ELVINGER HOSS
LUXEMBOURG LAW

Contribution to account 115 and participation exemption

On 31 March 2022, the Higher Administrative Court (*Cour Administrative*) confirmed the judgement of the Luxembourg Lower Administrative Court (*Tribunal Administratif*) dated 11 May 2021 and ruled that contributions to the Account 115 are not to be taken into account when determining if the EUR 1.2 million minimum acquisition price condition is met for the application of the Luxembourg participation exemption.

A detailed analysis of the ruling will be published soon.

Meanwhile, please read **here** for more information on the judgement.

For any further information please contact us or visit our website at **www.elvingerhoss.lu**.

The information contained herein is not intended to be a comprehensive study or to provide legal advice and should not be treated as a substitute for specific legal advice concerning particular situations.

We undertake no responsibility to notify any change in law or practice after the date of this newsletter.

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