



International
Fiscal
Association

November 16, 2017

Kyiv, Ukraine

IFA Ukraine Educating Seminar: BEPS Driven Changes in Specific Regimes: Latest Updates



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SEMINAR SPEAKERS



Khodakovsky, Pavlo

**Acting President,
IFA Ukraine**

Pavlo joined Arzinger as Tax Partner in 2009. Since then Arzinger Tax Practice significantly strengthened its position in the Ukrainian legal market and gained a reputation of a reliable tax advisor.

Prior to joining Arzinger, Pavlo Khodakovsky worked for one of the leading Ukrainian corporations - Ukrainian Financial Group, where he was responsible for legal support of various issues of corporate governance, asset management, securities, taxation, etc. Performing respective duties, Pavlo has taken the positions of Deputy Director of an asset management company and Head of the supervisory board of a corporate investment fund. Previously, he also headed the Department for International and Legal Activities, in the Office of the Ukrainian Parliament Commissioner for Human Rights (Ombudsman).

Pavlo has a Master's Degree in International Law from the Institute of International Relations (Kyiv National Taras Shevchenko University) and a Master's Degree in Foreign Policy from the Diplomatic Academy of Ukraine (Ministry of Foreign Affairs of Ukraine).



Musienko, Svitlana

**Of Counsel,
DLA Piper Ukraine LLC**

Moderator

Svitlana Musienko is Of Counsel with the Kyiv office of DLA Piper, an international law firm. She advises on domestic and international tax planning, corporate law and investment structuring. Her clients' portfolio includes MNCs and major Ukrainian groups.

Svitlana has 20 years of professional experience in the field of tax and law, including 9 years of serving as a head of tax for Ukraine with DLA Piper running its Kyiv tax practice. Before joining DLA Piper, she worked in Ernst & Young's Kyiv office as a senior manager of its tax and legal practice. Prior to that she was with Arthur Andersen, also in Kyiv. Svitlana's experience includes several of Ukraine's most significant corporate restructuring projects and a string of high-profile due diligence exercises. She has a distinguished track record handling M&A and transaction structuring for both Ukrainian and transnational companies, as well as post-acquisition restructuring and tax optimization.

Svitlana is continuously highly ranked by all leading international and Ukrainian legal directories - Chambers Global, EMEA Legal 500, World Tax, Tax Controversy Leaders by International Tax Review, Expert Guides, World Transfer Pricing, Ukrainian Law Firms. A Handbook for Foreign Clients - in the areas of tax, transfer pricing and tax controversies in Ukraine.



Antoshchuk, Larysa

**Manager, Head of the Tax
Dispute Resolution Group,
KPMG in Ukraine**

Larysa is a licensed Attorney-at-Law with more than 10 years of experience in litigating and advisory for international and Ukrainian companies.

Her extensive and successful experience includes representation of KPMG clients' in disputes settling on various types of tax issues during the pre-trial and trial stages, as well as representation in local courts of all instances and the European Court of Human Rights.

Larysa has participated in a number of projects for providing tax dispute settlement for clients from various industries, including media, IT, industrial machinery and pharmacy.

She is a member of the Public Council of the Parliament of Ukraine on the Committee for tax and customs issues.



Maydanyk, Oleksandr

**Counsel,
EPAP Ukraine**

Oleksandr Maydanyk is an experienced tax attorney who has led a number of complex tax advisory and tax litigation projects. He specializes in advising clients on investment taxation, including jurisdiction election and restructuring of acquired companies.

Oleksandr has extensive experience in conducting tax due diligences of Ukrainian businesses and providing tax advice on complex transactions for MNCs and leading Ukrainian companies. His practice also encompasses tax structuring for corporate entities, transfer pricing matters, as well as advising clients on mitigating tax risks.

In addition, Oleksandr has a deep understanding of the various industries, which allows him to attend to the clients' business needs and deliver a practical tax advice tailored to their specific needs.



Rak, Natalia

**Director, Senior Tax Advisor,
IB Interbilanz Consulting
LLC**

Natalia joined IB Interbilanz Consulting in 2008 as Director and Tax Partner. Prior to that she worked at the state auditing department and as Chief Accountant at the large-scale energy concern. Was responsible for the preparation of financial and tax statements, communications with tax bodies and other external authorities.

Has more than 15 years of experience in Ukrainian tax legislation, advised clients in various business areas. Has extensive knowledge in BEPS initiative and in particular its transfer pricing area. Was an independent expert in state committees in respect of tax and accounting questions.

Natalia graduated from Kyiv National University of Trade and Economics, majoring as an economist of audit and accounting. In 2005 she obtained the CAP certificate of international financial reporting under the program CIPA in Ukraine. In 2006 Mrs. Rak passed exams and has been awarded the ACCA Diploma in International Financial Reporting. In 2008 she obtained the Ukrainian audit certificate.



