

# **CURRICULUM VITAE ET STUDIORUM**

Pasquale PISTONE was born in Naples (Italy) on 18 November 1968

Permanent Address: via Guglielmo Melisurgo 15, 80133 – Naples (Italy)  
Permanent Tel. +39-0815519529  
Permanent Fax +39-0815510384  
E-mails: [ppistone@mclink.it](mailto:ppistone@mclink.it); [pasquale.pistone@wu.ac.at](mailto:pasquale.pistone@wu.ac.at)

Citizenship: Italian

Languages:

Italian (mother language)

Other languages:

		Skills		
Languages		Reading	Speaking	Writing
	<b>English</b>	EXCELLENT	EXCELLENT	EXCELLENT
	<b>Français</b>	EXCELLENT	EXCELLENT	EXCELLENT
	<b>Deutsch</b>	EXCELLENT	EXCELLENT	EXCELLENT
	<b>Español</b>	EXCELLENT	EXCELLENT	EXCELLENT
	<b>Português</b>	EXCELLENT	EXCELLENT	EXCELLENT
	<b>Nederlands</b>	GOOD	GOOD	INTERMEDIATE
	<b>Русский</b>	BASIC	BASIC	BASIC

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*Language code:*

*EN = English; FR = French; DE = German; IT = Italian; PL = Polish; PT = Portuguese; RO = Romanian;  
RU = Russian; ES = Spanish*

## A. STUDIES

29.2.2000 – University of Genoa, Genoa (Italy) - Doctoral degree (Ph.D.) *cum dignitate publicationis* in International and Comparative Tax Law, Supervisor (Prof. Dr. Victor Uckmar) (1996-2000) (Thesis: “Le convenzioni internazionali contro la doppia imposizione ed il diritto comunitario”)

1991/94 – Federico II University of Naples, Naples (Italy) - Postgraduate Master in Administrative Law

8.10.1990 – Federico II University of Naples, Naples (Italy) – *Cum laude* law degree (Thesis: "L'arbitrato fiscale internazionale con particolare riferimento alla convenzione 90/436/CEE") (1986-1990)

1981/86 – Classical studies (Liceo Classico) (degree 50/60) at the Istituto Suor Orsola Benincasa, Naples (Italy)

## B. SCIENTIFIC ACTIVITY

### 1. CURRENT PROFESSORIAL POSITIONS

2010-2013 Holder of an Ad Personam EU Jean Monnet Chair on European Tax Law and Policy at the WU Vienna

2009-/ Faculty Member of the LL.M. in International Tax Law of the Université de Neuchâtel, Switzerland

2007-2013 Member of the interdisciplinary Special Research Group (SFB) on International Tax Coordination, Wirtschaftsuniversität Vienna

2005-2010 EURYI-ESF Professor of International and European Tax Law at the Wirtschaftsuniversität Vienna, Austria.

2008-/ Director of the LL.M. in European and International Tax Law at the University of Salerno (STEI – Scuola Tributaria Europea Internazionale), Italy

2005- / Associate Professor of Tax Law (**tenured position**), University of Salerno - Italy (promoted at the State Exam held at the University of Bologna on 8.10.2004), where he had previously become Lecturer (promoted at the State Exam held on 9.12.2000) and had been teaching since 2000

2004-/ Faculty Member of the LL.M. in International Tax Law of the WU Vienna, Austria

1999-/ Faculty Member of the LL.M. in European Tax Law of the European Tax College (KU Leuven and Tilburg University)

1999-2010 Faculty Member of the LL.M. in International Taxation of the Leiden University, Netherlands

### 2. VISITING PROFESSORSHIPS

2010 –*Droit fiscal comparé* (Comparative Tax Law) at the Panthéon-Assas University of Paris, France (FR)

2009/10 and 2010/11 –European Tax Law at the Universidade de Lisboa, Portugal (EN)

2010 –Comparative International Tax Law at the Law School of the Monash University – Melbourne, Australia (EN)

2010 –European Tax Law at the University of Melbourne, Australia (EN)

2008/09 –*Droit fiscal international* (International Tax Law) at the UCL University of Louvain, Belgium (FR)

2008/09 – European Tax Law at the School of Law of the University of Florida, US (EN)

2007 –*Direito fiscal da União Europeia* (EU Tax Law) at the USP University of São Paulo, Brazil (PT)

2004/05 – Droit fiscal européen (European Tax Law) at the Sorbonne-Panthéon University of Paris, France (FR)

1998/99 – Visiting lecturer at the Katholieke Universiteit Brabant (now University of Tilburg), Netherlands

### **3. INTERNATIONAL AWARDS, RECOGNITIONS AND GRANTS**

2010/ – *Ad Personam* Jean Monnet Chair on European Tax Law and Policy at the WU Vienna University of Economics and Business

2008/ - Peer reviewer of scientific research on humanities and social sciences for the European Science Foundation

2008/- Member of the Junior Chamber (*Junge Kurie*) of the Austrian Academy of Sciences

2007 – Honorary Member of the Instituto Uruguayo de Estudios Tributarios

2007 – Award for the innovative lecturing activity (Prämium für die innovative Lehre) of the WU Vienna University of Economics and Business

2007- SFB *Spezialforschungsbereich* – International Tax Coordination: the EU and Third Countries (grant ca. Eur 240k)

2005 – EURYI Award of the European Science Foundation on “The Impact of European Law on Relations with Third Countries in the Field of Direct Taxation” (grant ca. Eur 640k)

2000 - Honourable Mention at the Mitchell B. Carroll Prize of the International Fiscal Association for the Translation into English of the Doctoral Thesis

### **4. MEMBER OF DOCTORAL COMMITTEES**

2010 – Antonia Anguita, *Los precios de transferencia y la imposición*, Universidad de Tarragona, Spain (ES)

2010 – Lluis Manuel Fargas Más, *El proyecto BICCIS (CCCTB) y la fiscalidad en Europa*, Universidad de Tarragona, Spain (ES)

2009 – Anna Gerson, *Compensation of Losses in Foreign Subsidiaries within the EU - A Comparative Study of the Unilateral Loss-Compensation Mechanisms in Austria and Denmark*, Jönköping Business School, Sweden (EN)

2008 – Emmanuel Raingéard de la Blétière, *Les relations entre le droit communautaire et le droit fiscal international – nouvelles perspectives*, Université Paris 1 Panthéon-Sorbonne, France (IFA Mitchell B. Carroll Price 2008 and EATLP Award 2009) (FR)

2006 – Cesar Dominguez Crespo, *El principio de capacidad económica en la Unión Europea*, Universidad Complutense de Madrid, Spain (ES)

2006 – Jorge Vladimir Pons y García, *Los impuestos indirectos al comercio electrónico*, Universidad de Salamanca, Spain (ES)

2005 – J. André Dantas de Oliveira, *Los precios de transferencia en el derecho tributario*, Universidad de Salamanca, Spain (ES)

### **5. SUPERVISOR OF DOCTORAL THESES**

5. 2008/ - Rita Szudoczky, *Primary and secondary European law in the field of taxation*, co-supervisor with Dennis Weber at the UVA University of Amsterdam (Netherlands) (EN)

4. 2008/ - Attilio de Pisapia, *Il beneficiario effettivo nel diritto tributario*, University of Salerno (Italy) (IT)

