International Taxation syllabus.
- Includes additional "hot topics" in international taxation such as the permanent establishment concept.
- Principles are explained with reference to real situations for practical understanding and application.
- Opportunity to meet and build a network with other professionals from across the world.
- Qualifies for 31 Continuing Professional Education (CPE) credits.

**Kuala Lumpur
3-7 November 2008**

www.ibfd.org

IBFD International Tax Academy

Course

Principles of International Taxation

Why participate?

This five-day course covering the essentials of international taxation is suitable for practitioners from both private and public sectors who regularly encounter issues related to cross-border taxation and desire to deepen or develop a comprehensive understanding of the underlying principles.

As well as providing the participants with fundamentals of international taxation, the course includes a substantial section on tax treaty interpretation and application, covering both active and passive income. Participants will be provided with the principles of transfer pricing and an overview of basic tax planning structures, and gain insight into the application of the most common anti-avoidance provisions.

While the course is suitable for practising professionals, it may also be considered a useful starting point in the preparation for the CIOT examination – Advanced Diploma in International Taxation (ADIT Paper I).

Continuing Professional Education

This course qualifies for Continuing Professional Education (CPE) credits with:

- The UK Chartered Institute of Taxation;
- De Nederlandse Federatie van Belastingadviseurs;
- The Institute of Taxation in Ireland;
- The National Association of State Boards of Accountancy; and
- Malaysian professional bodies (for details, contact ITA).

It should be noted that this course may also qualify for CPE credits pursuant to the rules of a number of professional associations other than those listed above. Participants are encouraged to check with their professional associations to determine eligibility in this respect.

The IBFD International Tax Academy is registered with the National Association of State Boards of Accountancy (NASBA), as a sponsor of continuing professional education on the National Registry of CPE Sponsors. State boards of accountancy have final authority on the acceptance of individual courses for CPE credit. Complaints regarding registered sponsors may be addressed to the National Registry of CPE Sponsors, 150 Fourth Avenue North, Suite 700, Nashville, TN, 37219-2417.

Website: www.nasba.org

Recommended CPE points for this course: 31

(in accordance with the standards of the National Registry of CPE points, CPE credits are granted on a 50-minute hour).

Interactive course

To safeguard the interactive nature of the course, including group discussions and case studies, a maximum of 50 participants will be accepted. Early registration is therefore recommended.

Venue

Hotel Maya – Kuala Lumpur, Malaysia. Hotel Maya is a 5-star hotel featuring spacious rooms, spa, trendy food & beverage outlets and many handy facilities adding on to the total experience. With its resort-type environment, Hotel Maya sets a new benchmark for a unique yet pleasant experience. Hotel Maya is located in the hub of the business and commercial districts adjacent to Kuala Lumpur's famous Petronas Twin Towers. For further details, please go to www.hotelmaya.com.my.

How to register

Simply fill in your details on the registration form included with this brochure and return it to us by post or fax. Alternatively, visit www.ibfd.org and register online.

Instructors

Giammarco Cottani, LLM cum laude in European and International Taxation at the European Tax College, Leuven, Belgium and Tilburg, the Netherlands, is a PhD candidate at LUISS University, Rome, and is currently working as a Senior Research Associate in IBFD's International Tax Academy. Before joining IBFD, he worked for Cleary Gottlieb Steen & Hamilton and previously with another major Italian law and tax firm. His specialization is Italian and international taxation of corporate groups, transfer pricing and M&A stock offering plans. He obtained a university degree in Law from LUISS University, Rome.

Dr Kevin Holmes is a Professor in the School of Accounting and Commercial Law at the Victoria University of Wellington, New Zealand, where he specializes in teaching and researching taxation. He is also engaged by IBFD Asia as a freelance Principal Research Associate. He formerly worked at IBFD Amsterdam as a Principal Research Associate and as Head of IBFD's Government Consultancy Department. Prior to that, he was a tax partner of an international accountancy firm. Mr Holmes has undertaken a variety of tax consulting projects in many developing and transitional economies. In 2005 he assisted the Tax Policy Department of the Uganda Ministry of Finance, to enhance its technical capacity in i.a. income tax. He is currently involved in the development of the personal income tax law under a European Technical Assistance Programme for Vietnam. Mr Holmes has published widely on direct and indirect taxation. This includes the books *The Concept of Income – A multi-disciplinary analysis* (2001), *The Uganda Income Tax Act 1997 – A Primer on Concepts and Structure* (2006), and *International Tax Policy and Double Tax Treaties – An Introduction to Principles and Application* (2008), each published by IBFD.

