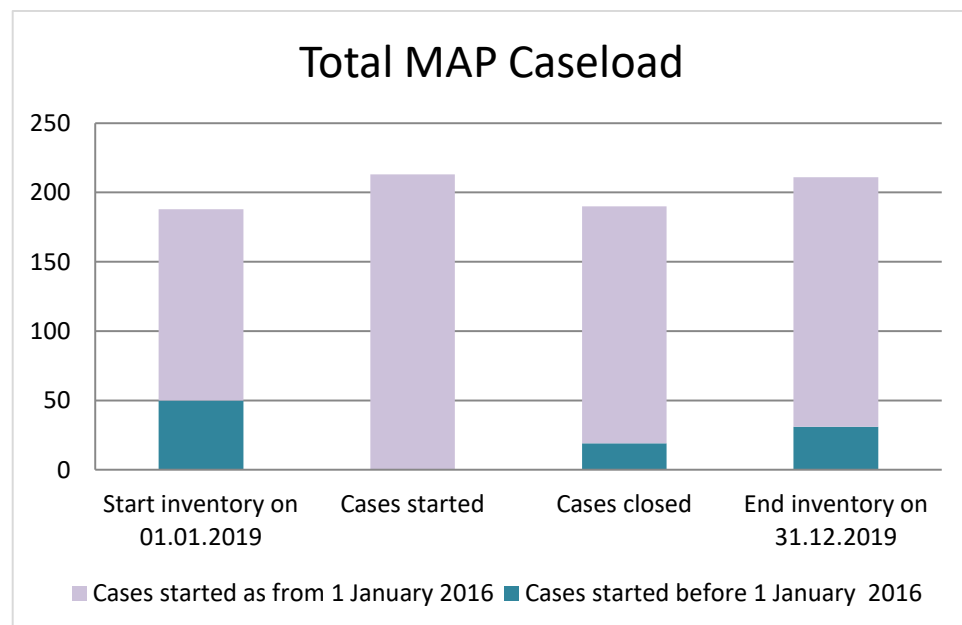


Luxembourg



Cases started before 1 January 2016	2019 Start inventory	Cases started	Cases closed	2019 End inventory
Transfer pricing cases	8	0	3	5
Other cases	42	0	16	26

Cases started as from 1 January 2016	2019 Start inventory	Cases started	Cases closed	2019 End inventory
Transfer pricing cases	29	17	9	37
Other cases	109	196	162	143

Average time needed to close MAP cases

Cases started before 1 January 2016	Average time
Transfer pricing cases	64.87
Other cases	69.68

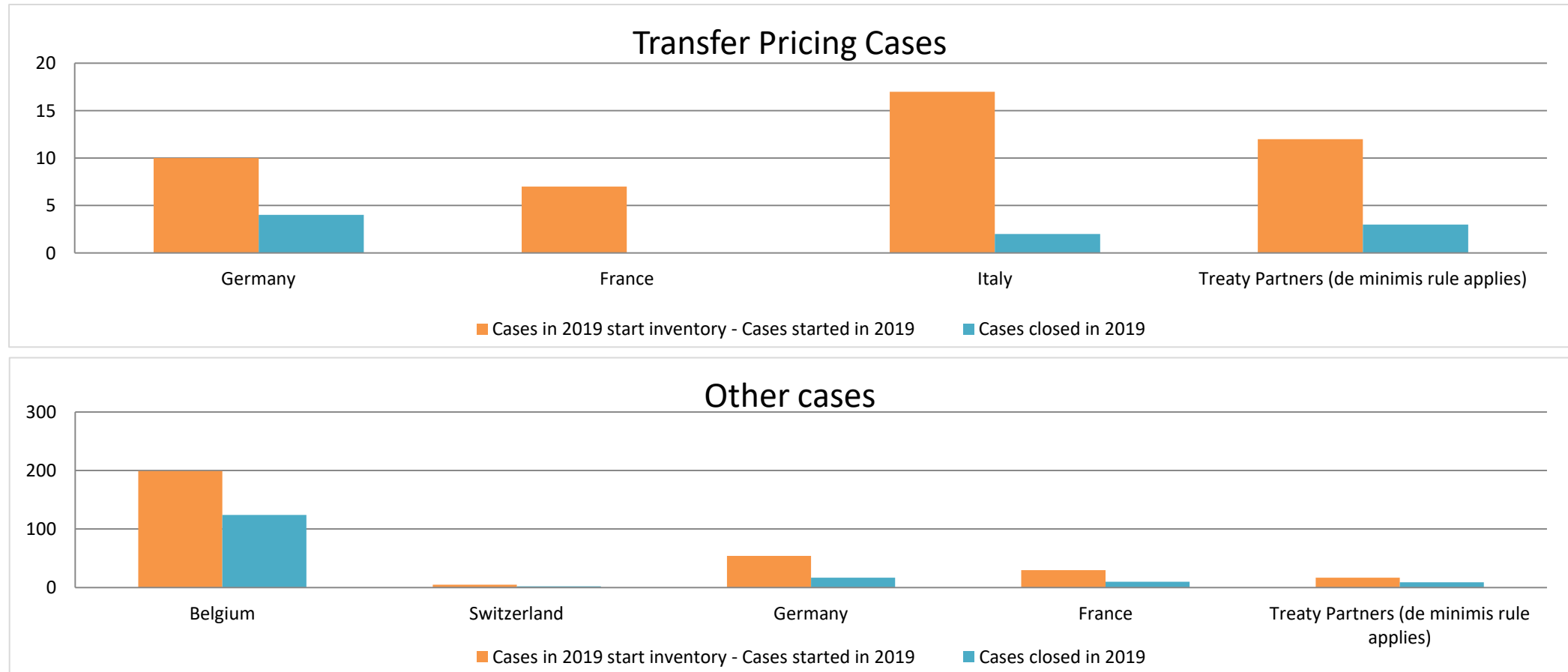
Note: the average time taken to close MAP cases that started before 1 January 2016 was computed by applying the following rules:
 (i) start date: the date when the MAP request was received; and
 (ii) end date: either the date of the closing letter sent to the taxpayer or the date of final closure of the case if no agreement was reached.

