

Contents of TAXPARENCY proposals

Business affected		Right / obligation	Legal provision in the proposal
Responsible company (usually business-to-consumer)		Right to obtain the taxparent mark (or a special version if in loss)...	Art. 5, (Art. 6 special version)
		...provided that disclosure of corporate ownership structure and financial accounts (including net turnover, profit and tax on profit) was made public and the global effective corporate tax rate (GECTR) is above 10 %	Art. 4
		Possibility to pay voluntary additional top-up corporate tax payment if advantageous for the company	Art. 5 (8)
Indifferent company (usually business-to-business company)		Obligation to be able to prove to the competent authority its corporate ownership structure, publication of financial accounts (including net turnover, profit and tax on profit) and the global effective corporate tax rate above 10 %.	Art. 9 (1) and a contrario Art. 7
Aggressive tax planning company (both B-to-C and B-to-B) with global effective corporate tax rate (GECTR) below 10%)		Obligation to disclose corporate ownership structure and financial accounts (including net turnover, profit and tax on profit)	Art. 7 (1)
		Obligation to put in any communication to consumers or corporate documents its real global effective corporate tax rate	Art. 7 (2)
Business receiving public funds	Above 10% (GECTR)	Obligation to disclose corporate ownership structure and financial accounts (including net turnover, profit and tax on profit)	Art. 8
	Below 10% (GECTR)	...in addition obligation to put in any communication to consumers or corporate documents its real global effective corporate tax rate	Art. 7 (2)
Business active in sensitive sectors	Above 10% (GECTR)	Obligation to disclose corporate ownership structure and financial accounts (including net turnover, profit and tax on profit)	Art. 8
	Below 10% (GECTR)	...in addition obligation to put in any communication to consumers or corporate documents its real global effective corporate tax rate	Art. 7 (2)
Non-cooperative business (refusing to disclose upon request of the competent authority its ownership structure or elements to determine GECTR)		Fine of 10% of global turnover (unless following the procedural act)	Art. 9 (1)
Companies with publicly disclosed direct ultimate shareholders and elements to determine GECTR (mostly microenterprises and SMEs)		Not applicable to these companies, but opt-in possible in order to benefit from the taxparent mark	Art. 1 (3) and (4)
Banks and insurance companies		Excluded as corporate ownership structure and financial accounts surveilled by the regulator	Art. 1 (2)

