Amendment 85
Jeppe Kofod, Peter Simon, Pervenche Berès, Paul Tang, Evelyn Regner, Virginie Rozière, Ramón Jáuregui Atondo
on behalf of the S&D Group

Report
Jeppe Kofod, Luděk Niedermayer
Report on financial crimes, tax evasion and tax avoidance (2018/2121(INI))

Motion for a resolution
Paragraph 16 a (new)

Motion for a resolution

16a. Notes that Council Directive 2011/85/EU on requirements for budgetary frameworks of the Member States requires Member States to ensure the timely and regular publication of tax data for all subsectors of general government, including information on the impact of tax expenditures on revenues; is worried that this obligation is not being enforced by most Member States; calls on the Commission to assess the implementation of this requirement and to use that information to assess the cost of tax incentives in each Member State;

Amendment

Or. en
Amendment 86
Jeppe Kofod, Peter Simon, Pervenche Berès, Paul Tang, Evelyn Regner, Virginie
Rozière, Ramón Jáuregui Atondo
on behalf of the S&D Group

Report
Jeppe Kofod, Luděk Niedermayer
Report on financial crimes, tax evasion and tax avoidance
(2018/2121(INI))

Motion for a resolution
Paragraph 16 b (new)

Motion for a resolution

16b. Notes that, to date, while the Commission performs a VAT tax gap estimate for the EU, only fifteen Member States prepare their own national tax gap estimates; calls on each Member State, under the guidance of the Commission, to prepare a comprehensive tax gap estimate, not limited to VAT and including an assessment of the cost of all tax incentives;

Amendment

Or. en
Amendment 87
Jeppe Kofod, Peter Simon, Pervenche Berès, Paul Tang, Evelyn Regner, Virginie Rozière, Ramón Jáuregui Atondo
on behalf of the S&D Group

Motion for a resolution
Paragraph 22 a (new)

22a. Notes that the latest estimates of tax evasion within the EU point to a figure of approximately EUR 825 billion per year\(^{1a}\);

Amendment 88
Jeppe Kofod, Peter Simon, Pervenche Berès, Paul Tang, Evelyn Regner, Virginie Rozière, Ramón Jáuregui Atondo
on behalf of the S&D Group

Report
Jeppe Kofod, Luděk Niedermayer
Report on financial crimes, tax evasion and tax avoidance (2018/2121(INI))

Motion for a resolution
Paragraph 29 a (new)

Motion for a resolution
29a. Calls on the Commission to publish a legislative package regulating tax planning schemes and outlawing those of an aggressive nature, notably through strict anti-abuse rules that would apply both within and outside the EU;

Or. en
Amendment 89

Jeppe Kofod, Peter Simon, Pervenche Berès, Paul Tang, Evelyn Regner, Virginie Rozière, Ramón Jáuregui Atondo, Mady Delvaux
on behalf of the S&D Group

Report
Jeppe Kofod, Luděk Niedermayer
Report on financial crimes, tax evasion and tax avoidance (2018/2121(INI))

Motion for a resolution
Paragraph 36

36. Notes that an exit tax was adopted by the EU in ATAD I, allowing Member States to tax the economic value of capital gain created on its territory even when that gain has not yet been realised at the time of exit; considers that the principle of taxing profits made in Member States before they leave the Union should be strengthened, for example through coordinated withholding taxes on interests and royalties, so as to close existing loopholes and avoid profits leaving the EU untaxed; calls on the Council to resume negotiations on the interest and royalties proposal, including a minimum level of taxation; notes that tax treaties often reduce the withholding tax rate with a view to avoiding double taxation;

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41 Proposal for a Council directive of 11 November 2011 on a common system of taxation applicable to interest and royalty payments made between associated companies of different Member States (COM(2011)0714).

Amendment 90
Jeppe Kofod, Peter Simon, Pervenche Berès, Paul Tang, Evelyn Regner, Virginie Rozière, Ramón Jáuregui Atondo
on behalf of the S&D Group

Report
Jeppe Kofod, Luděk Niedermayer
Report on financial crimes, tax evasion and tax avoidance
(2018/2121(INI))

Motion for a resolution
Paragraph 86

86. **Deplores the fact** that the Commissioner in charge of taxation does not recognise the need to extend the existing system for the exchange of information between national tax authorities;

86. **Notes** that the Commissioner in charge of taxation currently prefers to assess the effects of the numerous pieces of legislation now coming into force before deciding to extend further the existing system for the exchange of information between national tax authorities;

Or. en
Amendment 91
Jeppe Kofod, Peter Simon, Pervenche Berès, Paul Tang, Evelyn Regner, Virginie Rozière, Ramón Jáuregui Atondo
on behalf of the S&D Group

Report
Jeppe Kofod, Luděk Niedermayer
Report on financial crimes, tax evasion and tax avoidance (2018/2121(INI))

Motion for a resolution
Paragraph 113 a (new)

Motion for a resolution  Amendment

113a. Deplores the fact that companies can make agreements with governments to pay almost no tax in a given country despite conducting substantial activity there; points in this regard to a tax ruling between the Dutch tax revenue authority and Royal Dutch Shell plc that seems to be in violation of Dutch tax law, issued on the sole ground that the head office would be located in the Netherlands after the unification of the two former parent companies, and which results in an exemption from Dutch dividend withholding tax; points out that at the same time, recent investigations seem to show that the company pays no profit tax in the Netherlands either; reiterates its call on the Commission to investigate this case of potentially illegal State aid;

Or. en
Amendment 92
Jeppe Kofod, Peter Simon, Pervenche Berès, Paul Tang, Evelyn Regner, Virginie Rozière, Ramón Jáuregui Atondo, Mady Delvaux
on behalf of the S&D Group

Report
Jeppe Kofod, Luděk Niedermayer
Report on financial crimes, tax evasion and tax avoidance (2018/2121(INI))

Motion for a resolution
Paragraph 216

216. Recalls that KYC and CDD are essential and should continue throughout the business relationship, and that customers’ transactions should be continuously and carefully monitored for suspicious or unusual activities; recalls, in this context, the obligation for obliged entities to promptly inform national FIUs, on their own initiative, of transactions suspected of ML, associate predicate offences or terrorist financing; regrets the fact that, in spite of Parliament’s efforts, AMLD5 continues, as a last resort, to allow for the natural person(s) who hold(s) the position of senior managing official to be registered as beneficial owners of a company or trust, while the real beneficial owner is not known or there is a suspicion about them;

Amendment
216. Recalls that KYC and CDD are essential and should continue throughout the business relationship, and that customers’ transactions should be continuously and carefully monitored for suspicious or unusual activities; recalls, in this context, the obligation for obliged entities to promptly inform national FIUs, on their own initiative, of transactions suspected of ML, associate predicate offences or terrorist financing; regrets the fact that, in spite of Parliament’s efforts, AMLD5 continues, as a last resort, to allow for the natural person(s) who hold(s) the position of senior managing official to be registered as beneficial owners of a company or trust, while the real beneficial owner is not known or there is a suspicion about them; calls on the Commission, on the occasion of the next revision of AML rules in the EU, to make a clear assessment of the impact of this provision on the availability of reliable information on beneficial ownership in Member States, and to propose its removal should there be indications that the provision is prone to abuse aimed at shielding the identity of beneficial owners;

Or. en