Cases started as from 1 January 2016	Start to End	Receipt to Start	Start to Milestone 1	Milestone 1 to End
Transfer pricing cases	15.08	1.36	12.78	8.57
Other cases	6.18	2.18	6.65	3.55

Note: the average times to close MAP cases that started as from 1 January 2016 were computed according to the MAP statistics reporting framework available at <http://www.oecd.org/tax/dispute/mutual-agreement-procedure-statistics-reporting-framework.pdf>

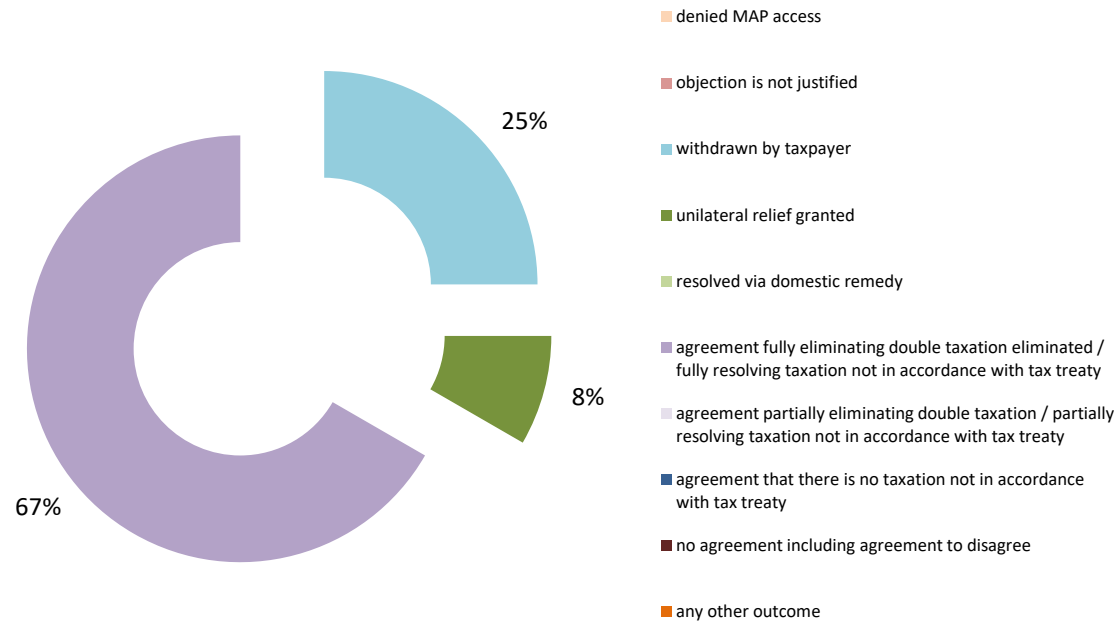
Overview of MAP partners (only for cases started as from 1 January 2016)