3. 2006/ - Maria Cruz Barreiro Carril, *Las doble cargas en el derecho tributario europeo*, co-supervisor with Ana María Pita Grandal, University of Vigo (Spain) (ES)

2. 2006/2010 – Menita de Flora, *Modalità alternative di gestione del procedimento tributario*, co-supervisor with Ana María Pita Grandal, University of Salerno (Italy)/University of Vigo (Spain) – defended on 17.5. 2010 (IT/ES)

1. 2005-2008 – Mario Tenore, obtained cum laude (and 2009 EATLP award) *L'imposizione dei dividendi transnazionali in Europa*, discussed on 8.1.2008 at the SUN-II University of Naples (Italy) (IT)

## 6. PAST ACTIVITY

2003-2004 Coordinator of the post-academic LL. M. on tax law (“La formazione del difensore e del giudice tributario”), Suor Orsola Benincasa University, Naples (Italy) – (IT)

2001-2004 Assistant of Tax Law at the Suor Orsola Benincasa University of Naples – Italy (Prof. Dr. Franco Fichera)

1995-2005 - Assistant of Law of Public Finance at the Federico II University of Naples – Italy (Prof. Dr. Andrea Amatucci)

1994-1995 – Voluntary assistant of International Tax Law at the University of Hamburg – Germany (Prof. Dr. Albert J. Rädler)

## C. ORAL DISSEMINATION AT INTERNATIONAL LEVEL

### 1. LECTURES

Besides the visiting professorships and faculty memberships, since 1991 he has been intensively lecturing at various Universities and scientific institutions, including:

#### Asia

**India** - Mumbai: Foundation for International Taxation (EN)  
**Russia** - Ekaterinburg: Ural State Academy of Law (EN/RU)

#### Europe

**Estonia** – Ministry of Finance (EN)

**Italy** – University of Bari; University of Bologna; FU/UL Bolzano/Bozen; University of Lecce; Bocconi University of Milan; Catholic University, Milan; Federico II University of Naples; Parthenope University of Naples; Suor Orsola Benincasa University of Naples; SUN-II University of Naples; University of Palermo; La Sapienza University of Rome; Tor Vergata University of Rome; University of Trento; Venice International University (IT)

**Netherlands** - ITA/IBFD, University of Amsterdam (UvA), University of Maastricht (EN)

**Poland** – University of Lodz (EN)

**Spain** – UB University of Barcelona, IEF (ES)

**Sweden** – Stockholm School of Economics (EN)

**Switzerland** – University of Lausanne and HEC (FR)

#### North America

**Canada** - Mc Gill University of Montréal (FR/EN)

**US** - New York University; University of Connecticut (EN)

#### South America

**Argentina** – Austral University; UBA University of Buenos Aires (ES)

**Brazil** – University of Salvador de Bahia, Mackenzie University of Sao Paulo (PT)

**Colombia** – Universidad del Rosario of Bogotá (ES)

**Uruguay** – Universidad de la República of Montevideo (ES)

### 2. CONFERENCES

Since 1991 he has reported at numerous international tax seminars and conferences, including:

#### i. European Association of Tax Law Professors (EN)

- Retroactivity in tax law and the ECJ judgments, Leuven (Belgium), 2010 Congress, 27.5.2010
- Peer-Reviewing in Tax Journals in Europe: the Case of Intertax (with Ana Paula Dourado), Santiago de Compostela, 2009 Congress, 3.6.2009
- European Tax Law: Quo Vadis?, Helsinki (Finland), 2007 Congress, 8.6.2007
- International Accounting and Tax Accounting Cologne (Germany) 2004 Congress

#### ii. International Fiscal Association – IFA (EN)

##### *Worldwide Meetings*

- 2010 Rome Congress – Chairmen of the Seminar “Tax Havens”
- 2008 Brussels Congress - Seminar “The Use of Foreign Court Decisions in the Interpretation of Tax Treaties”
- 2006 Amsterdam Congress - Breakout Session 2B “The Attribution of Profits to Permanent Establishments: EC Law and Non-discrimination Issues”
- 2000 Munich Congress – Seminar on “Currency Exchange Gains and Losses”

##### *Regional Meetings*

- 2008 Italy-Switzerland Meeting, held in Stresa
- 2002 Belgium-France-Italy Triangular Meeting, held in Brussels
- 2000 Belgium-Italy Bilateral Meeting, held in Venice

##### *National Meetings*

- 2010 Australian Branch (Melbourne) – Selected Issues on Arbitration in Tax Treaties (8.2.2010)
- 2004 Belgian Branch (Brussels) – Selected Issues of EC Tax Law
- 1996 Italian Branch (Rome) – Interposition of persons and tax avoidance

#### iii. Latin American Institute for Tax Law/Instituto Latino Americano de Derecho Tributario – ILADT (ES/PT)

- 2010 XXV Jornadas Cartagena de Indias (Colombia) – **Report at Seminar** for the Presentation of the Latin American Model Tax Convention (15.2.2010)
- 2008 XXIV Jornadas Isla Margarita (Venezuela) 19.-24.10.2008 - **General Reporter** on “Los principios constitucionales ante las nuevas formas de imposición sobre la renta”
- 2006 XXIII Jornadas Córdoba (Argentina) 26.10.2006 – **Report at Seminar** “La interpretación y aplicación de los convenios internacionales de doble imposición”
- 2004 XXII Jornadas Quito (Ecuador). **Italian National Reporter** on El arbitraje fiscal internacional. **President** of the Commission drafting the Recommendations on Main Topic “El IVA en las relaciones internacionales”
- 2002 XXI Jornadas Genoa (Italy).
- 2000 XX Jornadas Salvador de Bahia (Brazil);
- 1998 XIX Jornadas Lisbon (Portugal) **Report** on Main Topic “Criminal Tax Sanctions”
- 1996 XVIII Jornadas Montevideo (Uruguay);
- 1995 XVII Jornadas Cartagena de Indias (Colombia)
- 1993 XVI Jornadas, Lima (Peru) – **Report** on Seminar: “Los delitos tributarios”

#### iv. European institutions

##### *European Commission*

- **Report** “The jurisprudential impact of ECJ decisions”, Fiscalis Seminar on “The interpretation and the implementation by Member States’ Tax Courts of Principles Established by ECJ Case Law” - Luxembourg, 10.-12.12.2008 (EN)
- **Report** on “Tax Treaties and the Internal Market”, Fiscalis Seminar on Tax Treaties and EC Law, Malta, 4.-7.10.2006 (EN)
- **Report** on “The Effects of the Accession Treaties on Pre-existing Tax Treaties”, Fiscalis Seminar on Tax Treaties and EC Law, Malta, 4.-7.10.2006 (EN)
- **Report** on the EC Model Tax Convention at the Workshop on tax treaties and EC law – Brussels (Belgium) 5.7.2005 (EN)

##### *European Court of Justice*

- (Sole speaker at a) **Seminar** on “Problemi del linguaggio giuridico nei rapporti tra diritto tributario e diritto dell’Unione Europea, European Court of Justice, Luxembourg 14.-15.1.2010 (IT)

