

# **TAXATION OF DERIVATIVES: INTERNATIONAL TAX LAW ISSUES**

Confusion and lack of uniformity: which solution?

## **1° PROBLEM**

CLASSIFICATION OF DERIVATIVE CONTRACTS

### **1° PROBLEM SOLUTION**

ACCOUNTING: ADOPTION OF INTERNATIONAL ACCOUNTING PRINCIPLES  
(IFRS, IAS OR GAAP);

TAXATION-ACCOUNTING CONFORMITY;



## **2° PROBLEM**

CLASSIFICATION OF INCOME ARISING FROM DERIVATIVE CONTRACTS:  
WHICH KIND OF INCOME FROM DERIVATIVES?

### **2° PROBLEM SOLUTION**

DOES OECD MODEL CONVENTION  
PROVIDE FOR AN EXHAUSTIVE TAX TREATMENT OF DERIVATIVES?

IF NOT, REFORM OF:

OECD MODEL TAX CONVENTION: A NEW ARTICLE?

OECD MODEL TAX CONVENTION COMMENTARIES: CLARIFICATIONS?