



KPMG AEOI Updates & Tracking Service CARF Alert



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Country:	Netherlands	Regime:	CARF

Netherlands: Introduces Draft Bill to Implement DAC8 Based on CARF

On 24 October 2024, the Dutch Ministry of Finance announced that a new draft law had been issued to implement European Directive DAC8 of 17 October 2023 (Directive (EU) 2023/2226) (found [here](#)) into Dutch law. Aside from other amendments, DAC8 primarily aims to increase transparency regarding crypto asset ownership, which will help prevent tax avoidance and evasion.

Once DAC8 enters into force on 01 January 2026, crypto service providers (CSPs) in the EU will be required to annually collect, verify, and share specific user information with the tax authorities of their registered Member State for DAC8 purposes. Non-compliance may lead to an administrative fine or criminal prosecution. These tax authorities will then exchange the received information on residents of other EU Member States with those states. However, since the Netherlands has adopted the OECD Crypto-Asset Reporting Framework (CARF), the draft bill mandates the exchange of information with non-EU jurisdictions that have adopted CARF under the Convention on Mutual Administrative Assistance in Tax Matters and the CARF Multilateral Competent Authorities Agreement (CARF MCAA).

Notably, the draft bill requires that CSPs licensed by the Netherlands Authority for the Financial Markets have a reporting obligation in the Netherlands. CSPs that do not have this license but are in connection with the Netherlands will need to register with the Tax Authorities. Registered CSPs that fail to meet these obligations may be subject to registration withdrawal, and in extreme cases, the CSP may no longer be allowed to offer crypto asset services.

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Furthermore, the draft bill strengthens the obligation for EU Member States to enforce measures that mandate reporting entities to collect and report tax identification numbers (TINs), enabling the exchange of these TINs between Member States. A phased approach to this requirement is scheduled to start on 01 January 2026, applying to DAC8.

The Cabinet invited feedback from relevant stakeholders in the online consultation on this draft bill, which ran from 24 October 2024 through 21 November 2024. The Cabinet aims to submit the bill to the House of Representatives at the beginning of the second quarter of 2025.

Reference (Dutch): [Press Release](#), and [Draft Bill to Implement EU DAC8 Directive](#) [PDF 139KB]

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