#### v. WU – Vienna University of Economics and Business

- Die Möglichkeiten der Verweigerung des Informationsaustausches nach Art 26 OECD-MA, Co-speaker with Martina Gruber, Vienna, 18.6.2010
- Developing a New Approach to Taxation in Relations with Developing Countries: Thoughts on Selected Legal and Economic Issues, **discussant** of prof. Ilan Benshalom (Northwestern University), Seminar of the Spezialforschungsbereich on International Tax Coordination, Vienna, 14.5.2010
- Tax Treaties and Developing Countries, at “Tax Treaties from a Legal and Economic Perspective”, Vienna, 18.-20.3.2010
- Italian National Report, ECJ Pending Direct Tax Cases, Vienna, 13.-14.11.2009
- Using soft law to counter international double (non-)taxation in VAT/GST, 26.-27.3.2009
- Italian National Report, ECJ Pending Direct Tax Cases, (Vienna 26.-27.9.2008);
- Outbound dividends and Fat Cap under the proposed CCCTB system, 22.-23.2.2008
- Article 19 OECD Model Tax Convention, at the Conference on the Future of Allocation Rules in the OECD Model Tax Convention, Vienna (Austria) 9.-10.11.2007
- Recent ECJ Decisions in Direct Taxation and their Practical Impact, in Recent Developments in Tax Treaty Practice (Rust, Austria 8.-12.7.2007)
- Italian National Report, ECJ Pending Direct Tax Cases, (Vienna 15.-17.2.2007);
- General Reporter at the Conference EU and Third Countries (Vienna 13.-14.10.2006)
- Recent ECJ Decisions in Direct Taxation and their Practical Impact’ in Recent Developments in Tax Treaty Practice (Rust, Austria 9.-14.7.2006)
- Recent and Pending Direct Tax Cases at the European Court of Justice, Vienna (Austria), October 2005
- Settlement of Tax Treaty Disputes: Italian National Reporter - Rust (Austria) September 2001.

#### Other conferences (PER ANNUM BACKWARDS)

- a. Europe
  - b. Wirtschaftsuniversität Vienna
  - c. Other
    - i. L’échange de renseignements en matière fiscale: remarques de droit comparé, Université Paris 1 Sorbonne-Panthéon, Paris (France), 15.6.2010
    - ii. Multilateral tax treaties and CCCTB, at the Conference on “The Avoidance of Double Taxation in the European Union”, Université de Luxembourg, Luxembourg 19.4.2010
    - iii. VAT exemptions and the right to deduction, Oxford University, Oxford (United Kingdom) 15-16.4.2010

- iv. Selected tax issues on the Merger Directive, IDEFF, Universidade de Lisboa, Lisbon, Portugal 8.4.2010
- v. A troca de informações: temas actuais na aplicação dos acordos de dupla tributação, Asociação Fiscal Portuguesa, Lisbon, Portugal 6.4.2010
- vi. Exchange of information: from tax havens to cooperative tax jurisdictions, 3<sup>rd</sup> International Tax Conference, Malta Institute of Management, Malta, 23.3.2010
- vii. Svizzera: attualità in tema di scambio di informazioni con i Paesi comunitari, at Paradisi fiscali o paradisi legali, Associazione Bancaria Italiana, Rome 1.12.2009
- viii. Fiscalidad ambiental y derecho internacional, at Jornadas de fiscalidad ambiental: tributos y derechos de emisión, IX Semana de la Ciencia, Universidad San Pablo CEU, Madrid (Spain), 20.11.2009
- ix. Abusive Application of Double Taxation Conventions, 3<sup>rd</sup> Swiss International Tax Law Symposium, University of Neuchâtel (Switzerland) 16.11.2009
- x. Recenti sviluppi in tema di contrasto ai paradisi fiscali e di scambio di informazioni, at Associazione Bancaria Italiana, Rome 23.10.2009
- xi. ECJ Seminar of the Confédération Fiscale Européenne, Luxembourg 20.10.2009
- xii. The roads to European tax integration, 4<sup>th</sup> GREIT conference, Amsterdam 25-26.9.2009
- xiii. Taxation of business income (in Spanish): a Model Tax Convention for Latin America, Universidade de Vigo (Spain), 8-9.6.2009
- xiv. Inbound transfer of residence: an analysis from the perspective of indirect taxes (in italian) (Universities of Teramo-Pescara (Italy) 29-30.5.2009
- xv. Steering tax treaty interpretation towards EC tax law, International Tax Conference, II edition, Malta Institute of Management, Malta 21.5.2009
- xvi. As relações fiscais entre a Europa e os países terceiros, Universidade de Lisboa (Portugal), 6.5.2009
- xvii. Coerenza dell'IRES con gli standards internazionali: il diritto comunitario, in IRES e competitività delle imprese italiane all'estero, Milan 29.1.2009
- xviii. EU aspects of the residence of companies, at Residence of Companies under EU and Tax Treaty Law, Milan (Italy) 3.11.2008
- xix. The Halifax decision and abuse of law in the context of indirect tax, at 'Prohibition of Abuse of Law: A New General Principle of EU Law', Oxford Institute of European and Comparative Law, University of Oxford, Oxford (United Kingdom) 3-4.10.2008
- xx. General Reporter at the 3<sup>rd</sup> GREIT Conference on Legal Remedies in European Tax Law – Cetara-Salerno (Italy) – 12-13.6.2008
- xxi. Recent Developments in European Tax Law, Congress for the 10<sup>th</sup> Anniversary of the Foundation of the Research Centre on International Tax Law at the University of Lodz, Lodz (Poland), 8-10.5.2008
- xxii. Política fiscal y fomento al desarrollo económico de los nuevos Estados miembros de la Unión Europea en tema de imposición sobre la renta y su impacto, Instituto de Estudios Fiscales, Madrid (Spain) 5.4.2008
- xxiii. Some Comments on the ECJ and Direct Taxation - The EC Tax Policy Conference, New York University (United States), 14.3.2008
- xxiv. The Relations between European Law and Tax Treaties, International Tax Conference, Malta Institute of Management (Malta), 8-9.2.2008
- xxv. Tax liability of Managers in Comparative Tax Law: the Italian Perspective, at Tax Liability of Managers in Europe, University of Athens (Greece), 30 November – 1.12.2007
- xxvi. The Relations between Switzerland and the European Union in the Field of Direct Taxes, Institut Suisse de Droit Comparé (ISDC), Lausanne (Switzerland) 26.11.2007
- xxvii. Italian Reporter at the Conference on "The Tax Acte Clair", University of Lisbon, Lisbon (Portugal) 17-18.9.2007
- xxviii. La riforma fiscale per il 2007 e la giurisprudenza della Corte di Giustizia, Bocconi University, Milan, Italy – 15.3.2007
- xxix. L'abuso nel diritto tributario comunitario e la giurisprudenza della Corte di Giustizia Europea, at LXXX Anniversary of the Foundation of the Review Diritto e Pratica Tributaria, Genoa, Italy, 9-10.2.2007

- xxx. "El régimen tributario de la colaboración público-privada en la experiencia italiana y comunitaria en "Análisis Jurídico de los Mecanismos de Financiación de las Infraestructuras Públicas" (Universidad Complutense, Madrid 23.11.2006)
- xxxi. "Language and Legal Idioms" in 'Award Winning Research in the Field of Human Sciences' - European Forum of Social Sciences (Munich 16.7.2006)
- xxxii. The Effects of the European Court of Justice Rulings on Member States' Direct Income Tax Law (University of Lund, Lund, Sweden, 21-22.6.2006)
- xxxiii. Universidad de Vigo – La normativa común europea en tema de imposición sobre la renta, Vigo (Spain), 8.9.2005
- xxxiv. Meistbegünstigung im Steuerrecht der EU-Staaten – Max Planck Institut, Munich (Germany), 5.9.2005

Latin America

- d. Jornadas internacionales sobre doble tributación, Montevideo (Uruguay), 11.-12.5.2009
- e. Fisco e Comercio internacional, Buenos Aires (Argentina), September 2003.
- f. XXXI Jornadas Tributarias Argentinas, Mar del Plata (Argentina) November 2001.

