

## Foreword

These Guidelines are a revision of the OECD Report *Transfer Pricing and Multinational Enterprises* (1979). They were approved in their original version by the Committee on Fiscal Affairs on 27 June 1995 and by the OECD Council for publication on 13 July 1995.

Since their original version, these Guidelines have been supplemented:

- By the report on intangible property and services, adopted by the Committee on Fiscal Affairs on 23 January 1996 [DAFFE/CFA(96)2] and noted by the Council on 11 April 1996 [C(96)46], incorporated in Chapters VI and VII;
- By the report on cost contribution arrangements, adopted by the Committee on Fiscal Affairs on 25 June 1997 [DAFFE/CFA(97)27] and noted by the Council on 24 July 1997 [C(97)144], incorporated in Chapter VIII;
- By the report on the guidelines for monitoring procedures on the OECD Transfer Pricing Guidelines and the involvement of the business community [DAFFE/CFA/WD(97)11/REV1], adopted by the Committee on Fiscal Affairs on 24 June 1997 and noted by the Council on 23 October 1997 [C(97)196], incorporated in the annexes;
- By the report on the guidelines for conducting advance pricing arrangements under the mutual agreement procedure, adopted by the Committee on Fiscal Affairs on 30 June 1999 [DAFFE/CFA(99)31] and noted by the Council on 28 October 1999 [C(99)138], incorporated in the annexes;
- By the report on the transfer pricing aspects of business restructurings, adopted by the Committee on Fiscal Affairs on 22 June 2010 [CTPA/CFA(2010)46] and approved by the Council on 22 July 2010 [Annex I to C(2010)99], incorporated in Chapter IX;
- By the report on the guidance for tax administrations on the application of the approach to hard-to-value intangibles, adopted by the Committee on Fiscal Affairs on 4 June 2018 [CTPA/CFA/NOE2(2018)25], incorporated in the annexes; and,

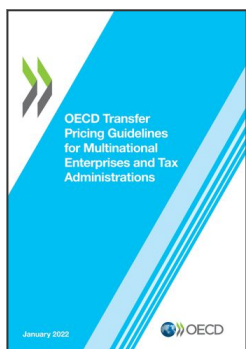
- By the report on the transfer pricing aspects of financial transactions, adopted by the Committee on Fiscal Affairs on 20 January 2020 [CTPA/CFA/NOE2(2019)75], incorporated in Section D.1.2.2 of Chapter I and in Chapter X.

In addition, these Guidelines have been modified:

- By an update of Chapter IV, adopted by the Committee on Fiscal Affairs on 6 June 2008 [CTPA/CFA(2008)30/REV1] and an update of the Foreword and of the Preface, adopted by the Committee on Fiscal Affairs on 22 June 2009 [CTPA/CFA(2009)51/REV1], approved by the Council on 16 July 2009 [C(2009)88];
- By a revision of Chapters I-III, adopted by the Committee on Fiscal Affairs on 22 June 2010 [CTPA/CFA(2010)55] and approved by the Council on 22 July 2010 [Annex I to C(2010)99]; and
- By an update of the Foreword, of the Preface, of the Glossary, of Chapters IV-VIII and of the annexes, adopted by the Committee on Fiscal Affairs on 22 June 2010 [CTPA/CFA(2010)47] and approved by the Council on 22 July 2010 [Annex I to C(2010)99].
- By a revision of Section E on safe harbours in Chapter IV, and the addition of another Annex to this Chapter including three sample Memoranda of Understanding to establish bilateral safe harbours, adopted by the Committee on Fiscal Affairs on 26 April 2013 [CTPA/CFA(2013)23] and approved by the Council on 16 May 2013 [C(2013)69].
- By a revision of Chapters I, II, V-VIII by the Report on BEPS Actions 8-10 *Aligning Transfer Pricing Outcomes with Value Creation* and the Report on BEPS Action 13, *Transfer Pricing Documentation and Country-by-Country Reporting*, endorsed by the Council on 1 October 2015 [C(2015)125/ADD8 and C(2015)125/ADD11].
- By a revision of Chapter IX adopted by the Committee on Fiscal Affairs on 31 December 2016 [CTPA/CFA/NOE2(2016)76] and approved by the Council on 3 April 2017 [C(2017)37].
- By an update of the Foreword, of the Preface, of the Glossary, of Chapters I-IV and of the annexes, adopted by the Committee on Fiscal Affairs on 19 May 2017 [CTPA/CFA/NOE2(2017)21];
- By a revision of Section C on the transactional profit split method in Part III of Chapter II and of the annexes, adopted by the Committee on Fiscal Affairs on 4 June 2018 [CTPA/CFA/NOE2(2018)24].

- By an update of the Foreword, of the Preface, of the Glossary, of Chapters I-IX and of the annexes, adopted by the Committee on Fiscal Affairs on 7 January 2022 [CTPA/CFA/NOE2(2021)52].

These Guidelines will continue to be supplemented with additional guidance addressing other aspects of transfer pricing and will be periodically reviewed and revised on an ongoing basis.



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