Tom Toryanik is a Senior Manager with the Taxation of Financial Services, Banking and insurance group in the Sydney office of PricewaterhouseCoopers. He has extensive practical experience assisting a range of international groups, including leading banks and private equity clients. Before joining PricewaterhouseCoopers, Mr Toryanik was with the International Tax and Financial Services group at Deloitte and spent a year with IBFD as a Senior Researcher. He has a Master's degree in International Taxation from the University of Sydney and also teaches Taxation Law.

Aurobindo Ponniah is Head of IBFD's Asia-Pacific Office and plays a key role in IBFD's documentation, research and training in the Asia-Pacific region, and in various research projects involving government consulting, training, tax treaties, e-commerce, etc. Prior to joining IBFD, Mr Ponniah worked for the tax and legal advisory practice of an international consulting firm primarily involved in financial markets and corporate taxation advisories to private clients and government/statutory bodies. He is a frequent speaker at seminars and conferences, including on policy issues at, amongst others, the Asian Development Bank. Mr Ponniah is also the managing editor of the Asia-Pacific Tax Bulletin journal, member of the editorial board of the Derivatives and Financial Instruments journal, and oversees the IBFD's Asia-Pacific Taxation & Investment databases.

SM Thanneermalai is a Senior Executive Director in the Tax and Business Consulting Services division of PricewaterhouseCoopers. He has more than 30 years of audit and tax experience in Malaysia, the United Kingdom and Singapore. He has extensive experience in tax advisory and consulting assignments covering areas such as financing arrangements, cross-border transactions, joint venture agreements and mergers and acquisitions. Mr Thanneermalai is a member of the Institute of Chartered Accountants in England and Wales and a council member of the Malaysian Institute of Taxation. Currently he manages the transfer pricing, audit, investigation and the India Desk practice in PricewaterhouseCoopers Malaysia.

Bipin Pawar is an Associate Director with PricewaterhouseCoopers Limited, India. He has over 12 years' experience on diverse matters such as investment and transaction structuring, optimizing benefits under income tax laws and tax treaties, addressing regulatory issues and tax compliance. Since the introduction of Transfer Pricing regulations in India in 2001, Mr Pawar has been advising clients on innovative transfer pricing opportunities and strategies, combining industry insight with technical skills to provide holistic solutions from a commercial, tax and regulatory perspective. His clients include a number of companies in the Pharmaceutical, FMCG industries, Logistics and Telecom industries.

Programme

The programme fee includes lunch, coffee, tea and light refreshments during breaks.

Day 1

Basic Principles of International Tax Law

08.30-09.00 **Registration**

09.00-09.20 **Welcome and IBFD Overview**

09.20-10.40 **Introduction**

- Exercising the tax jurisdiction
- Issues arising from change of residence
- Characterization of entities (transparent or opaque for tax purposes)
- Juridical economic double taxation
- Role of comprehensive tax treaties
- Relationship between tax treaties and domestic law (treaty override)
- The format and structure of a tax treaty (OECD UN and US Model Conventions)
- Scopes of tax treaties
- Types of allocation rules in treaties

10.40-11.00 *Break – refreshments*

11.00-12.45 **Tax Treaty Interpretation**

- The general approach to interpretation
- The Vienna Convention on the Law of Treaties
- The use of external aids for interpretation (the status and the use of the OECD Commentary)
- The application of Art. 3(2) of the OECD Model Tax Convention
- Resolving interpretation issues by competent authority proceedings – Art. 25(3) of the OECD Model Tax Convention

12.45-14.00 *Lunch*

14.00-15.30 **Residence**

- The concept of residence
- Treaty tiebreaker rules
- Dual residence issues
- US savings clause

15.30-15.50 *Break – refreshments*

15.50-17.00 **Case Studies**

Day 2

Double Taxation Convention Focusing on the Current Version of the OECD Model Tax Convention¹

09.00-10.40 **Passive Income**

- Income from immovable property
- Dividends, interest, royalties
- Imputation and classical systems
- Inter-corporate dividends, participation exemption
- Beneficial ownership
- Capital gains
- Art. 21 of the OECD Model Tax Convention

10.40-11.00 *Break – refreshments*

11.00-12.15 **Passive Income (continued)**

12.15-13.00 **Permanent Establishment (PE) Concept**

- Basic rule PE concept in OECD Model Tax Convention
- Auxiliary and preparatory activities
- Construction site PEs
- Services
- E-commerce
- PE concept in the UN Model

13.00-14.00 *Lunch*

14.00-15.40 **Permanent Establishment Concept (continued)**

15.40-16.00 *Break – refreshments*

16.00-17.00 **Case Studies**

1. Excluding the Dutch Model (*Paper I, Module II, Part C-3*).

Programme

The programme fee includes lunch, coffee, tea and light refreshments during breaks.