Asia

- g. Soft international tax law; Selected problems on VAT in Cross-border situations; Preferential tax treatment and State aids in the EU. Current Developments in International Tax Policy of the European Union and the OECD, 4<sup>th</sup> Eurasian Congress of the Russian Association of Legal Experts, Ural State Academy of Law, Ekaterinburg (Russian Federation), 20.-21.5.2010
- h. Course on tax treaty interpretations, Foundation for International Tax Law, Mumbai (India), 22-23.6.2009
- i. The Hierarchy of the EU-Russia Partnership Agreement among Legal Sources. Its Repercussions in the Field of Direct Taxes, 2<sup>nd</sup> European-Asian Law Congress on "Legal Integration of the European-Asian Region under Globalization", Ekaterinburg (Russian Federation) – 15-17.5.2008
- j. The Relations between the European Union and Russia in the field of Direct Taxes, 1<sup>st</sup> European-Asian Law Congress on "Legal Integration of the European-Asian Region under Globalization", Ekaterinburg (Russian Federation) - 17-19.5.2007

South Pacific

- k. European International Tax Law and the Relations with Third Countries, 2008 Conference Australasian Tax Teachers Association, Hobart (Tasmania, Australia), 23-25.1.2008

## **OTHER ACTIVITIES AND TITLES**

- 2010/- Member of the Board of Editors of Diritto e Pratica Tributaria Internazionale  
2009/ - Member of the Editorial Board of the Monitul fiscalității internaționale  
2009/- Member of the Editorial Board and of the Scientific Committee of the Russian Yearbook of International Tax Law  
2009/- Member of the Editorial Board of the World Tax Journal  
2009/- Member of the Research Group on "Peering Italian International Tax Law", coordinated by prof. Guglielmo Maisto, Catholic University of Piacenza  
2008/- Member of the Scientific Committee of the Revista de Finanças Públicas e Direito Fiscal (Portugal)  
  
2007/ - Member of the Editorial Committee of Rivista di diritto tributario  
2006/ - Member of the Scientific Committee of the Brazilian review Revista de direito tributario atual  
2006/ - Member of the Taskforce on the European Court of Justice of the Confédération Fiscale Européenne  
2005/ – Member of the Executive Board of the Italian Branch of the International Fiscal Association  
2004/ - Member of the Scientific Committee of the Italian Tax Review "Diritto e Pratica Tributaria Internazionale"  
2004/ - Member of the Editorial Board of the International Tax Review "Intertax"  
2000-2004 – Author of the official reports at the IFA Congresses  
1998 - Research Associate of the International Fiscal Association (IFA) at the International Bureau of Fiscal Documentation in Amsterdam (Netherlands)  
1996/ - Member of the International Fiscal Association (Italian Branch)  
1994 - Admitted to the Naples Bar.

1993/ - General Secretary of the Italian Association for Latin American Tax Law and Member of the Latin American Institute of Tax Law (ILADT)

1991 – European Commission, Brussels (Belgium) Traineeship DG XV – Division: Direct Taxation of Companies

## **PLANNED ACTIVITIES**

For 2010 he has agreed the following:

1. Lectures/Seminars, to be held at various Universities, scientific institutions and other:
  - a. The Charter of Basic Tax Principles: One Year After Its Presentation, 2<sup>nd</sup> GREIT Lisbon Summer Course on European Tax Law, (with Frans Vanistendael) Lisbon, Portugal 22.6.2010
  - b. Temi scelti nella giurisprudenza fiscale della Corte di Giustizia Europea sull'applicazione delle libertà fondamentali alle persone fisiche, Jean-Monnet Summer School, Università di Palermo, Italy, 1.7.2010
2. Reports at Conferences:
  - a. (Title on Developing Countries still to be announced), at The Impact of the OECD and UN Models Conventions on Bilateral Tax Treaties, Rust (Austria) 9.-10.7.2010
  - b. IFA 2010 Rome Congress – Chair of the Seminar on Tax Havens, 2.9.2010
  - c. Co-general reporter (with G. Kofler and M. Maduro) 5<sup>th</sup> GREIT Conference, Taxation and Human Rights in Europe and the World, European University Institute, Florence 16.-17.9.2010
  - d. Recent case law from the European Court of Justice, 4<sup>th</sup> Swiss International Tax Law Conference, Neuchâtel 25.10.2010
  - e. The Italian Pending Tax Cases, 6<sup>th</sup> ECJ Pending Tax Cases of the WU Vienna, Vienna 12.-13.11.2010
  - f. Retroactivity in Tax Law: selected issues from a comparative perspective, Istanbul, Turkey 1.12.2010

## **PUBLICATIONS**

Co-Editor of 15 books, as well as author of 2 books and 112 articles/notes, written/or translated and published in 9 languages (English, French, German, Italian, Polish, Portuguese, Rumanian, Russian, Spanish)

### (Co-)Editorships of books

15. Antonelli V., D'Alessio R., Pistone P., SummaTuir 2010, Ed. Il Sole 24 Ore, 2010.
14. Lang, M., Pistone, P., Schuch, J., Staringer, C., Introduction to European direct taxation 2nd edition, Linde Verlag and Spiramus, 2010, 224, 978-3-7073-1764-0
13. Danon, R., Gutmann, D., Oberson, X., Pistone, P. (coords.), Un commentaire au Modèle OCDE, Helbing Lichtenhahn, 2010, forthcoming
12. Antonelli V., D'Alessio R., Pistone P., Summa Fiscale 2010, Ed. Il Sole 24 Ore, 2010.
11. Mazz, A., Pistone, P. (eds.), Reflexiones en torno a un modelo latinoamericano de convenio de doble imposición, Fundación de cultura universitaria, Montevideo, 2010, (ISBN 978-9974-2-0744-8) pp. 1-312
10. Lang, M., Pistone, P., Schuch, J., Staringer, C., ECJ – Recent Developments in Direct Taxation, Linde Verlag, 2009, (ISBN: 978-3-7073-1697-1)

9. Pistone, P. (ed.), Legal Remedies in European Tax Law (ISBN: 978-90-8722-065-5), GREIT Seminar Series, IBFD Publications, 2009, xxii-572
8. Antonelli V., D'Alessio R., Pistone P., Summa Fiscale 2009 (ISBN: 8832472147), Ed. Il Sole 24 Ore, 2009
7. Lang, M., Pistone, P., Schuch, J., Staringer, C., ECJ – Recent Developments in Direct Taxation 2008 (ISBN: 978-3-7073-1443-4), Linde Verlag, 2008, pp. 1-368
6. Lang, M., Pistone, P., Schuch, J., Staringer, C., Introduction to European direct taxation, 1<sup>st</sup> edition, (ISBN: 978-3-7073-0933-1), Linde Verlag and Spiramus, 2008, pp. 1-186
5. Lang, M., Pistone, P., Schuch, J., Staringer, C., Source versus Residence. Problems Arising from the Allocation of Taxing Rights in Tax Treaty Law and Possible Alternatives (ISBN: 978-90-411-2763-1), Kluwer Law International, 2008
4. Lang, M., Pistone, P., Schuch, J., Staringer, C., Common Consolidated Corporate Tax Basis

