

KPMG AEOI Updates & Tracking Service CRS Alert

Date: 30 May 2023

Alert Type: Document

Country: Luxembourg

Regime: CRS

Document Type: Legislation

Luxembourg: Issued Bill to Implement DAC7

On 03 May 2023, the Luxembourg Parliament passed a bill amending Council Directive (EU) 2021/514 of 22 March 2021 to implement DAC7. The bill was amended to extend the tax transparency rules for platform operators including General Data Protection Regulation (GDPR) obligations impacting Common Reporting Standard (CRS) and additional reporting requirements for Reporting Financial Institutions (FIs) with respect to reportable account holders.

The bill notes that each Luxembourg FI shall:

- a. notify each individual involved that their information will be gathered and transmitted in accordance with the law.
- b. provide each individual with all the information they may have access to from the controller within a reasonable timeframe that allows them to exercise their data protection rights. This must be done before any information is shared with the Luxembourg Tax Authority (ACD).

The implementation of DAC7 mandates reporting FIs to notify their individual account holders/investors subject to CRS reporting of all the information to be reported prior to the submission, thus imposing an annual notification requirement. The notification requirement is effective for the 2022 reporting year. Thus, FIs will need to ensure that they adhere to the new notification requirement immediately, for 2023 reporting.

Reference (French): [Decree N° 8029](#) [PDF 1,140KB]

For information on KPMG's global AEOI network professionals, please email [GO-FM AEOI Program Support](#).

For more information on KPMG AEOI Updates & Tracking Service, please see [here](#).

For additional summaries of the latest AEOI developments, please visit KPMG's TaxNewsFlash-FATCA/IGA/CRS Insights page, [here](#).

Luxembourg Contacts:



Jean Kizito

Partner

jean.kizito@kpmg.lu

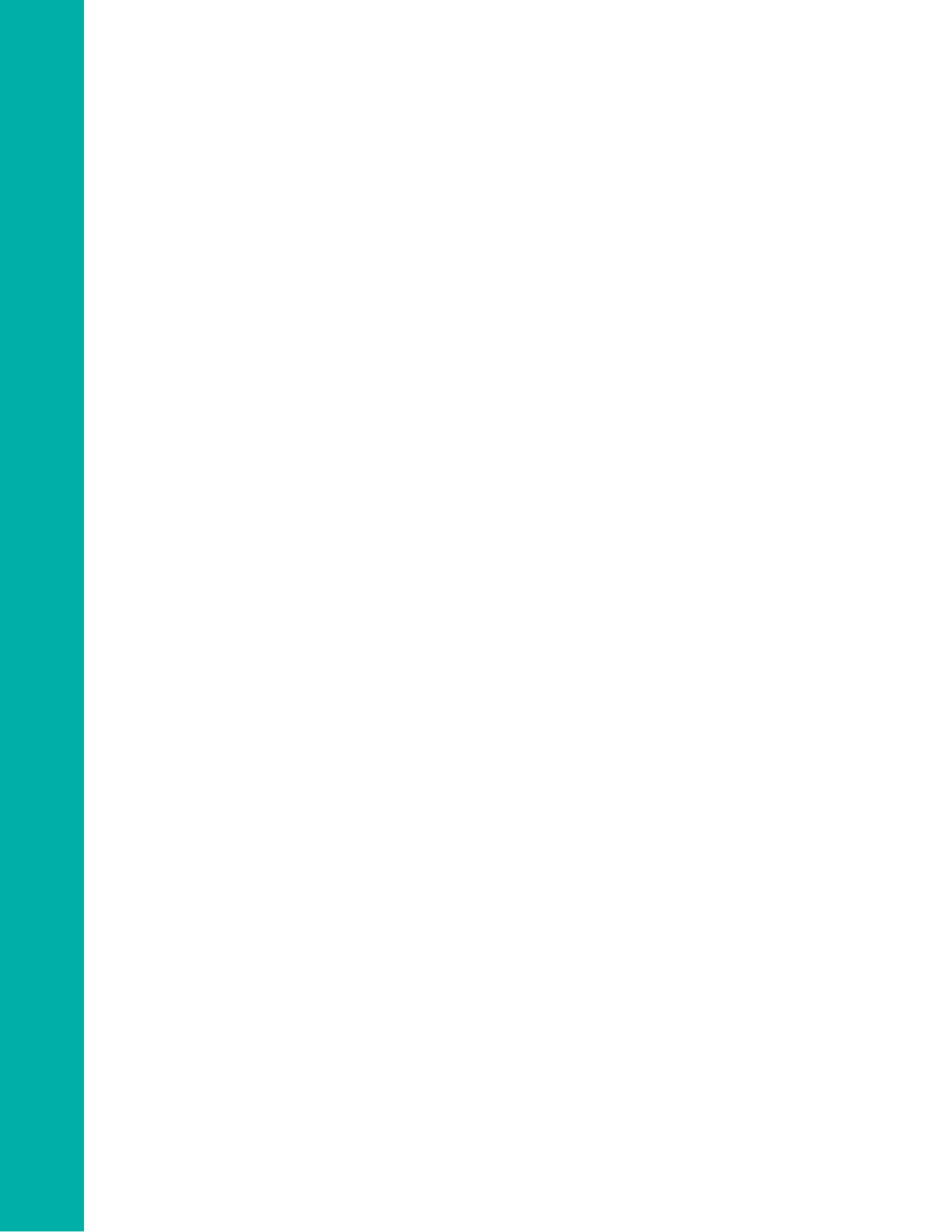
Additional Contacts:



Ulrike Menn

Director

ulrike.menn@kpmg.lu



Contact us

Cyrus Daftary

Principal

+1 212 954 6096

cdaftary@kpmg.com

Laurie Hatten-Boyd

Principal

+1 206 213 4001

lhattenboyd@kpmg.com

www.kpmg.com

kpmg.com/socialmedia



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