



OVERVIEW OF TAX CHANGES FROM 1 JANUARY 2022

Dear Partner,

You will find below a table summarising, by country of residence of the policyholder, the legislative changes that will take place on 1 January 2022 on the tax regime applicable to life insurance and/or capital accumulation policies.

	FROM 1 JANUARY 2022	BEFORE 1 JANUARY 2022
Belgium	<p>Decree of the Walloon Parliament of 27 December 2021 on various provisions for a fairer tax. Certain provisions aimed at limiting the tax attractiveness of estate planning via life insurance come into force on 1 January 2022:</p> <ul style="list-style-type: none"> ■ Extension of the tax survival period for donations not subject to registration duty from three to five years. ■ Reinforcement of the inheritance tax regime for life insurance policies in the presence of donations or transfers of post-mortem rights. 	<p>The law of 17 February 2021 provides for the introduction of an annual tax of 0.15% on securities accounts (including securities accounts held by insurance companies in the context of branch 23 life insurance policies) with an average value of more than €1 million.</p> <p>Securities accounts held by insurance undertakings not established in Belgium with financial institutions not established in Belgium are not covered by this law.</p> <p>Various appeals for the annulment of this law have been lodged with the Belgian Constitutional Court whose decision is not expected before June 2022.</p>
Spain	No changes to report.	<p>Law No. 11/2021 of 9 July 2021 on the prevention of and fight against tax fraud amends, inter alia, the provisions of Article 17 of Law No. 19/1991 concerning wealth tax. From now on, the value on 31 December of life insurance policies for which an irrevocable beneficiary has been designated and of life insurance policies without surrender options is subject to wealth tax.</p>
France	No changes to report.	<p>In accordance with Article 1649 AA of the French General Tax Code (CGI), French tax residents are required to declare, at the same time as their income tax return, capital accumulation policies or investments of the same nature, in particular life insurance policies, taken out outside France.</p> <p>Decree no. 2021-184 of 18 February 2021 specifies the content of the declaration as provided for in Article 344 C of Appendix III of the CGI.</p> <p>This declaration must now indicate for each policy:</p> <ol style="list-style-type: none"> a) Identification of the policyholder: surname, first name, address, date and place of birth; b) The address of the head office of the insurance undertaking or similar body and, where appropriate, of the branch providing cover; c) The name of the policy, its references and the nature of the risks covered; d) The time from which the risk is covered and the duration of that coverage; e) The effective dates of the endorsements that occurred during the year concerned; f) The effective date and amount of each full or partial settlement transaction in the year concerned; g) The total amount of premium payments made during the year concerned; h) Where applicable, the surrender value or the amount of the guaranteed capital, including in the form of an annuity, as at 1 January of the year of the declaration.

	FROM 1 JANUARY 2022	BEFORE 1 JANUARY 2022
Luxembourg	<p>The law of 17 December 2021 concerning the State revenue and expenditure budget for the financial year 2022 as well as the Grand-Ducal Regulation of 17 December 2021 amending the Grand-Ducal Regulation of 25 July 2002 implementing Article 111bis, paragraph 1 of the amended law of 4 December 1967 on income tax modify certain provisions of Article 111bis LIR:</p> <ul style="list-style-type: none"> ■ At the taxpayer's option, the entire accumulated savings can be repaid either as a capital sum, or as a life annuity payable monthly, or as annual withdrawals, or in a combined manner. ■ Early repayment of the accumulated savings may exceptionally be allowed for reasons of serious illness or disability of the policyholder. The entire prepayment is then taxable under Article 99, number 4 ITA. ■ The two investment formulas "stock" and "flows" setting the maximum equity exposure threshold according to the age of the policyholder are now deleted. <p>These new provisions are applicable from the 2022 tax year.</p>	No changes to report.
Portugal	No changes to report.	
Italy	No changes to report.	
United Kingdom	No changes to report.	

Please speak to your usual contacts if you have any questions in this regard.

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