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EXPERIENCE OF EUROPEAN-UKRAINIAN COLLABORATION IN THE AREA OF DOUBLE TAXATION AVOIDANCE AND INFORMATION EXCHANGE

ДОСВІД ЄВРОПЕЙСЬКО-УКРАЇНСЬКОГО СПІВРОБІТНИЦТВА У СФЕРІ УНИКНЕННЯ ПОДВІЙНОГО ОПОДАТКУВАННЯ ТА ОБМІНУ ІНФОРМАЦІЄЮ

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Abstract. In the article is researched the development of relation between Ukraine and EU countries in the area of tax collaboration. The main steps of national and international tax standards are examined and key consequences for national economy in a result of increase information transparency of tax process are determined.

Keywords: avoidance of double taxation, exchange of information, international tax standards, tax integration

Анотація. У статті проведено дослідження розвитку відносин України та країн ЄС у сфері податкового співробітництва. Розглянуто основні кроки інтеграції національних та міжнародних стандартів оподаткування та визначено ключові наслідки для економіки країни, що досягаються у результаті зростання інформаційної прозорості податкового процесу.

Ключові слова: уникнення подвійного оподаткування, обмін інформацією, міжнародні податкові стандарти, податкова інтеграція

Introduction. In a context of the intensification of globalization and integration trends occurs a steadily increase in businesses capital mobility that creates the necessity of development a uniform system of tax control processes, the main tasks which serves a reducing of taxpayers potential to avoid taxation next to minimizing situations of double taxation in a world. Effective direction of

achievement the objectives is development of international relations in the field of tax cooperation based on the design and application a uniform system of tax principles and the formation of a common information space. Referrals political and economic course of Ukraine towards integration into the European Union increases the relevance of harmonization of tax laws Ukraine to the EU and

intensification European-Ukrainian relations in the area of collaboration of national and international tax authorities.

Key results of the research. In according to the Principles of Good Tax Administration prepared by the OECD Committee of Fiscal Affairs Forum on Strategic Management [1] the main areas of tax authorities activity, besides relation with taxpayers, are the development and adapting to changes and collaboration with other revenue and nontax authorities. The main objectives that should be achieved within these areas conclude:

- monitoring of changes in national and international tax law;
- exchange of information on changes in management practices and methods of tax evasion;
- ensuring the integration of tax treaties and national legislation;

- establishing access to banking and financial information relating to taxation;
- participation in international forums and the development of international standards of taxation;
- interoperability trade and tax treaties;
- prevention of tax evasion;
- the development of agreements on tax cooperation between countries;
- two-way exchange of information, that concerns taxation;
- avoidance of double taxation.

It should be mentioned, that collaboration Ukraine with EU countries in a direction of double taxation avoidance begins with the independence of Ukraine. The development of relationship by country demonstrates Table 1.

Table 1 – Process of conclusion of agreements on avoidance of double taxation between Ukraine and European Union countries (composed by authors based on [3])

Year of contract signature	Countries which signed the agreement
1993	United Kingdom
1994	Poland
1996	Hungary, Sweden, Denmark, Estonia, Slovak Republic, Netherlands, Latvia, Germany
1997	Lithuania, Bulgaria, Romania
1998	Finland
1999	Croatia, Czech Republic, France, Austria, Belgium
2002	Portugal
2003	Italy, Greece
2007	Slovenia
2013	Cyprus

In addition, in accordance with Article 7 of the Law of Ukraine «On Succession of Ukraine» Ukraine apply the USSR agreement for the avoidance of double taxation in force before the entry into force of the new contract with Spain. As can be noted from the table at the moment there are applicable bilateral cooperation agreements with 27 EU member states, most of which was signed by 2000 that provides a stable foundation for building informational transparent international tax relationship.

Important step in Ukrainian integration into European tax space is a membership in the Global Forum on Transparency and Exchange of Information for Tax Purposes in 2013. For a moment Global Forum is the biggest organization in a sphere of informational exchange between tax authority countries-members and consolidates 123 countries. The goal of this organization is the implementation of transparent tax environment standards in a basis of criteria by the G20 Declaration, in particular design of the recommendation for prevention illegal manipulation in offshore jurisdictions. The latest achievement of the Forum is the signing of agreement about yearly automatic exchange of information of non-residents account based on Common Reporting Standard, prepared

by OECD. The first exchange will occur in a 2017 September according to the results of 2016 fiscal year and will conclude the information obtained by tax authority from banking and other financial institutions.

The main activity of the Global Forum consists in research and comprehensive assessment of internal tax environment of country by OECD experts and formation the ratings according to conformity with standards of transparency and information exchange. In correspondence of Methodology the review assumes two phases – the first include analysis of legal and regulatory common framework and the second consist in the research of level of implementation of this framework into country practice. In accordance to the schedule of the OECD the review for Ukraine is planned for 2015 – during first half will occur the research of phase 1 and in second half of year review of phase 2 [2].

The membership in the Global Forum on Transparency and Exchange of Information for Tax Purposes allow Ukraine to simplify the process of collaboration with international financial centers in the area of informational exchange; obtain the information about legislative base of countries in a sphere of tax transparency; increase the

attractiveness for foreign investments in a context of implementation of international standards; expand tax information cross-country exchange for conduction to control of tax evasion.

Conclusions. Conducted research is a generalized study of Ukrainian practice on tax cooperation with the EU regarding information exchange, avoidance of double taxation and minimizes tax evasion, which is particularly relevant in the con-

text of the integration process in Europe. The harmonization of taxation principles allows providing the formation of a common information and tax space, which creates the basis for reducing the negative effects of tax competition. Prospects for future research are the analysis of the implementation of international tax standards in Ukraine and the identification of European-Ukrainian integration degree.

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IN RELATION TO THE QUESTION OF IMPROVEMENT OF INVESTMENT CLIMATE OF UKRAINE

ЩОДО ПИТАННЯ ПОКРАЩЕННЯ ІНВЕСТИЦІЙНОГО КЛІМАТУ УКРАЇНИ

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Abstract. The article is dedicated to the determination of problems which hinder forming of favorable investment climate of Ukraine. Certainly priorities of investment policy of the state are in the conditions of the crisis phenomena in an economy. Grounded necessity of proceeding in activity of the dedicated modes of investing for Ukraine.

Keywords: investments, investment climate, special investment regimes, free economic zones, territories of priority development.

Анотація. Стаття присвячена визначенню проблем, які перешкоджають формуванню сприятливого інвестиційного клімату України. Визначено пріоритети інвестиційної політики держави в умовах кризових явищ в економіці. Обґрунтовано необхідність відновлення діяльності спеціальних режимів інвестування в Україні.

Ключові слова: інвестиції, інвестиційний клімат, спеціальні режими інвестиційної діяльності, вільні економічні зони, території пріоритетного розвитку.

An entry. One of important factors providing of development of region there is bringing and effective use of investment resources. It is predefined that investments touch all spheres of economic activity of region and country on the whole and create many possibilities for successful realization of the put aims. On the modern stage of development of economy of Ukraine there was an objective necessity of activation of investment activity, increase of investment attractiveness of regions, with the pur-

pose of the economy growing of Ukraine and its regions.

Raising of problem research. The considerable territorial distributing of natural, economic and social terms stipulated considerable territorial differences in a structure, mechanisms and activity of investment activity, in the regions of Ukraine. An investment attractiveness is the main condition of forming of investment climate of region.

Results of research. It should be noted that the