


6.00 credits	30.0 h + 15.0 h	Q1
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Teacher(s)	Ceci Emanuele ;Van de Velden Kim ;
Language :	French
Place of the course	Charleroi
Prerequisites	/
Learning outcomes	
Evaluation methods	Written examination.The student will be assessed on both his technical knowledge and: <ul style="list-style-type: none"> • on his ability to use the Belgian Income Tax Code; • on his understanding of the mechanisms and rules that are specific to the tax system; • on his ability to express a clear and structured answer to the asked questions.
Teaching methods	Lectures illustrated by exercises and case studies. Upon completion of this course, students will be able to understand the tax implications of the main transactions effected by a company.
Content	<ol style="list-style-type: none"> 1. General introduction to direct taxation <ul style="list-style-type: none"> • Purpose and relevance of public finances • National and international legal sources • General principles and interpretation of corporate tax law • Role and functioning of the tax authorities (large enterprises) • Ruling Commission (SDA) 2. Notion tax/assessment year and financial/accounting period <ul style="list-style-type: none"> • Annuality principle • Anti-abuse re changes of financial/accounting periods 3. Corporate income tax <ul style="list-style-type: none"> • Fundamental principles • Resident company • Activities performed 4. Differences with individual enterprises <ul style="list-style-type: none"> • Transition to a company • Management companies 5. Differences with legal entities subject to legal entities tax <ul style="list-style-type: none"> • Legal entities subject to legal entities tax • Legal entities excluded from legal entities tax • Legal entities and not for profit activities 6. Taxable basis <ul style="list-style-type: none"> • Notion of income or taxable profit • Taxable profit versus (effectively) taxed 7. Determination of the taxable basis <ul style="list-style-type: none"> • Accounting law • Capital • Reserves • Dividends • Disallowed expenses • Deductible expenses • Impairments • Provisions

	<p>8. Steps of the tax return</p> <ul style="list-style-type: none"> • Taxable reserves movement, disallowed expenses and distributed dividends • Profit according to source • Deduction of non taxable elements • Current Belgian participation exemption (DRD) • Deduction for innovation • Investment deduction • Intercompany deduction = BALANCE • Tax losses carried forward threshold : maximum of 1.000.000 EUR + 70% of the positive balance after the investment deduction (30% > 1.000.000 EUR not déductible) • Déduction pour capital à risque (incrémentale) • Deduction of carried forward DRD • Deduction of carried forward innovation deduction • Tax losses carried forward • NID <p>9. Payments to tax havens</p> <ul style="list-style-type: none"> • Obligations • Sanctions <p>10. Frequent operations</p> <ul style="list-style-type: none"> • Constitution, capital increase and reduction • Liquidation • share redemption • TLCF and tax attributes utilisation • Change of control <p>11. Withholding tax</p> <p>12. Transfer pricing</p> <ul style="list-style-type: none"> • Profit split • Granted abnormal or benevolent advantages • Received abnormal or benevolent advantages <p>13. Tax evasion and difference with tax avoidance</p>
<p>Inline resources</p>	<p>PowerPoint and documents (jurisprudence, doctrine, casus) on Moodle</p>
<p>Bibliography</p>	<p>- Le régime fiscal des sociétés holdin en Belgique, Ch. Chéruiy et Ch. Laurent, Ed. 2006</p> <p>- Manuel pratique d'impôt des sociétés, L. Deklerck, Larcier, Ed. 2020</p> <p>- Maîtriser l'impôt des sociétés, D. Dartre et Y. Noël, Edipro, Ed. 2022</p> <p>- Vademecum vennootschapsbelasting C. Meskens et B. Decock, Ed. 2023</p> <p>- Acquisitions, financement et cessions d'entreprises, H. Lamon, Ed. 2015</p> <p>- www.Fisconetplus.be</p> <p>- www.CNC-CBN.be</p> <p>- www.ruling.be</p> <p>- www.curia.eu</p>
<p>Faculty or entity in charge</p>	<p>CLSM</p>

Programmes containing this learning unit (UE)				
Program title	Acronym	Credits	Prerequisite	Learning outcomes
Master [120] in Management (shift Schedule 2)	FEHC2M	6		
Executive certificate in Corporate Tax	FISE9CE	6		