Who Should Tax International Income?
Featuring Keynote Remarks by
Lafayette “Chip” Harter
Deputy Assistant Secretary (International Tax Affairs)
U.S. Treasury

Friday, February 1st, 2019
8:30 a.m. – 1:30 p.m.
Georgetown Law
Gewirz Student Center, 600 New Jersey Avenue NW, Washington, DC 20001

Join Georgetown Law’s Institute of International Economic Law (IIEL) and the International Tax Policy Forum (ITPF) on February 1st for a conference on the international allocation of rights to tax cross-border income.

Conventions and concepts developed under the auspices of the League of Nations have served as the architecture for international tax relations among developed economies for almost 100 years. Over the last few years, however, historic concepts regarding jurisdiction to tax, attribution of profits to permanent establishments, and arm’s-length transfer pricing have come under pressure. Notable national developments include the UK diverted profits tax, the German royalty barrier, the French and Italian digital services taxes, and the U.S. Base Erosion and Anti-abuse Tax (BEAT), to name just a few.

In a related development, the scope of the Organisation for Economic Co-operation and Development’s (OECD) ongoing study on taxation of the digitalizing economy has broadened to encompass a fundamental reexamination of the allocation of taxing rights, including a proposal that would establish a minimum tax on the income earned by the foreign affiliates of domestic companies and proposals that would increase taxing rights of market countries.

The 2017 U.S. tax reform both increases U.S. taxation of certain low-taxed income earned by the foreign affiliates of U.S. companies (i.e., the residence-based Global Intangible Low-Taxed Income rules, or GILTI) and increases U.S. taxation of income earned by foreign companies in the provision of services abroad for related U.S. parties (i.e., the source-based BEAT rules).

This conference brings together experts from academia, government, and private practice to share their views on challenges to the international income tax architecture. The closing panel will consider how governments might realistically move forward in an environment where international economic cooperation is under strain.
ITPF/Georgetown Conference Program

Who Should Tax International Income?

Georgetown Law - February 1, 2019

8:30 a.m.  Registration

8:50 a.m.  Introductory Remarks
William Treanor
Executive Vice President and Dean
Georgetown Law

John Samuels
Chairman
International Tax Policy Forum (ITPF)

9:00 a.m.  Recent Efforts to Assert Taxing Rights
Moderator:  James R. Hines, Jr.
L. Hart Wright Collegiate Professor of Law
Michigan Law

Presenter:  William Morris
Deputy Global Tax Policy Leader
PwC

9:40 a.m.  Expanding Source, Destination, and User Taxation
Moderator:  Mihir A. Desai
Mizuho Financial Group Professor of Finance
Harvard Business School

Presenters:  Michael Devereux
Director of the Oxford University Centre for Business Taxation and
Professor of Business Taxation at Saïd Business School
Oxford University

Lilian V. Faulhaber
Professor of Law
Georgetown Law

Ruud de Mooij
Division Chief, Tax Policy Division
International Monetary Fund
10:20 a.m. **Strengthening Residence-Basis Taxation**
Moderator: **Michelle Hanlon**
Howard W. Johnson Professor and Professor, Accounting
Massachusetts Institute of Technology (MIT)

Presenters: **Reuven Avi-Yonah**
Professor of Law
Michigan Law

**Itai Grinberg**
Professor of Law
Georgetown Law

**Alan D. Viard**
Resident Scholar
American Enterprise Institute (AEI)

11:00 a.m. **Break**

11:15 a.m. **Appropriate Responses to Rising Assertions of Taxing Rights**
Moderator: **Michael J. Graetz**
Columbia Alumni Professor of Tax Law
Columbia Law School

Presenters: **Giorgia Maffini**
Special Advisor
PwC

**Paul W. Oosterhuis**
Of Counsel, International Tax
Skadden

**Ruth Mason**
Class of 1957 Research Professor of Law
University of Virginia School of Law

**Jeff VanderWolk**
Partner
Squire Patton Boggs

12:15 p.m. **Luncheon**

12:30 p.m. **Luncheon Address**

Introduction: **John Samuels**
Chairman
International Tax Policy Forum (ITPF)
Speaker: Lafayette “Chip” Harter  
Deputy Assistant Secretary (International Tax Affairs)  
Department of the U.S. Treasury (*invited*)

1:30 pm  **Adjourn**

All interested members of the public are welcome; there is no cost to attend.  
[Please register here.](#)  
Please contact Christine Washington,  
IIEL’s Director of Programs & External Affairs,  
at 202.662.4193, or [lawiiel@georgetown.edu](mailto:lawiiel@georgetown.edu), with any questions.