- (ISBN: 978-3-7073-1306-2), Linde Verlag, 2008, pp. 1-1101
3. Lang, M., Pistone, P., Schuch, J., Staringer, C., EU Tax (ISBN: 978-3-7073-1322-2), Linde Verlag, 2008, pp. 1-556
  2. Lang, M., Pistone, P., The EU and third countries (ISBN: 9041126651), Linde Verlag and Kluwer Law International, 2007, pp. 1-1072
  1. Pistone, P., Taveira Tôrres, H. (eds.), Homenaje latino-americano a Victor Uckmar (ISBN: 950-569-245-5), Depalma, Buenos Aires, 2005, pp. 1-983

### Monographic books

2. The Impact of Community Law on Tax Treaties: Issues and Solutions (ISBN 9041198601), Eucoxat Series n. 4, Kluwer Law International, 2002, pp. XVI-405
1. Abuso del diritto ed elusione fiscale (ISBN: 88-13-19598-2), Series "Il diritto tributario", vol. LXXXV, Cedam, 1996, pp. XIV-360

### Articles and notes

#### **2010**

112. Pluralismo giuridico ed interpretazione della norma tributaria, in Scritti in Onore di Andrea Amatucci, forthcoming.
111. Double taxation: selected issues of compatibility with European law, multilateral tax treaties and CCCTB, in Rust, A. (ed.), Double burdens within the European Union, Kluwer Law International, Series on international taxation, forthcoming
110. Tax Treaties with Developing Countries: a Plea for New Allocation Rules and a Combined Legal and Economic Approach, in Lang, M. et aa. (eds.), Tax Treaties from a Legal and Economic Perspective, forthcoming.
109. Five years of EURYI research on the impact of European law on relations with third countries in the field of direct taxes: selected remarks for a general report, in Heidenbauer, S., Stürzlinger, B. (eds.), The EU and third countries, Linde Verlag, pp. 17-57.
108. Commentario agli Articoli 8, 8bis e 9 del DPR 633/1972 – Imposta sul valore aggiunto, in Marongiu, G. (et aa.), Commentario alle imposte indirette, Cedam, Padua, forthcoming
107. The Impact of ECJ Case Law on National Taxation, in Bulletin for International Taxation, 8-9/2010, pp. 412-428.
106. Soft tax law: steering legal pluralism towards international tax coordination, in Weber, D. (ed.), Traditional and alternative routes to European tax integration, IBFD Publications, Amsterdam, pp. 97-116.<sup>1</sup>

<sup>1</sup> Also published in the Russian Yearbook of International Tax Law, 2, 2010, with the title Использование «мягкого» права: желательно или нет?, forthcoming.

105. La incompatibilità della ritenuta sui dividendi in uscita con il diritto europeo (in parte) ingiustamente non giustificata, in Diritto e Pratica Tributaria Internazionale, 1/2010, pp. 509-516

104. Effective protection of rights in the presence of final decisions : Combining stability with the correct interpretation of European tax law beyond national procedural autonomy, in Lang, M., Weinzierl, C. (eds.), Festschrift zum 60. Geburtstag von Friedrich Rödler, Vienna, Linde Verlag, 2010, ISBN 978-3-7073-1457-1, pp. 731-738

1103. Die gemeinschaftsrechtliche Verpflichtung zur Anrechnung von Quellensteuern im Ansässigkeitsstaat (co-author Christian Massoner), in Lang, M., Schuch, J., Staringer, C. (hrsg.), Quellensteuern – Der Steuerabzug bei Zahlungen an ausländischen Empfänger, Linde Verlag, ISBN 978-3-7073-1718-3, Vienna, pp. 133-153

102. Abuse of Law in the Context of Indirect Taxation: from (before) Emsland-Stärke 1 to Halifax (and beyond), in Vogenauer, S. (ed.), Prohibition of Abuse of Law: A New General Principle of EU Law?, Hart Publishers, forthcoming

101. Commentaire aux articles 16, 18, 19, 20 et 27 du Modèle OCDE, in Danon, R., Gutmann, D., Oberson, X., Pistone, P. (coords.), Un commentaire au Modèle OCDE, Helbing Lichtenhahn, forthcoming

100. Rasgos fundamentales del Proyecto de Modelo de Convenio para América Latina, in Mazz, A., Pistone, P. (eds.), Reflexiones en torno a un modelo latinoamericano de convenio de doble imposición, Fundación de cultura universitaria, Montevideo, 2010, (ISBN 978-9974-2-0744-8), pp. 57-76

99. Tax liability of Managers in Comparative Tax Law: the Italian Perspective, Athens, forthcoming

98. La globalización fiscal y la llamada para establecer un tribunal fiscal internacional, in Revista del Instituto Latinoamericano de Derecho Tributario, 1/2010, Bogotá, pp. 129-144

97. Rethinking tax jurisdictions and relief from international double taxation with regard to developing countries: Legal and economic perspectives from Europe and North America (co-author Timothy J. Goodspeed), in Zagler, M. (ed.), International Tax Coordination, Routledge, Abingdon, pp. 13-36

96. The Italian cases, in Lang, M., Pistone, P., Schuch, J., Staringer, C., ECJ – Recent Developments in Direct Taxation 2010, Linde Verlag, 978-3-7073-1697-1, pp. 139-151

#### **2009**

95. General Report, in Pistone, P. (ed.), Legal Remedies in European Tax Law (ISBN: 978-90-8722-065-5), GREIT Seminar Series, IBFD Publications, pp. 1-24
94. Ensuring the effective primacy of European law beyond preliminary ruling procedures, in Pistone, P. (ed.), Legal Remedies in European Tax Law (ISBN: 978-90-8722-065-5), GREIT Seminar Series, IBFD Publications, pp. 191-216<sup>2</sup>

<sup>2</sup> Also published in Rumanian with the title "Asigurarea supremătiei efective a legislativii europene dincolo de procedurale preliminare",

