

THE MYTH OF OWNERSHIP

Taxes and Justice

LIAM MURPHY
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Myth Of Ownership Taxes Justice

Nevia Čičin-Šain, Mario Riedl



Myth Of Ownership Taxes Justice:

The Myth of Ownership Liam Murphy, Thomas Nagel, 2002-04-11 In a capitalist economy taxes are the most important instrument by which the political system puts into practice a conception of economic and distributive justice Taxes arouse strong passions fueled not only by conflicts of economic self interest but by conflicting ideas of fairness Taking as a guiding principle the conventional nature of private property Murphy and Nagel show how taxes can only be evaluated as part of the overall system of property rights that they help to create Justice or injustice in taxation they argue can only mean justice or injustice in the system of property rights and entitlements that result from a particular regime Taking up ethical issues about individual liberty interpersonal obligation and both collective and personal responsibility Murphy and Nagel force us to reconsider how our tax policy shapes our system of property rights *The Myth of Ownership* , **Tax Justice and Tax**

Law Dominic de Cogan, Peter Harris, 2020-11-12 Most people would agree that tax systems ought to be just and perhaps a great deal more just than they are at present What is more difficult is to agree on what tax justice is This book considers a range of different approaches to and ideas about the nature of tax justice and covers areas such as imbalances in international tax arrangements that deprive developing countries of revenues from natural resources and allow wealthy taxpayers to use tax havens protests against governments and large business attempts to influence policy through more technical means such as the OECD's Base Erosion and Profits Shifting project interpersonal matters such as the ways in which tax systems disadvantage women and minorities the application of wider philosophical or economic theories to tax systems The purpose of the book is not to iron out these underlying differences into a grand theory but rather to gain a more precise understanding of how and why we disagree about tax justice In doing so the editors are assisted by a stellar cast of contributors from four continents with a wide variety of views and experiences but a common interest in this central question of how to agree and disagree about tax justice This is of course not only an intellectual exercise but also a necessary precursor to achieving real world change **Tax Justice and the Political Economy of Global Capitalism, 1945 to the**

Present Jeremy Leaman, Attiya Waris, 2013-06-01 Tax justice has become an increasingly central issue of political debate in many countries particularly following the cardiac arrest of global financial services in 2008 and the subsequent worldwide slump in trade and production The evident abuse of tax systems by corporations and rich individuals through tax avoidance schemes and offshore shadow banking is increasingly in the public eye Above all the political challenges of recovery and structural reform have raised core issues of burden sharing and social equity on the agendas of both civil society groups and political elites Democratic states need tax revenue to fund public goods and combat public bads with any degree of legitimacy The contributions to this book discuss the haphazard evolution of contemporary taxation systems their contradictory effects in a globalized economy and the urgency of their reform as a precondition for social justice *Tax Law, Religion, and Justice* Allen Calhoun, 2021-03-08 This book asks why tax policy is both attracted to and repelled by the

idea of justice Accepting the invitation of economist Henry Simons to acknowledge that tax justice is a theological concept the work explores theological doctrines of taxation to answer the presenting question The overall message of the book is that taxation is an instrument of justice but only when taxes take into account multiple goods in society the requirements of the government the property rights of society's members and the material needs of the poor It is argued that this answer to the presenting question is a theological and ethical answer in that it derives from the insistence of Christian thinkers that tax policy take into account material human need *necessitas* Without the *necessitas* component of the tax balance tax systems end up honoring only one of the three components of the tax equation and cease to reflect a coherent idea of justice The book will be of interest to academics and researchers working in the areas of tax law economics theology and history

Tax and Government in the 21st Century Miranda Stewart, 2022-09-08 With an accessible style and clear structure Miranda Stewart explains how taxation finances government in the twenty first century exploring tax law in its historical economic and social context Today democratic tax states face an array of challenges including the changing nature of work the digitalisation and globalisation of the economy and rebuilding after the fiscal crisis of the COVID 19 pandemic Stewart demonstrates the centrality of taxation for government budgets and explains key tax principles of equity efficiency and administration Presenting examples from a wide range of jurisdictions and international developments Stewart shows how tax policy and law operate in our everyday lives ranging from family and working life to taxing multinational enterprises in the global digital economy Employing an interdisciplinary approach to the history and future of taxation law and policy this is a valuable resource for legal scholars practitioners and policy makers

