Submitted by email to: taxpublicconsultation@oecd.org

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REPSOL INPUT ON 2020 REVIEW OF BEPS ACTION 14

Dear Secretariat Team,

REPSOL Is a Spanish based multi-energy company. With over 25,000 employees and presence in 35 countries, our activities range from oil and gas exploration and production to refining, chemicals, new low carbon business, renewable energy production as well as providing multi-energy products and related services for your everyday life. REPSOL is committed to the responsible payment of taxes, through the application of good practices in the management of our fiscal affairs and being transparent; in 2019, REPSOL paid over 13 billion euros in taxes[1].

REPSOL thanks the OECD for the opportunity to submit comments on the 2020 review of the BEPS Action 14 Minimum Standard, and specifically, to relay taxpayers' experiences with cross-border dispute resolution and suggestions for improvement, including as relates to additional elements to strengthen the Action 14 Minimum Standard and the MAP Statistics Reporting Framework.

In our opinion, the definition and operation of the Action 14 standards and review mechanism has been a necessary and relevant achievement of the BEPS project and we congratulate the OECD on the successful implementation of this program.

Making dispute resolution mechanisms more effective is essential to foster economic growth, increase tax certainty and reducing tax litigation, which are central elements in the post-BEPS tax environment.

The new and complex rules emerging after BEPS, the need of subjective judgment for their application and the involvement of several tax administrations and interested parties, generate an increased level of uncertainty and promote tax litigation. Under this scenario, the development of new mechanisms to solve disputes – agile, efficient and respectful with the taxpayer's rights- and avoid double taxation, become essential requirements for a successful

[1] Please see our 2019 Tax Contribution Report and our public Country by Country report for additional information:
https://www.repsol.com/imagenes/global/en/2019_tax_contribution_report_tcm14-175442.pdf
https://www.repsol.com/imagenes/global/en/2019_country_by_country_report_tcm14-206359.pdf

application of these new tax rules and their compatibility with the constitutional principles in force in the majority of the Inclusive Framework member jurisdictions.

Furthermore, there are still some areas of improvement to achieve full and practical virtuality of Action 14; the more countries implement the standards in a timely a complete manner, the better the effects of the program will be, meaning this clear benefits for both MNEs and tax administrations. It is therefore worthy that the OECD and the IF (with the support of the business community) keeps on working in this direction, so an efficient system is ensured to be put place for all the participants.

In light of the above and in order to avoid reiteration, we hereby would like to **support the written comments submitted by Business at OECD (BIAC)** regarding this consultation. As active members of this business organization, we consider that these comments reflect our views and experiences on the main elements and functioning of Action 14.

Sincerely,

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