

Christiaan Cornet
Thursday April 18, 2024

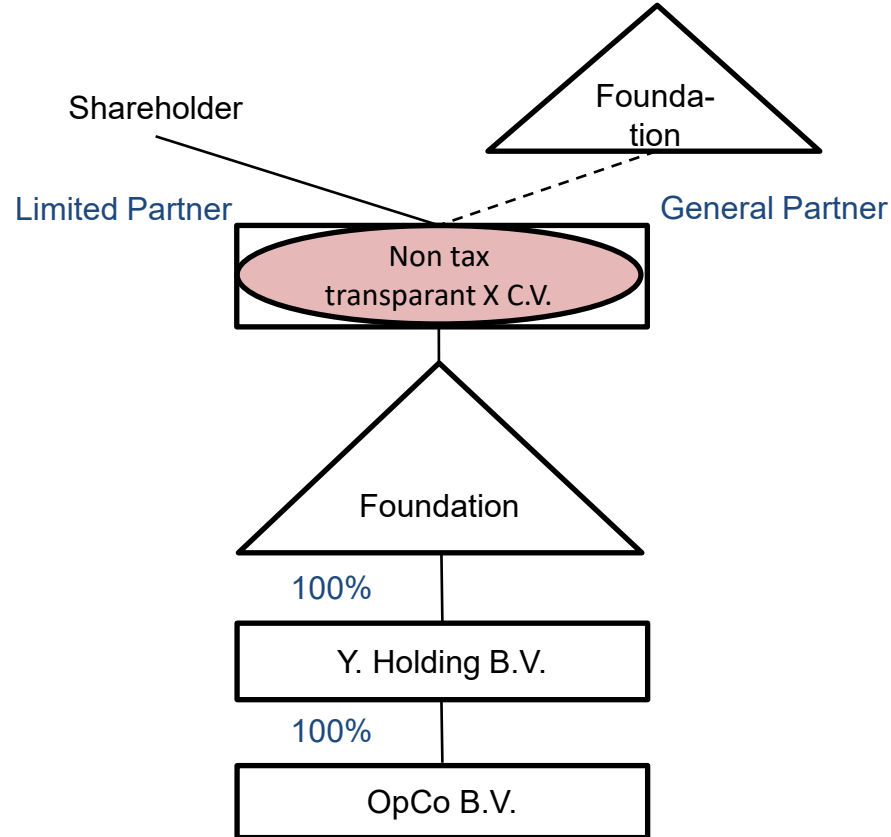


ITAX

Privacy Structures



Commonly used privacy structures



Attention items

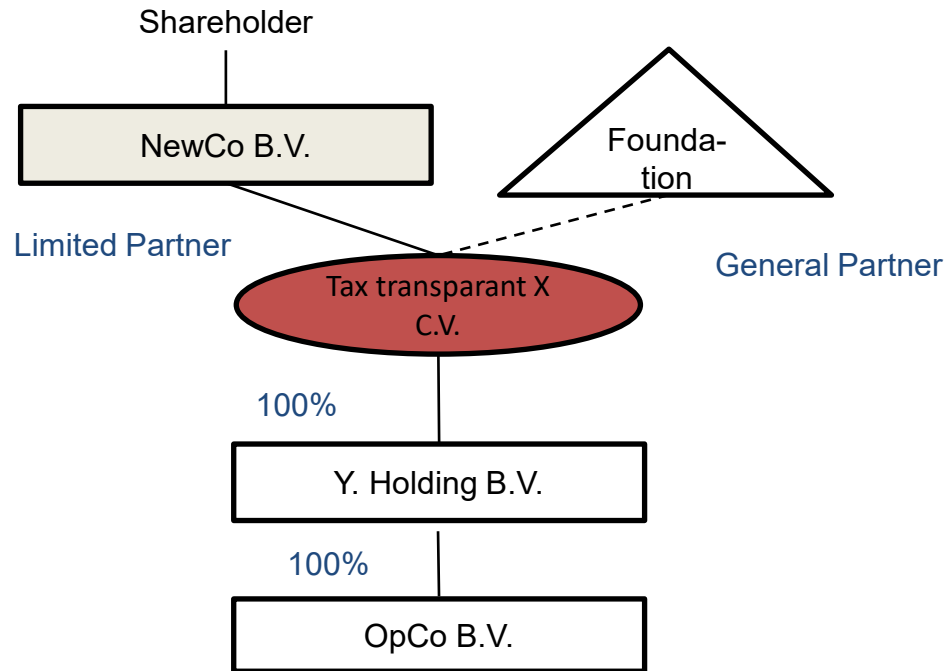
- Reporting obligations FS (including consolidation requirements, valuation standards)
- Visibility shareholders (UBO-register / shareholders Dutch Chamber of Commerce, address, etc.)
- DAC6-reporting obligations
- Bankaccount (KYC-obligations)

