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Grunderwerbsteuer Stefan Gottwald

Scott C. Dulebohn



Grunderwerbsteuer Stefan Gottwald:

Grunderwerbsteuer bei der Gründung und Umstrukturierung von Personen- und Kapitalgesellschaften im Unternehmensverbund Michael Baumann, 2004-05-27 Inhaltsangabe Problemstellung Die Bedeutung der Grunderwerbsteuer in Zusammenhang mit Unternehmensumstrukturierungen ist in den letzten Jahren erheblich gestiegen Dies ist insbesondere auf folgende Tatsachen zurückzuführen Durch das Umwandlungssteuergesetz 1995 und die Neufassung des 8b Abs 2 KStG sind einerseits die Möglichkeiten der Unternehmensumstrukturierungen ohne zusätzliche ertragssteuerliche Belastung erheblich erweitert worden Andererseits hat die Belastung von Umstrukturierungen durch die Grunderwerbsteuer deutlich zugenommen Verantwortlich hierfür sind im Wesentlichen die durch das Jahressteuergesetz 1997 und durch das Steuerentlastungsgesetz 1999 2000 2002 eingeführten Verschärfungen Im Einzelnen sind dies die Anhebung des Steuersatzes von 2 v H auf 3 5 v H die Anbindung der Bemessungsgrundlage an die Grundbesitzwerte des 138 Abs 2 oder 3 BewG in bestimmten Fällen und die Einführung eines zusätzlichen Ersatztatbestands in 1 Abs 2a GrEStG sowie die Absenkung der Grunderwerbsteuer auslassenden Beteiligungshöhe in § 1 Abs 3 GrEStG von 100 v H auf 95 v H Aufgrund der geringeren ertragsteuerlichen Belastung bei gleichzeitig gestiegener grunderwerbsteuerlicher Belastung können grunderwerbsteuerliche Aspekte bei der Planung von Umstrukturierungen in den Vordergrund treten oder diese im Einzelfall sogar verhindern Ziel dieser Arbeit ist es die aus Gründung und Umstrukturierungen resultierenden grunderwerbsteuerlichen Konsequenzen strukturiert darzustellen und im Anschluss daran Möglichkeiten aufzuzeigen wie grunderwerbsteuerliche Belastungen vermieden werden können Dabei ist in die Untersuchungen mit einzubeziehen dass das Grunderwerbsteuerrecht Kapitalgesellschaften anders behandelt als Personengesellschaften Dies wird insbesondere anhand der Vergünstigungsvorschriften nach den 5 und 6 GrEStG für Gesamthandsgemeinschaften und der speziell auf Personengesellschaften zugeschnittenen Besteuerungsvorschrift des 1 Abs 2a GrEStG deutlich Der Fokus der Betrachtung soll allein schon aufgrund der Tatsache dass die Mehrzahl aller Umstrukturierungen gruppenintern durchgeführt werden auf dem Unternehmensverbund liegen Für derartige Umstrukturierungen gelten keine besonderen Befreiungsvorschriften und die durch die Neuordnung ausgelassene Grunderwerbsteuer ist nicht nur ein latentes Kostenhindernis sondern führt aufgrund des ausbleibenden externen Liquiditätszuflusses zu einer zusätzlichen Belastung Die **Umstrukturierung inländischer Konzerne unter Beachtung des § 6a GrEStG** Niels Arnold, 2015-08-06 Niels Arnold untersucht welche Ansatzpunkte es für Umstrukturierungen in deutschen Konzernstrukturen gibt wenn eine Begünstigung nach 6a GrEStG genutzt werden soll Diese gerade für die Praxis wesentliche Frage behandelt der Autor erstmals umfassend und unter Berücksichtigung aktueller Rechtsentwicklungen wobei er das Verständnis der Finanzverwaltung als Grundlage heranzieht Dieser Verwaltungsauffassung steht indes in wesentlichen Bereichen die im Schrifttum geäußerte Kritik unversöhnlich gegenüber Daher behandelt der zweite zentrale Forschungsbereich dieser Studie den steuerpolitischen Reformbedarf um eine