Philosophical Explorations of Justice and Taxation Helmut P. Gaisbauer, Gottfried Schweiger, Clemens Sedmak, 2015-01-20 This volume presents philosophical contributions examining questions of the grounding and justification of taxation and different types of taxes such as inheritance wealth consumption or income tax in relation to justice and the concept of a just society The chapters cover the different levels at which the discussion on taxation and justice takes place On the principal level chapters investigate the justification and grounding of taxation as such and the role taxation plays and should play in the design of justice be it for a just society or a just world order On a more concrete level chapters present discussions of these general reflections in more depth and examine different types of taxation tax systems and their design and implementation On an applied level chapters discuss certain specific taxes such as wealth and inheritance taxes and examine whether or not a certain tax should be favored and for what reasons as well as why it is just to target certain kinds of assets or income Finally this volume contains chapters that discuss the central issue of international and global taxation and their relation to global justice

Philosophical Foundations of the Law of Express Trusts Simone Degeling, Jessica Hudson, Irit Samet, 2024-02-16 Trust law is one of the most important innovations of the law of equity This volume explores foundational questions and key issues underlying the law of trust including the rights of trustees the risk of abuse and trusts as objects of justification Written by a

team of leading scholars this is a major contribution to the study of private law **Justice and the Meritocratic State**

Thomas Mulligan, 2017-12-12 Like American politics the academic debate over justice is polarized with almost all theories of justice falling within one of two traditions egalitarianism and libertarianism This book provides an alternative to the partisan standoff by focusing not on equality or liberty but on the idea that we should give people the things that they deserve Mulligan sets forth a theory of economic justice meritocracy which rests upon a desert principle and is distinctive from existing work in two ways First meritocracy is grounded in empirical research on how human beings think intuitively about justice Research in social psychology and experimental economics reveals that people simply don't think that social goods should be distributed equally nor do they dismiss the idea of social justice Across ideological and cultural lines people believe that rewards should reflect merit Second the book discusses hot button political issues and makes concrete policy recommendations These issues include anti meritocratic bias against women and racial minorities and the United States widening economic inequality Justice and the Meritocratic State offers a new theory of justice and provides solutions to our most vexing social and economic problems It will be of keen interest to philosophers economists and political theorists

Justice, Equality and Tax Law Nevla Čičin-Šain, Mario Riedl, 2022-10-05 An in depth analysis of the specific aspects of justice equality and tax law Justice Equality and Tax Law is a topic that is both old and new at the same time Even if the society changes the demands that tax needs to be just and equal seem to be immutable What changes of course is the perception of the content of those demands International taxation post BEPS has been fraught with new challenges that warranted urgent responses These challenges were mainly provoked by the unprecedented rise of the digital economy which truly marked a change in the way business is conducted how value is created and how goods and services are produced and consumed Digitalization in turn had repercussions on all aspects of taxation direct taxation indirect taxation and even tax procedures For instance the quest for more justice and equality in profit taxes was the reason why in October 2021 a historical deal based on a two pillar solution to address the tax challenges arising from the digitalization of the economy was negotiated within the OECD G20 Inclusive Framework on Base Erosion and Profit Shifting and agreed upon by 137 member countries It was also the motive behind the shift from a typical vendor collection model to an intermediary collection model supported by centralized registration points in indirect taxes notably the VAT GST Abundant data from the European Union or the OECD signaled an ever increasing gap between expected VAT revenues and VAT actually collected making it obvious that the classical system of VAT GST collection was unable to respond to challenges posed by the digital economy Therefore new solutions based on the participation of digital platforms as intermediaries had been introduced Finally new technologies such as blockchain paved new avenues in enhancing tax compliance In this context this volume entitled Justice Equality and Tax Law contains not only a selection of the best master's theses of the full time LL M programme in 2021 2022 but also represents an in depth analysis of various aspects of this evergreen topic Taxation, Economic Prosperity, and Distributive

Justice: Volume 23, Part 2 Ellen Frankel Paul, Fred D. Miller, Jr, Jeffrey Paul, 2006-08-14 Publisher description **The Idea of Justice** Amartya Sen, 2011-05-31 Presents an analysis of what justice is the transcendental theory of justice and its drawbacks and a persuasive argument for a comparative perspective on justice that can guide us in the choice between alternatives

Fairness in International Taxation Ira K Lindsay, Benita Mathew, 2025-02-20 This book explores the thorny normative issues raised by the changing landscape of international tax policy Proposals for taxation of the digital economy and the OECD G20 BEPS framework promise fundamental changes in the international tax system The book features perspectives from legal scholars political theorists and political philosophers on international corporate and individual taxation Contributors advance new theories of international tax justice develop theoretically informed reform proposals and critique influential approaches to international tax reform Key themes include justice in bilateral and multilateral international tax agreements the taxation of cross border workers fair division of tax revenue from multinational corporations and the fairness of the international tax policy making process This book provides new perspectives on leading international tax policy debates analyses the intersection between international distributive justice and contemporary tax policy and proposes innovative ways to meet the demands of tax justice in a global context *The Libertarian Illusion* William E. Hudson, 2007-12-01 Looking at public policy debates in conventional terms in terms of conflict between the left and the right has grown increasingly cumbersome in an era where conservatives call themselves revolutionaries and liberals strike positively Burkean poses when it comes to reforming Social Security or Medicare Through an examination of the libertarian worldview once on the margins of American politics but now in the mainstream William E Hudson shows how it has attracted powerful political supporters and is promoted by a network of institutions and policy advocates dedicated to its ideals The Libertarian Illusion offers a well researched balanced and systematic critique of libertarian policy proposals on both the conservative taxation and fiscal policy health care social security and business regulation and liberal abortion stem cell research and euthanasia sides of the traditional political spectrum Always engaging and provocative Hudson hones in on the fundamental value differences that drive political debate arguing that a more communitarian outlook offers solutions more likely to solve America s policy problems

