



**Zoom online event**  
27<sup>th</sup> and 28<sup>th</sup> January 2022

Faculty of Business and Economics (HEC)  
Faculty of Law, Criminal Justice and Public Administration  
Tax Policy Center



# THE GLOBAL MINIMUM TAX AGREEMENT: POLICY, PRACTICE AND FUTURE OUTLOOK

## OVERVIEW

After several years of negotiations, in October 2021, the Inclusive Framework of the OECD officially agreed on the Two-Pillar Solution to Address the Tax Challenges Arising from the Digitalisation of the Economy.

Pillar Two of the solution contains three interconnected rules viz, the Income Inclusion Rule (IIR), Undertaxed Payments rule (UTPR) and the Subject to Tax Rule (STTR). The objective of these three rules is to ensure that an in scope MNE is subject to a minimum tax rate with respect to its profits. The OECD has now released the model rules and the EU Commission has released the proposed EU Directive to implement these rules.

Against this backdrop, **the first part of the event** will be dedicated to a discussion on the current tax policy challenges to implement the rules, especially, in Switzerland and some other selected jurisdictions.

**The second part** will discuss key technical issues with respect to implementing the Pillar II agreement in practice. The first session of this part will deal with issues pertaining to determining Effective Tax Rates (ETRs) for applying the IIR and the UTPR and issues such as addressing temporary differences, pre regime / in regime losses, carve outs and simplification options.

The second session will be dedicated to the interaction between Pillar Two and Transfer Pricing rules. In this regard,

we will discuss issues pertaining to allocation of profits to PEs / subsidiaries to calculate ETRs, the impact of post filing transfer pricing adjustments in ETR computation and potential spillover effects of Pillar I on Pillar II.

The third session will discuss the implementation of these rules in Switzerland and a discussion on the future policy outlook towards tax competition.

The fourth session will be dedicated to the STTR and key issues associated with the rules such as computation of Adjusted Nominal Rates, simplification options and implementation challenges of this rule through a Multilateral Instrument.

The fifth session will address key compatibility issues between the Pillar II Globe rules with tax treaty and other Investment Law obligations. The part will also discuss the dispute resolution framework associated with the inconsistent / misapplication of the Pillar II rules.

We will then move to third part of the event which will be dedicated to the implementation of the Pillar II Globe rules in the EU and US.

The event, which is organised by the Tax Policy Center of the University of Lausanne and the Institute of Tax Law of KU Leuven is intended to provide a neutral platform to debate the latest developments in the area of Pillar Two and its possible practical and policy implications. To that end, this event will consist of presentations and debates by leading representatives of international organizations, academia and businesses.

We look forward to have you for this online event.

**Prof. Dr. Robert J. Danon**  
Tax Policy Center  
University of Lausanne

**Prof. Dr. Vikram Chand**  
Tax Policy Center  
University of Lausanne

**Prof. Dr. Luc De Broe**  
Institute for Tax Law  
KU Leuven

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## DAY 1 27<sup>th</sup> JANUARY 2022

8H45 – 9H00

### Opening and welcome

- Prof. Robert Danon, Director, Tax Policy Centre, University of Lausanne, Switzerland
- Prof. Vikram Chand, Program Director, Executive Program in Transfer Pricing, Tax Policy Centre, University of Lausanne, Switzerland
- Prof. Luc De Broe, Chair Institute of Tax Law KU Leuven, Belgium

## PART I

### THE POLICY PERSPECTIVE

- Prof. Robert Danon (Chair)

9H00 – 10H00

### Keynote address:

- Pascal Saint-Amans, Director of the Centre for Tax Policy and Administration, OECD

### Panel discussion:

#### Impact of the Global Minimum Tax Agreement: Reaction of selected countries - Switzerland, Ireland, Singapore, UK and Belgium

- Mr. Fabian Baumer, Vice Director / Head of Tax Policy, Federal Tax Administration, Switzerland
- Mrs. Catherine O'Meara, Partner, Matheson, Ireland
- Ms. Jaclyn Ho, Local Principal (Tax Advisor), Baker & McKenzie. Wong & Leow, Singapore
- Prof. Dr. Philip Baker QC, Field Court Tax Chambers, Visiting Professor, University of Oxford, Faculty of Law, United Kingdom
- Prof. Luc De Broe

## PART II

### THE GLOBAL TAX AGREEMENT IN PRACTICE

- Prof. Luc De Broe (Chair)

10H00 – 10H30

### Opening address

- Dr. Achim Pross, Head of the International Co-operation and Tax Administration Division, Centre for Tax Policy and Administration, OECD

10H45 – 12H15

### Session 1:

#### Computing ETRs for the Income Inclusion and Undertaxed Payment Rules: Selected issues demonstrated through case studies