Note: the MAP cases started before 1 January 2016 and closed in 2019 are not shown in these graphs

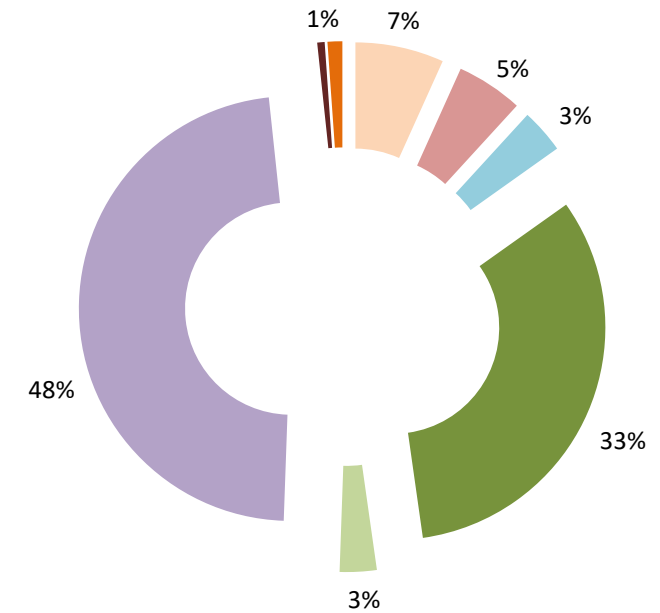


The label "Treaty Partners (de minimis rule applies)" applies to treaty partners with which the number of cases in start inventory plus the number of cases started is at least 5. The relevant MAP statistics are aggregated under this category.

MAP Outcomes - TP cases



MAP Outcomes - other cases



Cases closed by outcome	denied MAP access	objection is not justified	withdrawn by taxpayer	unilateral relief granted	resolved via domestic remedy	agreement fully eliminating double taxation eliminated / fully resolving taxation not in accordance with tax treaty	agreement partially eliminating double taxation / partially resolving taxation not in accordance with tax treaty	agreement that there is no taxation not in accordance with tax treaty	no agreement including agreement to disagree	any other outcome	Total
Transfer pricing cases (all)	0	0	3	1	0	8	0	0	0	0	12
Cases started before 1 January 2016	0	0	0	0	0	3	0	0	0	0	3
Cases started as from 1 January 2016	0	0	3	1	0	5	0	0	0	0	9
Other cases (all)	12	9	6	58	5	85	0	0	1	2	178
Cases started before 1 January 2016	0	1	1	0	1	11	0	0	0	2	16
Cases started as from 1 January 2016	12	8	5	58	4	74	0	0	1	0	162
All cases	12	9	9	59	5	93	0	0	1	2	190

Annex A
MAP Statistics Reporting for the 2019 Reporting Period (1 January 2019 to 31 December 2019)

category of cases	no. of pre-2016 cases in MAP inventory on 1 January 2019	number of pre-2016 cases closed during the reporting period by outcome:										no. of pre-2016 cases remaining in on MAP inventory on 31 December 2019	average time taken (in months) for closing pre-2016 cases during the reporting period
		denied MAP access	objection is not justified	withdrawn by taxpayer	unilateral relief granted	resolved via domestic remedy	agreement fully eliminating double taxation / fully resolving taxation not in accordance with tax treaty	agreement partially eliminating double taxation / partially resolving taxation not in accordance with tax treaty	agreement that there is no taxation not in accordance with tax treaty	no agreement including agreement to disagree	any other outcome		
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7	Column 8	Column 9	Column 10	Column 11	Column 12	Column 13	Column 14
Row 1 Attribution/ Allocation	8	0	0	0	0	0	3	0	0	0	0	5	64.87
Row 2 Others	42	0	1	1	0	1	11	0	0	0	2	26	69.68
Row 3 Total	50	0	1	1	0	1	14	0	0	0	2	31	68.92
Notes:		<p>Potential mismatches between 2019 start inventory and 2018 end inventory</p> <p>15 other MAP cases have been included in addition to the end inventory for 2018 since they were introduced by treaty partners.</p>											
Notes on the computation of average time		<p>The average time taken to close pre-2016 cases was computed by applying the following rules:</p> <p>(i) start date: the date of receipt of the MAP request, and</p> <p>(ii) end date: one of the following ones; the date when the competent authority orders the office responsible for the implementation of the MAP agreement or, if no agreement was reached, the date of receipt of the closing letter from the other competent authority or, in cases where Luxembourg denies access to MAP, the date when the taxpayer is informed of the outcome of the MAP process.</p>											