93. One single definition of abuse in European tax law: a milestone in building up a single idiom for European tax law, in Highlights and Insights,
92. The Protection of Taxpayers' Rights in European Tax Law, in Nykiel, W. (ed.), The Protection of Taxpayer's Rights (ISBN 9788376018638), Oficyna, Warsaw, pp. 33-43.
91. Некоторые вопросы международного налогового права в сфере отношений между Европейским Союзом и Российской Федерацией, Международное налоговое право и региональная экономическая интеграция / Под ред. проф. Д.В.Винницкого. Екатеринбург – Санкт-Петербург, pp. 19-23
90. Гармонизация в сфере налогообложения в интеграционных образованиях (на примере ЕС): постановка проблемы, Международное налоговое право и региональная экономическая интеграция / Под ред. проф. Д.В.Винницкого. Екатеринбург – Санкт-Петербург, pp. 336-339
89. Looking beyond *Cartesio*: reconciliatory interpretation as a tool to remove tax obstacles on the exercise of the primary right of establishment by companies and other legal entities, (co-author Ana Paula Dourado) in Intertax (ISSN: 0165-2826), n. 6/2009, pp. 342-345
88. Intertax initiates Publication of Optional Double Blind Peer-Reviewed Articles, in Intertax (ISSN: 0165-2826), n. 1/2009, pp. 2-3
87. Taxation of Cross-border Dividends in Europe: Building Up Worldwide Tax Consistency, in Tax Law Review (ISSN: 0040-0041), Vol. 62, pp. 201-210
86. Il divieto di abuso come principio del diritto tributario comunitario e la sua influenza sulla giurisprudenza tributaria nazionale, In: MAISTO G.. Elusione ed abuso del diritto tributario, in Quaderni della Rivista di diritto tributario (ISBN: 88-14-14558-X), Giuffrè, Milan, pp. 281-308
85. Residence of companies for tax purposes and European tax law, in Maisto G., Residence of Companies under Tax Treaties and EC Law (ISBN: 978-90-822-056-3), IBFD Publications, EC and International Tax Law Series volume 5, pp. 183-194
84. Soft tax coordination: a suitable path for the OECD and the EU to address the challenges of international double (non-)taxation in VAT/GST systems, in Lang, M. et aa.(eds.), Value Added Tax and Direct Taxation – Similarities and Differences, IBFD Publications, Amsterdam (ISBN: 9789087220600), pp. 1161-1170
83. Summa fiscale 2009 (ISBN: 8832472147), Ed. Il Sole 24 Ore, 2009, cap. I "Le imposte" (1000-1034; 1145-1184); cap. V "Redditi da lavoro dipendente" (5000-5595; 5755-5780), Ed. Il Sole 24 Ore, 2009, pp. 3-8; 19-24; 214-240; 252-253
82. Council Resolution on the coordination of taxation in case of the transfer of an economic activity. EU Council, in Highlights & Insights on European Taxation (ISSN: 1876-0665), Kluwer and Wolters Kluwer Business, 1/2009, pp. 84-88

---

in Monitorul fiscalității internaționale, 2009/11 pp. 408-410, 2009/12 pp. 456-459, and 2010/1, pp. 40-45.

## 2008

81. Tax Science-Fiction: wie sich das Europäische internationale Steuerrecht in den nächsten Jahrzehnten entwickeln könnte, in Rädler, A.J. (hrsg.), Tax Science Fiction. Wie sieht unser Steuerrecht in 25 Jahren aus?, C.H.Beck, 2008, at 28-40.
80. Italy: The Paint Graphos Scarl, Adige Carni Scarl, Franchetto, Regione Autonoma della Sardegna, Ferrero and General Beverages Europe Cases, in Lang, M., Pistone, P., Schuch, J., Staringer, C., ECJ – Recent Developments in Direct Taxation 2008 at 251-262
79. (co-author G. Maisto) Modello Europeo per le legislazioni degli Stati membri in materia di imposizione fiscale delle società controllate estere (CFC), in Rivista di diritto tributario 11-2008, V, 191-228
78. (co-author G. Maisto) A European Model for Member States' Legislation on the Taxation of Controlled Foreign Subsidiaries (CFC) – in European Taxation, 10/2008 and 11/2008, 503-513 and 554-570
77. Tratados fiscales internacionales y soft law, in García Novoa, C., Hoyos, C. (eds.), El tributo y su aplicación: perspectivas para el siglo XXI, Marcial Pons, Buenos Aires, 2008, pp. 1197-1208
76. Outbound Investments and Interest Deduction: an Era of *Fat Cap* in European International Tax Law?, Lang, M. et aa. (ed.), Common Consolidated Corporate Tax Base: the Possible Content of Community Law Provisions, Linde Verlag, pp. 847-864
75. Ups and Downs in the Case Law of the European Court of Justice and the Swinging Pendulum of Direct Taxation, in Intertax 4/2008, pp. 146-153
74. Article 19 OECD MTC: do we still need a different allocation of taxing powers for income from government services?, in Lang, M. (ed.), The Future of Allocation Rules, Linde Verlag, Vienna, pp. 311-324
73. Interpretation of Direct Taxation Issues by the ECJ – The Meaning and Scope of the *Acte Clair* Doctrine, in Dourado, A.P., Da Palma Borges, R. (eds.), The Meaning and Scope of the *Acte Clair* Doctrine, (ISBN 978-90-8722-036-5), pp. 223-274
72. European Direct Tax Law: *quo vadis?*, in Accounting and Taxation & Assessment of ECJ Case Law, IBFD Publications, pp. 99-112<sup>3</sup>

## 2007

71. The need for tax clarity and the application of the *acte clair* doctrine to direct taxes, in Intertax, 2007/10, pp. 534-536<sup>4</sup>
70. Limitation-on-benefits clauses are clearly different from most-favoured-nation clauses: *Test claimants in Class IV of the ACT Group Litigation*, in British Tax Review, 2007/4, pp. 363-365

---

<sup>3</sup> The English version has also been published in Hinnekens, L., Hinnekens, P. (eds.), Liber Amicorum Frans Vanistendael: A vision of taxes within and outside European borders, Wolters Kluwer, pp. 713-728. The Portuguese version of the article was published in the Brazilian Revista de direito tributário atual, Direito tributário comunitário europeu: *quo vadis?*"

<sup>4</sup> The article has been translated in Portuguese and published in Brazil in the Revista de direito tributário atual, n. 21.

- 69. Expected and Unexpected Developments of European Integration in the Field of Direct Taxes, in *Intertax* 2/2007, pp. 70-74
- 68. Tax Treaties and the Internal Market in the New European Scenario, in *Intertax* 2/2007, pp. 75-81
- 67. L'elusione fiscale come abuso del diritto: certezza giuridica oltre le imprecisioni terminologiche della Corte di Giustizia Europea in tema di IVA, in *Rivista di diritto tributario*, 2007/1, IV, pp. 17-26
- 66. Italy, in Brokelind, C. (ed.), *Towards a Homogeneous EC Direct Tax Law*, IBFD Publications, 2007, pp. 325-339
- 65. General Report, EU and third countries, Linde Verlag and Kluwer Law International, 2007, pp. 1-55
- 64. Profili fiscali comunitari ed internazionali della riforma fiscale, in Tesauro, F. (coord.), *Imposta sul reddito delle società (IRES)*, UTET, Turin, 2007, pp. 75-126
- 63. Derechos y garantías de los contribuyentes en las haciendas locales: un enfoque europeo, in Serrano, F. (ed.), *El Estado Actual de los Derechos y de las Garantías de los Contribuyentes en las Haciendas Locales*, Thomson-Civitas, Pamplona, 2007 at 1427-1435
- 62. L'elusione fiscale ed il diritto comunitario, in Uckmar, V. (coord.), *La normativa tributaria nella giurisprudenza delle Corti e nella nuova legislatura*, Atti del convegno per gli 80 anni di Diritto e Pratica Tributaria (Genova 9-10 febbraio 2007), Cedam, Padua, 2007, pp. 91-98
- 61. Pending Cases Filed by Italian Courts: The Porto Antico di Genova Cases, The Infringement Procedures on Outbound Flows of Dividends, in Lang, M., Schuch, J., Staringer, C. (Eds.), *ECJ – Recent Developments in Direct Taxation 2007*, Linde Verlag, Vienna, pp. 113-124<sup>5</sup>
- 56. Wpływ prawa wspólnotowego na uregulowania wewnętrznego prawa podatkowego państw członkowskich, in *Prawo i Podatki* (8).
- 55. Linking up European tax treaties with social security rules, in Lang, M. (ed.), *Double Taxation Conventions and Social Security Conventions*. Schriftenreihe zum Internationalen Steuerrecht, Linde Verlag, 2006, at 27-35.
- 54. La imposición de los servicios en los convenios internacionales de doble imposición, in *Estudios de derecho internacional tributario – Los convenios de doble imposición*, Instituto Colombiano de Derecho Tributario, 2006, Bogotá, pp. 397-411

