

Courtesy translation



THE SENATE
OF THE PARLIAMENT OF THE CZECH REPUBLIC
11TH TERM

284th

RESOLUTION OF THE SENATE

Delivered on the 10th session held on 11th October 2017

on the Proposal for a Council Directive amending Directive 2011/16/EU as regards mandatory automatic exchange of information in the field of taxation in relation to reportable cross-border arrangements (Senate Print No. N 60/11; COM (2017) 335)

The Senate

I.

1. Agrees

with the Government's Position, i.e. supports the proposal for a Directive provided that it is modified in line with the Government's comments;

2. Notes

that in the area in question, the proposal may provide useful information for the operation of tax administrators;

II.

1. Is of the opinion

that the wording of some of the provisions of the proposal is unclear and difficult to grasp and that there are areas that need to be addressed further; above all a clear definition of the identification of possible tax regimes according to the "hallmarks" defined in the annex to the proposal and the definition of the intermediary itself;

2. Recommends

introducing in the proposal a limit or rules that will reduce the reporting of standard transactions in order to avoid burdening excessively the entities concerned;

III.

1. Requests

the Government to inform the Senate about the way this resolution was taken into account and about further development of negotiations once the political agreement of the required number of Member States on the main elements of the proposal is reached, or at an earlier time, should the results of negotiations in the Council begin to depart considerably from the position of the Czech Republic expressed in the General Position of the Government;

2. Authorises

the President of the Senate to forward this Resolution to the European Commission.

Milan Štěch
sign manual
President of the Senate

Pavel Štohl
sign manual
Senate Verifier