

Inhaltsverzeichnis

Series Editor's Preface	V
Editors' Preface	VII
List of Authors	XI
<i>Tarini Chaudhary</i>	
Chapter 1 – History of Arbitration in Tax Treaty Law	1
<i>Angelina Papulova</i>	
Chapter 2 – Comparison of Arbitration under Tax Treaties and Other State-State Arbitration Clauses	27
<i>Marin Aleksandrov Mermerski</i>	
Chapter 3 – The cautionary tale of investment arbitration – lessons to be learned for tax treaties	49
<i>Ana Elena Dominguez Gonzalez</i>	
Chapter 4 – The Need for Arbitration in Tax Treaties: Deficiencies of the Mutual Agreement Procedure under the OECD and UN Model Conventions	71
<i>Francisco Xavier Ramos Franco</i>	
Chapter 5 – Arbitration under the OECD Model Convention	89
<i>Denisse Borja Rendon</i>	
Chapter 6 – Arbitration under the UN Model Convention	109
<i>Rodolfo Gregório de Paiva Silva</i>	
Chapter 7 – Minimum standards for MAP in light of BEPS project – BEPS Action 14 and the Peer Review	127
<i>Verónica Barone</i>	
Chapter 8 – The Impact of BEPS Action 14 on Arbitration	167
<i>Yhestryll Mc Cree</i>	
Chapter 9 – Arbitration under the US Model Convention	189
<i>Paola M. Plantamura</i>	
Chapter 10 – Arbitration Pursuant to the MLI	209
Majdanska/Turcan (Eds), OECD Arbitration in Tax Treaty Law	XVII

Inhaltsverzeichnis

<i>Simone S. Schiavini</i>	
Chapter 11 – Practical Impact of the MLI Arbitration Clause on Bilateral Tax Treaties	231
<i>Joni Korhonen</i>	
Chapter 12 – Comparison of the Arbitration Clause under the MLI with the Clauses under the OECD, US, and UN Model Conventions and the EU Arbitration Directive	273
<i>Alejandro del Valle Jiménez</i>	
Chapter 13 – Comparative Study of Different Types of Arbitration Clauses	297
<i>Ivo Grlica</i>	
Chapter 14 – Baseball Arbitration: Comparison of the Rules under the U.S.-Canada Tax Treaty with the Rules under the Multilateral Instrument	317
<i>Mohit Agarwal</i>	
Chapter 15 – Arbitration Provisions in Selected Canadian Tax Treaties in Respect of Canada	337
<i>Gela Barshovi</i>	
Chapter 16 – Arbitration Provisions in US Tax Treaties	357
<i>Daniel Miotto</i>	
Chapter 17 – Arbitration under Dutch Tax Treaties	381
<i>Atsushi Onishi</i>	
Chapter 18 – Arbitration Provisions in Japanese Tax Treaties: Reasoning Behind the Introduction of Arbitration and Types of Provisions Used	401
<i>Cristóbal Pérez Jarpa</i>	
Chapter 19 – Arbitration under the EU Arbitration Convention	425
<i>Giuseppe Antonino Corciulo</i>	
Chapter 20 – Arbitration under the Dispute Resolution Directive – Does the Directive solve the problems encountered with the EU Arbitration Convention?	447
<i>Benjaporn Jitburut</i>	
Chapter 21 – Arbitration in Developing Countries: Concerns and Possible Solutions, Policy Consideration, A Case Study for Thailand	469
<i>Roberto Codorniz Leite Pereira</i>	
Chapter 22 – Arbitration in International Tax Law and Taxpayers' Rights: A comparative and critical approach	493

<i>Petra Kamíková</i>	
Chapter 23 – The Selection of Arbitrators: Comparison of the Different Approaches under International Instruments	519
<i>Manuel Alejandro Rubio Arévalo</i>	
Chapter 24 – Arbitration and Domestic Remedies	543
<i>Helen Mariel Seixas Chang</i>	
Chapter 25 – The Legal Nature of Arbitral Awards and Their Implementation	567
<i>Isabel Maradey</i>	
Chapter 26 – Arbitration and Human Rights	593
<i>Julian Armando Mortera Cavazos</i>	
Chapter 27 – Arbitration of Tax Matters Based on Bilateral Investment Agreements	613
<i>Cesar Ozolins Manzione</i>	
Chapter 28 – Non-binding dispute resolution mechanisms as a possible alternative or precursor to arbitration	635
<i>Jana Fuksová</i>	
Chapter 29 – The CJEU as a Court of Arbitration (I) – The role of the CJEU under the Austria – Germany double tax convention	663
<i>Timoleon Angelos Christodoulopoulos</i>	
Chapter 30 – The CJEU as a Court of Arbitration (II) – The role of the CJEU under the Arbitration Directive	689
<i>Cristina Camino</i>	
Chapter 31 – The Future of Arbitration: Towards an International Tax Court?	711