## 2005

- 53. The Italian Case, in Lang, M., Schuch, J., Staringer, K. (eds.), *ECJ – Recent Developments in Direct Taxation*, Linde Verlag 2005, pp. 397-411
- 52. Las medidas contra la doble imposición internacional: la experiencia europea y América Latina, in Pistone, P. – Taveira Torres, H. (eds.), *Estudios de derecho tributario constitucional e internacional: Homenaje latinoamericano a Victor Uckmar*, Depalma, Buenos Aires, 2005, pp. 727-741
- 51. National treatment for all non-resident EU nationals: looking beyond the D decision, in *Intertax*, 10/2005, pp. 412-413
- 50. Sulla qualificazione di diritti ed onorari notarili come tributi ai fini della direttiva fiscale sulla raccolta di capitali, in *Rivista di diritto tributario*, 7-8/2005, III, 142-150
- 49. Time for Arbitration in International Taxation, in *Intertax*, 3/2005, p. 104<sup>11</sup>
- 48. Towards European International Tax Law, *EC Tax Review* 1/2005, pp. 4-9<sup>12</sup>

## 2006

- 60. Kirchberg 3 October 2006: Three Decisions that Did...Not Change the Future of European Taxes, in *Intertax* 12/2006, pp. 582-584
- 59. Les mesures contre la double imposition économique face au droit communautaire, in *Liber amicorum Jacques Malherbe*, Brussels, Bruylants, 2006, pp. 895-901
- 58. Ein EU-Modell als Lösung für die Koordinierung der DBA zwischen den EU-Mitgliedstaaten, in Cordewener, A., Enchelmeier, S., Schindler, C.P., Meistbegünstigung im Steuerrecht der EU-Staaten, *Münchener Schriften zum Internationalen Steuerrecht*, Heft 26, Munich, C.H.Beck, 2006, pp. 193-200
- 57. The Impact of European Law on the Relations with Third Countries, in *Intertax* 5/2006, pp. 234-244, also translated into French<sup>6</sup>, Polish<sup>7</sup>, Portuguese<sup>8</sup>, Russian<sup>9</sup> and Spanish<sup>10</sup>.

---

european sur les relations avec les pays tiers en matière de fiscalité directe, pp. 1-24.

<sup>7</sup> The Polish version of the article was published in *Aktualnyie problemy nalogowego i finansowego prawa*, with the title *Wlyjanie ewropejskogo prawa na otoshenija s treymi stranami w sfere prjamo nalogowego oblozenija*.

<sup>8</sup> The Portuguese version of the article has been published in *Revista de direito tributario internacional*, Ano I, n. 3 with the title *O impacto do Direito Comunitário europeu nas relações com terceiros países em material de tributação direta sobre a renda*, pp. 243-273.

<sup>9</sup> The Russian version of the article has been published in *Актуальные проблемы налогового и Финансового права*, Екатеринбург-Москва-Санкт-Петербург, 2006, pp. 12-41 with the title *Влияние европейского права на отношения с третьими странами в сфере прямого налоговогообложения*.

<sup>10</sup> The Spanish version of the article has been published with the title *El impacto del derecho europeo en las relaciones con terceros países* in Argentina in *Revista de tributación*, Errapar n. 5-2006, pp. 29-49; and in Peru in *Revista del Instituto Peruano de Derecho Tributario*, n. 45, 2007, pp. 87-116

<sup>11</sup> The Russian version of the article has been published in *Бизнес Менеджмент Право*, n. 3/2005, with the title *Становление системы судебного рассмотрения споров в международном налоговом праве*, pp. 113-114.

<sup>12</sup> The Russian version of the article has been published in *Актуальные проблемы Финансового права Республики Беларусь, России, Украины, Санкт-Петербург*, 2006, pp. 351-367 with the title *Проблемы становления европейского международного налогового права*.

<sup>5</sup> The Italian version of the first chapter of the article has been published in *Diritto e Pratica Tributaria*, 5-2007, II, pp. 951-963, with the title "I casi Porto Antico di Genova (C-427/05; C-149/06) e l'imponibilità dei contributi erogati dai fondi strutturali comunitari"

<sup>6</sup> The French version of the article was published in *Revue du droit de l'Union Européenne*, n. 4-2006 with the title *L'impact du droit*

## 2004

47. L'Irap e la giurisprudenza comunitaria in tema di imposizione del valore aggiunto alla vigilia della sentenza della Corte di Giustizia, in Dialoghi di diritto tributario, 2004/12, pp. 1745-1752
46. Coerenza fiscale ed eliminazione della doppia imposizione internazionale dei dividendi, in Dialoghi di diritto tributario, 2004/11, pp. 1545-1548
45. Reports on the 58th Congress of the International Fiscal Association held in Vienna, in Riv. Dir. Trib., IV, 2004/11, pp. 167-192
44. El arbitraje como mecanismo suplementario de resolución de las controversias fiscales internacionales y el informe preliminar OCDE de 29 de julio 2004, i.c.p. in Revista de direito tributario
43. Autotutela tributaria ed estinzione del giudizio con condanna dell'ufficio alle spese tra soccombenza virtuale e pronunce *contra legem*, in Le Corti Salernitane, 3/2004, pp. 786-793
42. La compatibilità con le libertà comunitarie fondamentali delle convenzioni internazionali contro la doppia imposizione con i Paesi terzi, in Rivista di diritto tributario, 6/2004, III, pp. 108-122
41. The Tax Treatment of Foreign Losses: *Ritter, M & S*, and the Way Ahead, in European Taxation, 4-5/2004, pp. 135-142 and 218-233

## 2003

40. Reports on the 57th Congress of the International Fiscal Association held in Sydney, in Riv. Dir. Trib., 2003/11, IV, pp. 177-201
39. Discriminazione tariffaria nell'accesso al patrimonio culturale degli enti locali e compatibilità con la normativa comunitaria, in Aedon, 2/2003 [www.aedon.mulino.it](http://www.aedon.mulino.it)
38. Normativa CFC, convenzioni internazionali e diritto comunitario, in Tributi e impresa, 2/2003, [www.trim.ipzs.it](http://www.trim.ipzs.it)
37. Tax treatment of foreign losses: an urgent issue for the European Court of Justice, in EC Tax Review, 2003/3, pp. 149-154
36. Les limites à l'utilisation des informations fiscales et la protection du contribuable en droit italien, in L'année fiscale, 2003, pp. 193-213
35. El establecimiento permanente en la jurisprudencia del Tribunal Europeo de Justicia, in Uckmar, V., Altamirano, A.C., Taveira Tôrres, H. coord.), Impuestos sobre el comercio internacional, Buenos Aires, 2003, pp. 633-642