The Theology of Liberalism Eric Nelson, 2019-10-15 Modern liberal political philosophy is closely associated with post 1945 secularism But Eric Nelson contends that the liberal tradition founded by John Rawls is an unwitting outgrowth of ancient theological debates about justice and evil When we understand this we can better untangle the knotted strands of liberal political thought

Charity Law and the Liberal State Matthew Harding, 2014-10-09 The first sustained consideration of the law of charity from a liberal philosophical perspective

Tax Law in Times of Crisis and Recovery Dominic de Cogan, Alexis Brassey, Peter Harris, 2023-05-04 This book examines the relationship between tax law and crisis In times of environmental financial and public health breakdown policymakers look to tax for solutions Yet these crises also constrain the ways in which tax liabilities can be imposed and administered and limit

the revenues that can be collected What should governments do in these circumstances and what are the wider consequences for states societies and institutions such as the EU The book shows how crises place strain on the basic functions of tax including revenue raising institution building regulation redistribution and the structuring of society These strains bear more heavily on some sections of business and society than others This makes the tax consequences of crisis unpredictable It also means that the best choice of legal response is not merely a technical matter Instead it engages deeper attitudes towards crisis relief change social values and democratic control These issues are highlighted by COVID 19 but are of utmost lasting importance The book takes a comprehensive approach and looks in more depth at the systemic roles that crises play in contemporary tax systems It features an impressive cast of leading researchers across multiple jurisdictions and is essential for policymakers and scholars alike

Modern Monetary Theory and Distributive Justice Justin P. Holt, 2023-10-13 Modern Monetary Theory and Distributive Justice shows how the macroeconomic framework called modern money theory MMT is relevant to the field of political philosophy called distributive justice Many of the macroeconomic assumptions of distributive justice are unstated and unexamined The framework of MMT illuminates these assumptions and provides an alternative vision of distributive justice analysis and prescriptions In particular MMT holds that modern money is a nominal state issued token fiat there is a distinction between nominal assets and real assets that state money as a nominal token can cause changes in real terms and that the macroeconomy has historically not operated at capacity The upshot of these assumptions held by MMT is that state spending can bring about changes in persons well being without traditional redistributive measures via taxation This is in contradistinction to standard assumptions in the distributive justice literature which holds that the macroeconomy is at capacity and thus redistribution is the necessary mechanism for enacting improvements in well being This is a fundamental shift in how distributive justice can be conceived

Taxation Martin O'Neill, Shepley Orr, 2018-07-12 This is the first book to give a collective treatment of philosophical issues relating to tax The tax system is central to the operation of states and to the ways in which states interact with individual citizens Taxes are used by states to fund the provision of public goods and public services to engage in direct or indirect forms of redistribution and to mould the behaviour of individual citizens As the contributors to this volume show there are a number of pressing and thorny philosophical issues relating to the tax system and these issues often connect in fascinating ways with foundational questions regarding property rights public justification democracy state neutrality stability political psychology and other moral and political issues Many of these deep and fascinating philosophical questions about tax have not received as much sustained attention as they clearly merit The aim of advancing the debate about tax in political philosophy has both general and more specific aspects ranging across both over arching issues regarding the tax system as a whole and more specific issues relating to particular forms of tax policy Thinking clearly about tax is not an easy task as much that is of central importance is missed if one proceeds at too great a level of abstraction and issues of conceptual and normative importance

often only come sharply into focus when viewed against real world questions of implementation and feasibility Serious philosophical work on the tax system will often therefore need to be interdisciplinary and so the discussion in this book includes a number of scholars whose expertise spans across neighbouring disciplines to philosophy including political science economics public policy and law Catching Capital Peter Dietsch, 2015 Tax competition draws into question political economic life as we know it It undermines the fiscal autonomy of states and contributes to rising income inequalities This book develops a normative and institutional framework to regulate tax competition Importantly the author shows that the proposed regulation compromises neither efficiency nor sovereignty

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