Table 1: Attribution / Allocation MAP Cases													
Treaty Partner	no. of post-2015 cases in MAP inventory on 1 January 2019	no. of post-2015 cases started during the reporting period	number of post-2015 cases closed during the reporting period by outcome:										no. of post-2015 cases remaining in MAP inventory on 31 December 2019
			denied MAP access	objection is not justified	withdrawn by taxpayer	unilateral relief granted	resolved via domestic remedy	agreement fully eliminating double taxation eliminated / fully resolving taxation not in accordance with tax treaty	agreement partially eliminating double taxation / partially resolving taxation not in accordance with tax treaty	agreement that there is no taxation not in accordance with tax treaty	no agreement including agreement to disagree	any other outcome	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7	Column 8	Column 9	Column 10	Column 11	Column 12	Column 13	Column 14
Germany	6	4	0	0	2	0	0	2	0	0	0	0	6
France	4	3	0	0	0	0	0	0	0	0	0	0	7
Italy	11	6	0	0	0	1	0	1	0	0	0	0	15
Treaty Partners (de minimis rule applies)	8	4	0	0	1	0	0	2	0	0	0	0	9
Treaty Partners (Others)	0	0	0	0	0	0	0	0	0	0	0	0	0
Total	29	17	0	0	3	1	0	5	0	0	0	0	37
Notes:													

Table 2: Other MAP Cases														
Treaty Partner	no. of post-2015 cases in MAP inventory on 1 January 2019	no. of post-2015 cases started during the reporting period	number of post-2015 cases closed during the reporting period by outcome									no. of post-2015 cases remaining in MAP inventory on 31 December 2019		
			denied MAP access	objection is not justified	withdrawn by taxpayer	unilateral relief granted	resolved via domestic remedy	agreement fully eliminating double taxation / fully resolving taxation not in accordance with tax treaty	agreement partially eliminating double taxation / partially resolving taxation not in accordance with tax treaty	agreement that there is no taxation not in accordance with tax treaty	no agreement including agreement to disagree		any other outcome	
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7	Column 8	Column 9	Column 10	Column 11	Column 12	Column 13	Column 14	
Row 1	Belgium	66	133	7	6	3	39	2	66	0	0	1	0	75
	Switzerland	0	5	0	0	0	1	0	1	0	0	0	0	3
	Germany	16	38	4	1	1	9	2	0	0	0	0	0	37
	France	17	13	0	1	0	3	0	6	0	0	0	0	20
Row 2	Treaty Partners (de minimis rule applies)	10	7	1	0	1	6	0	1	0	0	0	0	8
Row 3	Treaty Partners (Others)	0	0	0	0	0	0	0	0	0	0	0	0	0
	Total	109	196	12	8	5	58	4	74	0	0	1	0	143
Notes:														

Table 1: Attribution / Allocation MAP Cases				
Treaty Partner	average time taken (in months) for post-2015 cases from:			
	"Start" to "End"	Receipt of taxpayer's MAP request to "Start"	"Start" to Milestone 1	Milestone 1 to "End"
Column 1	Column 2	Column 3	Column 4	Column 5
Germany	8.92	1.74	5.87	9.61
Italy	7.08	1.15	3.12	4.93
Treaty Partners (de minimis rule applies)	28.61	1.00	29.36	11.18
Total	15.08	1.36	12.78	8.57
Notes:				

Table 2: Other MAP Cases					
Treaty Partner	average time taken (in months) for post-2015 cases from:				
	"Start" to "End"	Receipt of taxpayer's MAP request to "Start"	"Start" to Milestone 1	Milestone 1 to "End"	
Column 1	Column 2	Column 3	Column 4	Column 5	
Row 1	Belgium	5.64	2.11	6.22	2.66
	Switzerland	5.59	2.09	0.00	3.06
	Germany	4.77	2.74	n.a.	n.a.
	France	11.00	2.29	11.97	5.85
Row 2	Treaty Partners (de minimis rule applies)	11.02	1.89	8.37	26.76
	Total	6.18	2.18	6.65	3.55
Notes:					

Table 3: All MAP Cases					
average time taken (in months) for post-2015 cases from:					
	"Start" to "End"	Receipt of taxpayer's MAP request to "Start"	"Start" to Milestone 1	Milestone 1 to "End"	
	Column 1	Column 2	Column 3	Column 4	
Row 1	Total Average Time	6.65	2.13	6.88	3.74
<u>Notes:</u>					