sachgerechte Umsetzung der Konzernklausel sicherzustellen Immobilienverwaltende Kapitalgesellschaften Horst Haasmann, 2015-03-11 Horst Haasmann untersucht unter Berücksichtigung von Ertrag und Grunderwerbsteuerlichen Überlegungen für welche Investoren sich die Zwischenschaltung einer immobilienverwaltenden Kapitalgesellschaft eignet Investitionsentscheidungen sind nicht immer leicht zu treffen Die steuerlichen Auswirkungen einer Investitionsentscheidung werden stark vom gewählten Vorgehen beeinflusst So kommt neben einer Direktinvestition in eine Immobilie beispielsweise die Zwischenschaltung einer immobilienverwaltenden Kapitalgesellschaft alternativ infrage Der Autor verdeutlicht seine Ausführungen dabei durch viele praxisorientierte Hinweise auf die aktuelle Rechtsprechung Problemfelder sowie Gestaltungsüberlegungen **Neue juristische Wochenschrift**, 2007 2011, 2013-03-01 Particularly in the humanities and social sciences festschrifts are a popular forum for discussion The IJBF provides quick and easy general access to these important resources for scholars and students The festschrifts are located in state and regional libraries and their bibliographic details are recorded Since 1983 more than 639 000 articles from more than 29 500 festschrifts published between 1977 and 2010 have been catalogued Die Selbstbindung des Erblassers im deutschen und französischen Recht Fabian Laurent Schirmer, 2019-05-06 Ein Odium heißt es begleitet die erbrechtliche Bindung wie sie durch Erbvertrag oder Schenkung von Todes wegen durch den Erblasser selbst hervorgebracht werden kann Sie gilt sowohl im deutschen als auch im französischen Recht als eine Beschränkung der Testierfreiheit sodass von Freiheit auch dann gesprochen wird wenn dem Erblasser verboten ist eine erbrechtliche Bindung einzugehen Nicht nur das Verbot der Erbverträge im Code civil die prohibition des pactes sur succession future sondern auch die Vorgaben des BGB offenbaren hier ein restriktives Verständnis erbrechtlicher Privatautonomie Vor diesem Hintergrund wird in beiden Rechtsordnungen große Sorgfalt auf die diffizile Unterscheidung zwischen Vertragsfreiheit auf der einen und Ausbung von Testierfreiheit auf der anderen Seite gelegt d h die Abgrenzung von Rechtsgeschäften unter Lebenden und von Todes wegen Die vorliegende Arbeit wurde mit dem Fachbereichs Preis des Fachbereichs Rechtswissenschaften für das akademische Jahr 2017/2018 der Philipps Universität Marburg ausgezeichnet

Deutsche Nationalbibliographie und Bibliographie der im Ausland erschienenen deutschsprachigen Veröffentlichungen, 2009 **Karlsruher juristische Bibliographie**, 2005 **Immobilienaktiengesellschaften als alternatives Investment** Matthias Schreier, 2002 Borsennotierte Immobilienaktiengesellschaften sind eine in Deutschland noch relativ unbekannte Möglichkeit um sich indirekt an Immobilienportfolios oder an Immobiliengeschäften zu beteiligen Zwar existieren zahlreiche Gesellschaften die zum Teil auch auf eine lange Tradition zurückblicken können und in Einzelfällen auch einen bedeutenden Borsenwert erreicht haben doch ist ihre Position im Vergleich zu den bekannten Immobilienfonds nicht eindeutig definiert und dem Anlegerpublikum nicht transparent Der 1. Abschnitt der Arbeit beschreibt deshalb die Marktstrukturen und die charakteristischen Eigenschaften von Immobilienaktiengesellschaften in Deutschland in fünf weiteren europäischen Ländern und in den USA Im 2. Abschnitt werden die deutschen Immobilienfonds insbesondere die

Immobilieninvestmentfonds als potentielle Substitutionskonkurrenten der Immobilienaktiengesellschaft dargestellt. Hierbei zeigen sich deutliche Unterschiede in der rechtlichen und wirtschaftlichen Struktur dieser indirekten Immobilienanlageformen. Bestimmt wird die eigenständige Stellung der Immobilienaktie durch die Untersuchung ihrer Asset-Eigenschaften im 3. Abschnitt. Sowohl bei einer theoretischen Analyse nach den klassischen Anlagekriterien Rentabilität, Sicherheit und Fungibilität als auch bei der konkreten Messung ihrer Performance und ihres Diversifikationspotentials zeigen deutsche Immobilienaktien spezifische Ausprägungen. Im abschließenden 4. Abschnitt der Arbeit werden die unterschiedlichen Kennzahlen erläutert, mit denen Immobilienaktiengesellschaften fundamental bewertet werden können. Ein besonderes Augenmerk liegt hierbei auf dem im angloamerikanischen Raum populären Net Asset Value.

Deutsche Nationalbibliografie, 2004-07 **Grunderwerbsteuer** Stefan Behrens, Elke Böing, Stefan Gottwald, Marcel Seemaier, Wolf-Dieter Tölle, 2024-12 *Die steueroptimale Übertragung von Kapitalgesellschaftsanteilen im Rahmen der vorweggenommenen Erbfolge* Stefan Königer, 2012 **Bibliographie internationale de la littérature périodique dans les domaines des sciences humaines et sociales**, 2005 **German books in print**, 2002 Grunderwerbsteuer Stefan Gottwald, 2013 **Grunderwerbsteuer** Stefan Gottwald, 2004 Juristenzeitung, 2003 **Grunderwerbsteuer** Stefan Gottwald, 2002 Grunderwerbsteuer Stefan Gottwald, Stefan Behrens, 2018-11-15

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own and has evolved as a unique style of budo it incorporates a mix of ju jutsu and elements of ken jutsu and okinawan karate distinguishing itself from other karate styles

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web in 1951 Ōtsuka awarded tatsuo suzuki the rank of 5th dan the highest rank awarded in wadō ryū at that time in 1952 the wadō ryū headquarters honbu was established at the meiji university dojo in tokyo in 1954 its name was changed to zen nippon karate renmei all japan karate federation

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web history of wado ryu karate do a martial art born from the essence of jujitsu karate and kenjutsu history and timeline of the development of wado ryu karate do 1300 karate takes its early origins from the ryukyu islands now called okinawa japan

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