Day 3

Double Taxation Convention Focusing on the Current Version of the OECD Model Tax Convention

- 09.00-10.40 **Employment Income**
- Taxation of dependent personal services
 - General rules (183-day rule)
 - Hiring-out of labour
 - Frontier workers
 - Taxation of special payments and pensions
 - periodic and lump-sum payments
 - government services
 - students, trainees, professors, directors, artistes and sportsmen
 - Implications for the employing company
- 10.40-11.00 *Break – refreshments*
- 11.00-11.45 **Employment Income (continued)**
- 11.45-12.45 **Double Tax Relief Methods**
- Credit
 - Exemption
 - Deduction
 - Capital import neutrality and capital export neutrality
 - Losses and double tax relief
 - Limitations on relief
 - Conditions for relief
- 12.45-14.00 *Lunch*
- 14.00-15.40 **Profits of an Enterprise**
- Art. 7 of the OECD Model Tax Convention
 - Allocation of assets and profits
 - Financing a permanent establishment
 - Treatment of losses
 - Head office – permanent establishment transactions
 - Art. 8 of the OECD Model Tax Convention
- 15.40-16.00 *Break – refreshments*
- 16.00-17.00 **Profits of an Enterprise (continued)**

Day 4

Non-Discrimination and Transfer Pricing

- 09.00-10.40 **Non-Discrimination and Triangular Cases**
- Art. 24 of the OECD Model Tax Convention
 - Triangular cases involving PE and dual resident companies
- 10.40-11.00 *Break – refreshments*
- 11.00-12.45 **Introduction to Transfer Pricing**
- OECD transfer pricing guidelines for multinational enterprises
 - Art. 9 of the OECD Model Tax Convention (arm's length principle)
 - transfer pricing methods
 - advance pricing agreements
 - Documentation
 - Latest developments
- 12.45-14.00 *Lunch*
- 14.00-15.30 **Intra-Group Services and Cost Sharing and Valuation of Intangibles**
- Introduction
 - Types of intra-group services or common activities
 - Common structures for service provision
 - Service regulations OECD and US
 - Transfer pricing methods
 - Service charge computation
 - Documentation
 - Cost sharing arrangements
 - Valuation of Intangibles
- 15.30-15.50 *Break – refreshments*
- 15.50-17.00 **Intra-Group Services and Cost Sharing and Valuation of Intangibles (continued)**

Programme

The programme fee includes lunch, coffee, tea and light refreshments during breaks.

Day 5

Thin Capitalization Rules and International Tax Avoidance²

- 09.00-10.30 **Thin Capitalization Rules**
- Overview of thin capitalization rules
 - Examples of thin capitalization legislation
 - The arm's length principle and thin capitalization rules
 - Thin capitalization legislation and tax treaties
- 10.30-10.50 *Break – refreshments*
- 10.50-12.45 **Basic Tax Planning Schemes**
- Treaty shopping
 - Base evasion
 - Use of tax havens
 - Double DIPS
- 12.45-14.00 *Lunch*
- 14.00-15.20 **Basic Tax Planning Schemes (continued)**
- 15.20-15.40 *Break – refreshments*
- 15.40-17.00 **Anti-Avoidance rules**
- GAAR
 - Controlled foreign companies
 - Anti-tax haven provisions
 - Beneficial ownership
 - LOB

2. Excluding:

- Money-laundering legislation and international tax avoidance (*Paper I, Module IV, Part C*);
- Cooperation between revenue authorities (*Paper I, Module IV, Part D*);
- Miscellaneous topics (*Paper I, Module V*).

Suggested resources for this course:

IBFD International Tax Glossary

- More than 2,000 tax terms, clearly and concisely defined in English.
- Alphabetical listing of some 400 English terms together with their French, German, Spanish and Dutch equivalents.
- Cross-referenced listing of terms indicating similar, related and contrasting terms.

Format: A5 hardback book
Published: August 2005 (5th edition)
Pages: 513
Price: € 60 (€ 48 for course participants)

Global Tax Handbook Set

The Global Tax Handbook set is a significant resource as it allows for immediate cross-referencing between the books, giving you the complete picture of the corporate and individual taxation in a country along with rates tables and more detailed information.

Format: 2 A4 books
Price: € 399 / \$ 509
Annual subscription price: € 315 / \$ 400
Pages: 1,524
Published: June 2007
ISBN: 978-90-8722-009-9
 978-90-8722-010-5

Registration Information

About IBFD

Since its foundation in 1938, the International Bureau of Fiscal Documentation has developed into one of the most respected organizations studying and documenting international taxation systems and investment legislation. IBFD clients include Ministries of Finance, international corporations, legal and accountancy practices, banks, educational institutions and others who look to IBFD as a first-class source of information. As an independent, not-for-profit research foundation, IBFD always offers objective and unbiased information. A multilingual staff of approximately 50 tax experts from around 30 countries is based at IBFD's offices in Amsterdam, Kuala Lumpur and Washington DC. In addition, research is carried out internationally, with a network of tax specialists relaying information from all over the world.