Changes Dutch classification rules

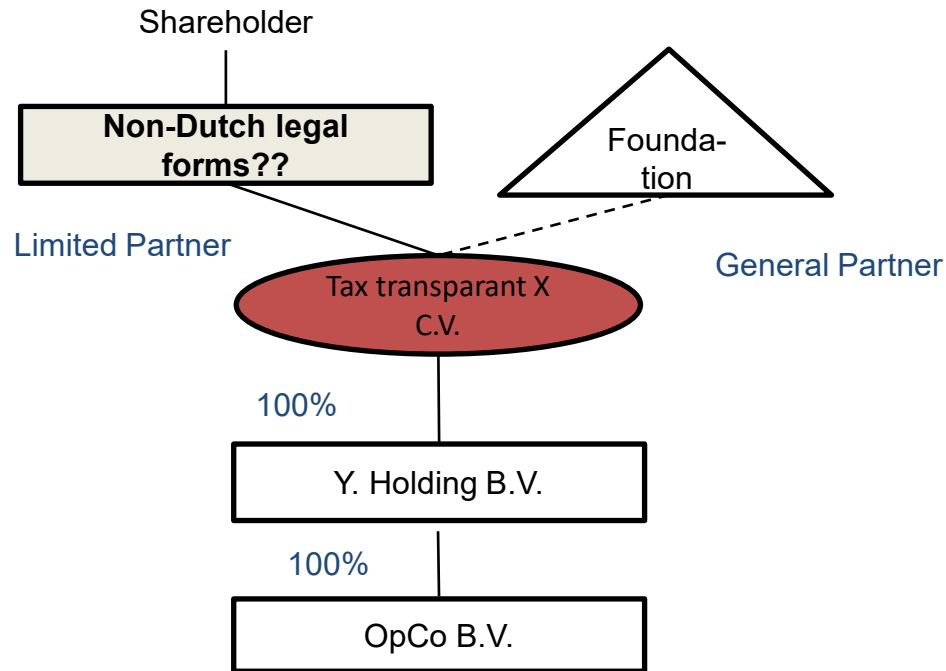
As per 1 January 2025

- Abolishment of non-tax transparent CV
- Codification of classification rules (comparability method) → Decree
- Two additional classification rules for non-comparable entities → **UK LLP, German KGaA, Irish Unlimited**
 - Located in the Netherlands: deemed non-transparent
 - Not located in the Netherlands: symmetrical method

Privacy structures as per 1 January 2025?



Privacy structures as per 1 January 2025?



Non Dutch legal forms

Reporting obligations (“*Wet op formeel buitenlandse rechtsvormen*”)

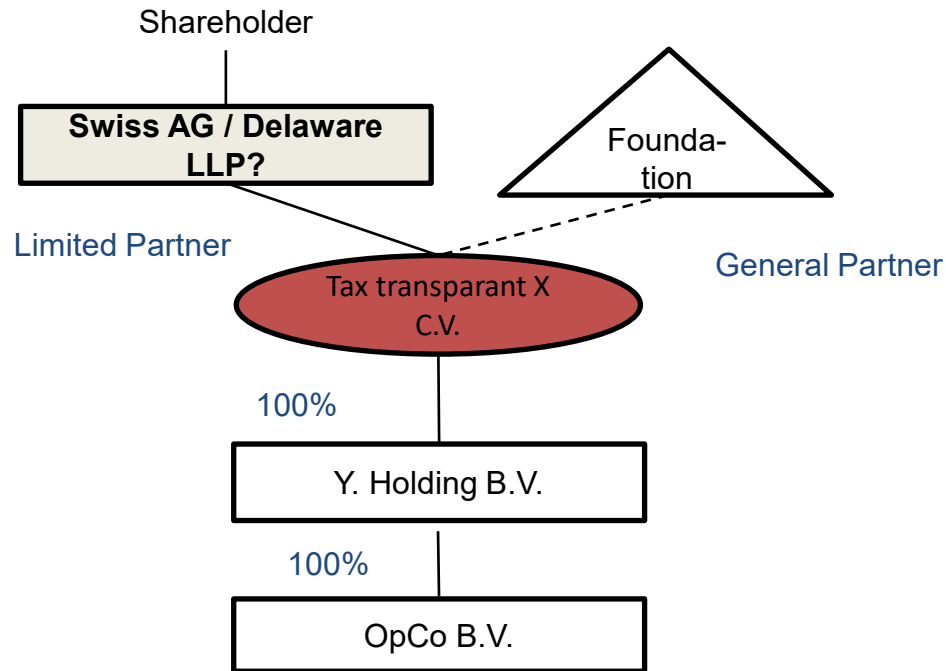
- Dutch reporting obligations for non-Dutch legal entities having:
 - Legal personality
 - Carrying out (almost all) activities in NL
 - No real connection with the state under which law it was incorporated

Non Dutch legal forms

Alternatives ??

- Swiss AG
- Liechtenstein Anstalt
- Bonaire/Curacao Coöperatie
- Reverse hybrid CV
- Irish Unlimited
- Delaware LLP
- UK LLP?

Privacy structures as per 1 January 2025?



Privacy structures as per 1 January 2025?