## 2002

34. Reports on the 56th Congress of the International Fiscal Association held in Oslo, in Riv. Dir. Trib. Int., 2002/3, pp. 348-366
33. Reviviscenza della potestà impositiva in base al trattato in tema di royalties corrisposte a non residenti privi di stabile organizzazione, in Rassegna tributaria, 5/2002, pp. 1748-1761
32. An EU Model Tax Convention, in EC Tax Review, 2002/3, pp. 129-136, also published in AA. VV., Liber

amicorum Luc Hinnekens, Bruylant, Bruxelles, 2002, pp. 437-456

31. Il diritto di detrazione nell'Iva, in Uckmar, V. – Tundo, F. (a cura di), Guida alla lettura della giurisprudenza tributaria, III. L'imposizione sul reddito delle imprese e delle persone giuridiche. L'iva, il tributo di registro e l'Irap, Milan, 2003, pp. III/196-199
30. Reports on the 55th Congress of the International Fiscal Association held in San Francisco, in Riv. Dir. Trib., 2002/1, IV, pp. 1-14

## 2001

29. Settlement of Tax Treaty Disputes in Italy, in Settement of Tax Treaty Disputes, Lang, M., Züger, M., (eds.), Eucotax Series n. 6, Kluwer Law International, 2002, pp. 307-355; also published as Arbitration Procedures in Tax Treaty and Community Law: a Study from an Italian Perspective, in Dir. Prat. Trib. Int. 2001/3, pp. 613-666
28. Profili di diritto comparato, internazionale e comunitario in materia di imposta sulle successioni, in LUPI, R. (a cura di), L'imposta sulle successioni e donazioni, Collana nazionale del notariato, Giuffrè, Milan, 2001, pp. 347-389
27. Analisi della giurisprudenza della Corte di Giustizia in materia di imposta sul valore aggiunto (gennaio 2000-luglio 2001), in Riv. Dir. Trib., 2001/10, III, pp. 137-164
26. Il trattamento delle perdite e l'evoluzione del diritto tributario primario in materia di imposte dirette, in Riv. Dir. Trib., 2001/5, III, pp. 71-85
25. The EC Model Tax Convention, in Abusive Application of International Tax Agreements, IFA Seminar Series, Kluwer Law International, 2001

## 2000

24. Federalismo fiscale: l'esperienza spagnola, in Fausto, D., Pica, F. (a cura di), Teoria e Fatti del Federalismo Fiscale, Il Mulino, Collana SVIMEZ, Bologna, 2000, pp. 389-485
23. Verso il federalismo fiscale nella Unione Europea?, in Fausto, D., Pica, F. (a cura di), Teoria e Fatti del Federalismo Fiscale, Il Mulino, Collana SVIMEZ, Bologna, 2000, pp. 755-783
22. Aspetti tributari del trasferimento di residenza delle persone fisiche all'estero, in Riv. Dir. Fin. Sc. Fin., 2000/3, I, pp. 240-312
21. Il credito per le imposte pagate all'estero ed il diritto comunitario: la Corte di Giustizia non convince, in Riv. Dir. Trib., 2000/4, pp. 51-82<sup>13</sup>,
20. Ancora sulla compatibilità delle imposte sul capitale con l'ordinamento comunitario, in Riv. Dir. Trib., 2000/2, III, pp. 13-28
19. Domestic Anti-Abuse Provisions and Tax Treaties: A Comparative Analysis between Italy and Belgium, in Riv. Dir. Trib. Int., 2000/3, pp. 101-118
18. Precludere l'applicazione delle convenzioni bilaterali alle stabili organizzazioni di imprese residenti in un

<sup>13</sup> Also published in Brazil with the same title in Revista de direito tributario, n. 79, pp. 87-96.

altro Paese comunitario può essere incompatibile con la libertà di stabilimento, in Riv. Dir. Trib. Int., 2000/2, pp. 164-170

### **1999**

17. Commento alla riforma della tassazione del lavoro dipendente, introdotta dal d. lgs. 314/97, in Le Nuove Leggi Civili Commentate, 1999/1, pp. 142-186, 205-214 e 216
16. L'imposta sul patrimonio netto delle società e la Corte di Giustizia, in Riv. Dir. Trib., 1999/5, III, pp. 75-99
15. Centro di attività stabile e stabile organizzazione: l'IVA richiede un'evoluzione per il XXI secolo?, in Riv. Dir. Trib., 1999/1, III, pp. 12-31
14. Interaction between double taxation conventions and the rulings of the ECJ on the fundamental freedoms, in Riv. Dir. Trib. Int., 1999/2, pp. 341-360
13. L'abuso delle convenzioni internazionali, in UCKMAR, V. e AA.VV., Corso di diritto tributario internazionale, 1st edition - voll. I-II, Padua, 1999, I, pp. 483-541; 2nd edition – Padua, 2003, pp. 643-701; 3rd edition – Padua, 2005, pp. 813-872; also published in spanish as El abuso de los convenios internacionales en materia fiscal, Bogotá, 2003, voll. I-II, pp. II-101-153
12. Fixed establishment and permanent establishment, in International VAT Monitor, 1999/3, pp. 101-106
11. El nuevo orden comunitario de los impuestos directos, in AA.VV., Estudios en Memoria de Ramón Valdés Costa, Montevideo, Uruguay, 1999, vol. II, pp. 741-763

### **1998**

10. Stabile organizzazione ed esistenza di società figlia residente, in Dir. Prat. Trib. 1998/2, II, pp. 361-393
9. Uguaglianza, discriminazione a rovescio e normativa antiabuso in ambito comunitario”, in Dir. Prat. Trib., 1998/4, III, pp. 581-622
8. Presunzioni assolute, discrezionalità e principio di proporzionalità in materia tributaria secondo la Corte di Giustizia, in Riv. Dir. Trib., 1998/5, III, pp. 77-115
7. Le sanzioni tributarie ed i condoni, in Revista Latinoamericana de Derecho Tributario, 1998/6, pp. 117-148

### **1997**

6. Le disposizioni antielusive nell'ordinamento tributario tedesco, in Dir. Prat. Trib., 1997/1, III, pp. 62-79
5. Il processo di armonizzazione in materia di IVA ed i limiti alla derogabilità della normativa comunitaria, in Riv. Dir. Trib., 1997/12, pp. 792-818
4. La figura del responsabile tributario en los sistemas jurídicos tributarios alemán, español e italiano, in AA.VV., Sujetos pasivos y responsables tributarios, Madrid, 1997, pp. 599-627
3. La imposición de las rentas de las empresas en los procesos de integración, in Derecho Tributario, may 1997, pp. 291-314 e 320-341

### **1995**

103.La non discriminazione anche nel settore dell'imposizione diretta: intervento della Corte di Giustizia, in Dir. Prat. Trib., 1995/5, I, pp. 1471-1501

### **1992**

1. Autonomia finanziaria locale e potere impositivo dopo la riforma operata dalla legge 8 giugno 1990, n. 142, in Quaderni del Dipartimento di Scienze Economiche dell'Università di Salerno, n. 9, 1992, pp. 103-116