- Prof. Vikram Chand (Chair)
- Mr. Gabriel Candil, International Tax Counsel, Nestlé, Switzerland
- Mr. Koen De Grave, Managing Director, Tax Accounting Services, PWC, Belgium
- Mrs. Eva Frehner, Head of Corporate Tax, Sulzer, Switzerland
- Mr. Fabio De Angelis, Senior Director, Global Tax, eBay International Management B.V., The Netherlands
- Mr. Peter Uebelhart, Tax Partner, KPMG, Switzerland

13H15 – 14H45

### Session 2:

#### Transfer Pricing rules and their impact on determining ETRs: Selected issues demonstrated through case studies

- Prof. Vikram Chand (Chair)
- Dr. Natassia Burkhalter, Head of section Transfer Pricing & Rulings, Federal Tax Administration, Switzerland
- Dr. Andreas Risi, Head Tax Switzerland, UBS, Switzerland
- Mrs. Isabel Verlinden, Corporate Tax Strategy Leader, PWC, Belgium
- Mr. Peter Eisenring, Head Group Tax and Insurance, Roche, Switzerland



15H15 – 16H30

### **Session 3:**

#### **Implementation of the Globe rules in Switzerland**

- Prof. Robert Danon (Chair)
- Mr. Fabian Baumer
- Mr. Jean-Louis Geyr, Senior Vice President, Group Head of Global Tax, Nestlé, Switzerland
- Mr. Peter Eisenring
- Dr. Christian Frey, Deputy Head of Tax & Public Finance, Economiesuisse, Switzerland
- Mr. Martin Hess, Head Taxation, SwissHoldings, Switzerland

## **DAY 2**

**28<sup>th</sup> JANUARY 2022**

9H00 – 10H15

### **Session 4:**

#### **The STTR – selected issues demonstrated through case studies**

- Prof. Guglielmo Maisto, Università Cattolica di Piacenza, Italy (Chair)
- Mr. Mukesh Butani, Managing Partner, BMR Legal, India
- Mr. Daniel Gentsch, Managing Partner Tax & Law, EY, Switzerland
- Mrs. Charlotte Kies, Partner – Tax Adviser, Loyens & Loeff's, The Netherlands

10H30 – 11H30

### **Session 5:**

#### **The Pillar II Globe rules as a common approach: Compatibility with Tax Treaty Law and other International Obligations, Tax Certainty and Dispute Resolution**

- Prof. Robert Danon (Chair)
- Prof. Vikram Chand
- Mrs. Kinga Romanovska, Research Associate, Tax Policy Centre, University of Lausanne, Switzerland
- Prof. Luc De Broe
- Mrs. Marlies de Ruiter, Partner, Global International Tax Policy Leader, EY, The Netherlands
- Mr. Christian Kaeser, Global Head of Tax, Siemens, Germany

## **PART III**

### **THE GLOBAL TAX AGREEMENT: IMPLEMENTATION IN THE EU & IN THE US**

11H30 – 12H30

#### **Implementation of the Pillar II Globe rules in the European Union and US**

- Prof. Guglielmo Maisto (Chair)
- Mr Wim Wuyts, Chief Executive Officer, WTS Global, The Netherlands
- Prof. Luc De Broe
- Mrs. Helen Pahapill, Deputy Secretary General for Tax and Customs Policy, Estonian Federal Ministry of Finance, Estonia
- Mrs. Amanda Pedvin Varma, Partner, Steptoe & Johnson LLP, USA

12H30 – 12H45

#### **CLOSING REMARKS AND FUTURE OUTLOOK**

- Prof. Robert Danon
- Prof. Vikram Chand
- Prof. Luc De Broe

# The Global Minimum Tax Agreement: Policy, Practise and Future Outlook

Zoom online event – 27<sup>th</sup> and 28<sup>th</sup> January 2022

## REGISTRATION FORM

Mrs. ☐ Mr. ☐ Dr. ☐ Other ☐

Family name First name

Function

Company

Street / Nr

PO Box

Zip code City

Phone Nr Country

E-mail

I herewith agree to register ☐

Cost CHF 350.– (The documentation is included)  
A reduced fee of CHF. 100.- applies to University  
Students and PHD Candidate as well as full time  
Academics.

**Payment:** Upon reception of your registration form, you will receive our confirmation and invoice (with payment instructions). Bank fees on payment transfers are not included in the registration rates stated above and must be paid by participants.

**Important: The payment of the invoice is on receipt. Please note that the proof of payment will give you access to the zoom link.**

**Cancellation:** In the event of cancellation, written notification should be sent to:

**[taxpolicy@unil.ch](mailto:taxpolicy@unil.ch).**

- Until 14<sup>th</sup> January 2022

**100% refund**

- On and after 14<sup>th</sup> January 2022

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