



GENEVA GROUP INTERNATIONAL

Minutes of the ITPG Meeting, held in Budapest, on Thursday 15<sup>th</sup> October 2009, 2:45 – 5:45 p.m.

|                   |                    |
|-------------------|--------------------|
| <b>Chairman:</b>  | Oliver Biernat     |
| <b>Secretary:</b> | Astrid Rechel-Götz |

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|    | Subject   | To Do | In Charge | Due Date |
|----|---|-------|-----------|----------|
| 1. | <p><b>Welcome by the chairmen</b></p> <p>Oliver Biernat opens the meeting at 14:45 congratulating to open the most visited meeting in ITPG's history.</p> <p><b>Short presentation of new ITPG visitors</b></p> <p>All members present very shortly to stick to the time schedule. Contact data can be seen in the minutes.</p>   |       |           |          |
| 2. | <p><b>Profit Extraction</b></p> <p>Graham Busch presents a practical presentation on how to find the best solutions for an adequate tax structure in the clients' interests (service-profit relation). The entire presentation can be looked up in the GGI intranet.</p>  |       |           |          |
| 3. | <p><b>Tax changes in Hungary</b></p> <p>Dr. Anita Kovacsné Ihasz informs about the major changes introduced by the new Hungarian Tax Act and details some of the most significant changes out of a wide catalogue of measures (see presentation in the GGI intranet). Anita also offers assistance to all members in case of any request by ITPG members.</p>   |       |           |          |
| 4. | <p><b>Dutch Corporate Income Tax Act "Patent Box</b></p> <p>Adinda van der Werf informs about the so called "innovation box" which establishes a tremendous simplification of taxation principles in The Netherlands (especially for foreign entities). The presentation can be looked up in the GGI intranet.</p>  |       |           |          |
| 5. | <p><b>G 20 decision, latest development in OECD-Grey List</b></p> <p><b>a) German act to combat tax evasion:</b> Oliver Biernat gives a short view on the progress report on the jurisdictions surveyed by the OECD global forum implementing the internationally agreed tax standard and distributes the latest list of countries which have signed the agreement on exchange of information. The list as by October 12<sup>th</sup> can be looked up in the GGI Intranet. Updated list can be consulted on <a href="http://www.oecd.org/dataoecd/50/0/43606256.pdf">www.oecd.org/dataoecd/50/0/43606256.pdf</a>.</p> <p>Oliver also comments the new German Combat of Tax Fraud Act and distributes the brochure "Tax News in Germany" which also contains a summary of the new Act. An online version of the Tax News can be downloaded from the GGI intranet.</p> <p><b>b) The fight against tax havens, developments in Italian law:</b> Dr. Sergio Finulli.</p> |       |           |          |

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| 6. | <p><b>Jersey Foundations</b></p> <p>Simon Perchard presents a 2009 Jersey Law on establishing a foundation in Jersey: The conditions set by the new law simplify to establish a foundation even without public purpose (see presentation on intranet).</p>   |   |                             |                      |
| 7. | <p><b>EU Directives</b></p> <p>Ionut Zeche requests to postpone his contribution to the ITPG winter meeting in Frankfurt. He would like to present up to 8 jurisdictions to compare.</p>   |   |                             |                      |
| 8. | <p><b>Fixing dates and places for 2010 ITPG meetings</b></p> <p>The participants discussed whether future ITPG meetings shall be during or prior big GGI conferences. Pro prior to: Inside conference only two hours; as some ITPG participants chair another practice group the number of attendees would reduce. Pro during: EXCOM members could join (EXCOM meeting at the same time). As the majority of the participants prefer to have a longer ITPG meeting prior to the conference, the chairmen are asked to inform HQ about this result.</p> | Discuss with HQ   | Oliver,<br>Graham,<br>Ionut |                      |
|    | a) European Conference, Madrid, 22.4.2010  | Inform HQ   | Astrid<br>Rechel-Götz       | 20.10.09             |
|    | b) World Conference, Shanghai/Peking, 11.11.2010   | Inform HQ   | Astrid<br>Rechel-Götz       | 20.10.09             |
|    | c) Eastern European Meeting, Eisenberg, 12.06.2010   | Inform HQ   | Astrid<br>Rechel-Götz       | 20.10.09             |
|    | d) Easy Meet, Luxemburg, 13.03.2010  | Inform HQ   | Astrid<br>Rechel-Götz       | 20.10.09             |
|    | <p>e) <u>Winter Meeting in 2009/10</u></p> <ul style="list-style-type: none"> <li>- Graham Busch offers to organize a winter meeting 2010/11 in London</li> <li>- Marco Walser offers to have the ITPG together with the German Speaking Chapter (only little synergies because of different language)</li> <li>- Cyprus invitation by George Christou (Eliades): difficult flight connections</li> <li>- Warsaw:</li> </ul> <p>The majority voted for London (Graham Busch, Lawrence Grant)</p>   | Find suitable time in winter 2010/11 and inform ITPG and HQ | Graham<br>Busch             | 31.12.09             |
|    | f) Ionut Zeche proposes to establish task forces to stay in touch during the year. 40 participants of the today's meeting justify distributing jobs. Good idea to have Skype meetings to stay in touch.  | Discuss details in Frankfurt                                | Ionut Zeche                 | 05/12/09             |
| 9. | <p><b>Upcoming Events in 2009:</b></p> <p>Ionut Zeche invites to the <u>ITPG workshop at Easy Meet in Cyprus at November 20<sup>th</sup>. 2009 14.30-17.30.</u></p>  | Send out Agenda to ITPG Members                             | Ionut Zeche                 | Before the Easy Meet |
|    | <u>ITPG winter meeting in Frankfurt on Dec. 5<sup>th</sup> 2009:</u><br>Astrid Rechel-Goetz pronounces invitation to Frankfurt. Oliver proposes the following topics for the   | Sign up proposals for referrals                             | All members<br>Ionut Zeche: | 20/10/09<br>23.11.09 |