IBFD International Tax Academy

Founded in 1989, the International Tax Academy (ITA) offers a wide range of courses on international taxation and organizes conferences on special topics. ITA is recognized worldwide as a reputable learning centre in the field of international taxation, drawing on the expertise of internationally renowned specialists and IBFD's multinational research staff to provide a unique environment for the study of international tax law.

The open courses held by the ITA are interactive and suitable for participants from all over the world. The ITA also offers tailored in-house courses for corporate clients, tax administrations and other organizations and institutions. If you would like to discuss any aspect of our in-house courses, please contact Arcotia Hatsidimitris, Head of ITA, either at +31-20-554 0180 or e-mail A.Hatsidimitris@ibfd.org.

Member discount

IBFD members qualify for a 20% discount on the fees of all open courses held by the IBFD International Tax Academy. Companies with several offices, please note that – as with all membership offers – only staff based at the office that actually holds the membership, i.e. the address publications and correspondence are sent to, qualify for the 20% discount.

Accommodation

Participants are responsible for making their own arrangements. Details of suitable hotels will be sent to you upon registration.

Bank details

IBFD Asia Sdn. Bhd.
HSBC Bank Malaysia Berhad (Kuala Lumpur Main)
2 Leboh Ampang
50100 Kuala Lumpur
Malaysia
Account No. 101-350270-101

IBFD International Tax Academy (Head office)

P.O. Box 20237
1000 HE Amsterdam
The Netherlands
Tel.: +31-20-554 0160
Fax: +31-20-620 9397
E-mail: itacourses@ibfd.org
Website: www.ibfd.org

IBFD Asia-Pacific Office

Block B-19-5, Level 19
Northpoint Offices Midvalley City
1 Medan Syed Putra Utara
59200 Kuala Lumpur
Malaysia
Tel.: +603-2287 0709
E-mail: itacourses@ibfd.org
Website: www.ibfd.org

Registration Form

(please use block letters)

I would like to register for the course:

Principals of International Taxation

Date: 3-7 November 2008 Code: AP08PIT2

Normal fee: MYR 5,696 / USD 1,780 Members' fee: MYR 4,557 / USD 1,424

Mr Mrs _____
(as it is to appear on your name badge)

First name _____
(as it is to appear on your name badge)

I have full IBFD membership (20% discount)

My membership number is _____

Organization _____

Job title _____

Address _____

City and postal code _____

Country _____

Telephone _____ Fax _____

E-mail _____

VAT No. _____

Signature _____ Date _____



(Please note that only signed forms can be processed)

Contact person responsible for training within your organization:

Name _____

Function _____

Telephone _____

E-mail _____

Method of payment

VISA Eurocard/MasterCard American Express

Card No. _____

Expiry date _____ Card validation code _____
(last three digits on the paper strip on the back of your card)

Cardholder name _____

Cardholder address _____

Bank transfer upon receipt of invoice

If the invoice address differs from the above, please indicate:

Organization _____

Attention to _____

Address _____

City and postal code _____

Country _____

Cancellation and other registration conditions

You may be prevented from attending a course due to unforeseen circumstances. If you notify us in writing of your cancellation at least 14 days prior to the event, no cancellation fee will be charged, except for an administration fee to cover the cost of processing the cancellation. If notification is received within 7 to 14 days before the event, a cancellation fee of 50% of the course fee will be charged. We regret that no refunds can be made if notice of cancellation is received less than 7 days before the event. An alternative participant may be substituted at any time without charge provided that IBFD Asia is informed in advance of the event. IBFD Asia reserves the right to cancel an event if there is an insufficient number of registrations, in which case our liability shall be restricted to a refund of any course fees paid to us. Cancellation notices will be sent at least 14 days in advance of the event. IBFD Asia also reserves the right to alter published programmes and speakers without notice.

On receipt of your registration

You will receive a confirmation letter and an invoice. Whenever possible we will use e-mail for correspondence in order to communicate effectively and quickly. Please contact us if you have not received the confirmation letter within 10 days of sending your registration form.

Please visit our website (www.ibfd.org)

for full details of our booking information. For more detailed information about our courses or to register you can also call us at +603-2287-554 0709, e-mail itacourses@ibfd.org or visit our website at www.ibfd.org.



Please return the completed form by regular mail or fax to:

IBFD Asia

B-19-5, Level 19
Northpoint Offices, Midvalley City
1 Medan Syed Putra Utara
59200 Kuala Lumpur, Malaysia
Tel.: +603 2287 0709
Fax.: +603 2287 0729
E-mail: itakl@ibfd.org
Website: www.ibfd.org