Hellebrekers, Jos

**Partner,
Otterspeer, Haasnoot & Partners**

Jos Hellebrekers is partner with Otterspeer, Haasnoot & Partners since 1995. His specific expertise includes: rulings, mergers & acquisitions, quoted holding companies, stock option schemes, distribution, franchising, cross-border leasing, transfer pricing and advance pricing agreements, financing, deliveries of goods and services, offshore activities, internet selling, taxation of expatriates and other migrating individuals, salary split positions, transfer of old age pension capitals, second homes in other European countries, international social security.

Mr Hellebrekers obtained a degree in tax law (1984) and is a fellow member of the Dutch Organisation of Tax Lawyers (NOB) and of the International Fiscal Association (IFA). Qualified as mediator in 2009 (NMI registration pending).

SEMINAR SPEAKERS



Munting, Wiecher
Partner,
Otterspeer, Haasnoot & Partners

Wiecher is a senior tax advisor, specialized in international tax. He is also an experienced negotiator and co-developer regarding different tax subjects, e.g.: Dutch ruling policy, Transfer pricing, Participation exemption, Non deductibility of interest rules, Innovation box, Beneficial owner rules, and M&A.

Wiecher started his carrier as a tax inspector income tax at the Dutch Tax Administration in The Hague. As a senior tax inspector he was a member of the Dutch ruling team in Rotterdam. His final position was head of the ruling team (APA/ATR-team). Wiecher also worked at the International Bureau of Fiscal Documentation as tax researcher, client manager and government consultant for the Aruban government.

Before he joined OHP, he was a senior tax advisor at KPMG. Apart from his career as professional tax advisor, he was a lecturer at the Nyenrode Business University for junior academic tax advisors, a lecturer income tax and corporate income tax for the Dutch tax administration, and still is a lecturer transfer pricing and innovation box for the Organization of Registered Auditors. He was also an editor for Kluwer (academic publisher).

Wiecher obtained his degree in Dutch fiscal law at University of Leiden. Also obtained a degree in criminal law and in European tax law at the Universities of Leiden and Rotterdam.



Andronicou, Andreas
Director, Tax Advisory
PwC Cyprus

Andreas Andronicou is an Associate Member of the Institute of Chartered Accountants in England and Wales and has graduated from the London School of Economics graduating with a First Class BSc and an MSc in Economics.

He has extensive experience advising local and international clients for 12 years on a number of M&A, cross border transactions and restructurings. Andreas has a diverse portfolio of clients mainly in the financial, banking, R&D and real estate sectors mainly in the US, UK and Ukraine.

He also has a role in the technical team providing support to the government on the introduction of new legislation provisions including the Notional Interest Deduction and the Nexus approach on Intellectual Property.

Between 2011 and 2013, Andreas was on an assignment to PwC London where he was providing support on both the Cyprus and the UK angle with a focus on M&A transactions. He has been part of the Cyprus - UK and Cyprus - US teams on cross-border structuring for a number of years.

ORGANISER'S INFORMATION

IFA Ukraine

IFA Ukraine is a non-profit organization with legal personality established in Kyiv in 2007 and official recognition obtained at the 61st IFA Kyoto Congress, September 2007.

At the moment, IFA Ukraine stands for above 30 members - tax managers, consultants, government officials, participating both directly and indirectly in the activities of Central IFA.

IFA Ukraine achieves its objectives through contributing to IFA Annual Congresses, as well as through the provision of variety of educational opportunities for its Members, including regular international tax seminars for tax consultants and in-house tax specialists, lectures for students and young scholars, knowledge seminars for state authorities, and workshops for judges. IFA Ukraine has also been engaged in projects with IBFD and OECD.

www.ifa-ukraine.org

Central IFA

International Fiscal Association (IFA), Netherlands, is the only non-governmental and non-sectoral international organization dealing with fiscal matters over the globe.

IFA brings together more than 12,000 practitioners, tax officials and academics from 116 member countries, involved in and concerned with taxation of international transactions and comparative study of tax laws.

Based in Rotterdam, IFA, since its foundation in 1938, has provided, in conjunction with the activities of each country branch, a blend of comprehensive research of international taxation and the development of programs and initiatives of current practical importance.

www.ifa.nl

Thursday, November 16, 2017

09:30 – 11:15

Welcome Address

- Preventing Artificial Avoidance of PE Status: how will it work in Ukraine in a view of BEPS initiatives?
- Preferred IP Regimes for Ukrainian Business: an overview
- Implementation of Tax on Derived Capital and Its Compatibility with the Existing Double Tax Treaties

Panelists:

Oleksandr Maydanyk, *EPAP Ukraine*

Andreas Andronicou, *PwC Cyprus*

Pavlo Khodakovsky, *Arzinger*

11:15 – 11:30

Networking Coffee Break

11:30 – 13:00

- Recent Developments in Ukrainian Transfer Pricing Legislation
- TP Reporting for MNCs in Ukraine: expected changes
- Transfer Pricing Disputes in Ukraine: what are the key points different from the international practice?

Panelists:

Svitlana Musienko, *DLA Piper Ukraine LLC*

Jos Hellebrekers, Wiecher Munting, *Otterspeer, Haasnoot & Partners*

Natalia Rak, *IB Interbilanz Consulting LLC*

Larysa Antoshchuk, *KPMG in Ukraine*