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|     | <p>agenda:</p> <ul style="list-style-type: none"> <li>- Morning: brainstorming on creating new ways for referrals within ITPG members.</li> <li>- Discuss a guideline to coordinate future international quotations, which should be provided by HQ</li> <li>- Afternoon: presentations on international (not just national) tax topics like.</li> <li>- Klaus Küspert: Decisions of the European Court of Justice or CFC's?</li> <li>- Ionut Zeche EU Directives</li> <li>- Discussion /experience from all from tax havens and G 20 countries: Results/Recommendations after implementing article 26 of OECD model agreement (Information exchange) and the bank secrecy principle</li> <li>- Adinda van der Werf: new case law?</li> <li>- update of ITPG tools (tax matrix, holding company matrix, International Tax Services Brochure, Creating a brochure Doing Business in, presentation of ITPG on new GGI homepage) and forming new task forces if necessary</li> <li>- Presentation of ITPG regular members' list 2010 (based on participation of ITPG events in the past and contributions to ITPG)</li> </ul> <p>All members are requested to sign up until October 20<sup>th</sup>. and send suggestions for presentations until November 23<sup>rd</sup>.</p> | Send suggestions for presentations to Oliver   | All ITPG members  | 23.11.09   |
|     | <p><u>Presentation of ITPG Meeting/Workshop at Asian Conference in Bali at December 11th 2009 14.30 - 18.00</u></p> <p>Alan has invited members of that region to hold short presentations, max. 15 minutes. Following speakers have confirmed:</p> <ul style="list-style-type: none"> <li>- Rachel Zhu from China with tax topic</li> <li>- Martin Thieslauk on tax aspects of doing business in Germany.</li> <li>- Raghu Marwah, India</li> <li>- Alan Rajah will direct the meeting</li> </ul>   | Contact Alan Rajah in case of interest in contribution                                       | All members   | 30/11/09   |
| 10. | <p><b>News on other ITPG-tools:</b></p> <p>a) Tax matrix: Oliver asked all members who have not updated information in the tax matrix since two years to do so until year end. Otherwise they will be deleted from the list.</p> <p>b) Holding company matrix: Good matrix established, but some update needed. Graham Busch will take care.</p> <p>c) Doing Business: suggestions, draft</p>  | <p>a) Get update or delete</p> <p>b) Ask for update until winter meeting</p> <p>c) Draft</p> | <p>a) HQ, Annina Huber</p> <p>b) Graham Busch</p> <p>c) Dr. Robert D'Alessandro</p> | <p>a) 31/12/09</p> <p>b) winter meeting Frankfurt</p> <p>c) Easy meet Cyprus</p> |
| 11. | <p>Oliver mentions problems arisen lately when Klaus Küspert from Munkert accountants requested members to cooperate in a request for an international quotation. After a lively discussion the</p>  |  |   |  |

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|     | participants propose that messages of this kind shall be distributed via HQ to ensure everybody receives the communication and knows that this is a request from a GGI member firm. These concepts have to be discussed at the Frankfurt meeting. Besides, it is always recommended to call up other members if help is required.   |                           |             |  |
| 12. | <p><b>New topics/article for ITPG pages on GGI Insider</b><br/>                     Members (esp.. those who have made a presentation at an ITPG meeting) are ask to contact B. Reiss at HQ for publication of articles in the ITPG pages of the GGI Insider. For conditions see guidelines.</p> <p>Adinda van der Werf offers to write an article for the next number. Others express interest and will contact Barbara.</p> | Contact HQ, Barbara Reiss | All members | At least 2 months before Insider is issued |
| 13. | <p><b>End of Meeting</b><br/>                     The chairman closed the meeting at 5:45 p.m.</p>  |                           |             |  |