

ISSN 1758 843X

# Criminal Law News

online

SALLY RAMAGE®

[www.sallyramage.net](http://www.sallyramage.net)

## Contents -

Issue 14 October 2009

**'The United States of America: Clinton, Rahm Emanuel, Illinois ex-governor Blagovich, the Saving and Loans fiasco, Fannie Mae, bribery, corruption, breaches of election laws: the past will always catch up with us'**

**'The changing face of the UK transfer pricing legislation combats the manipulation of the arm's length rule'**

# **The United States of America: Clinton, Rahm Emanuel, Illinois ex-governor Blagojevich, the Saving and Loans fiasco, Fannie Mae, bribery, corruption, breaches of election laws: the past will always catch up with us**

**Sally Ramage**

## **Reports**

Former Illinois Governor Blagojevich has written a 264 page book, titled, *The Governor*, which includes tales such as those about the present White House chief of staff Rahm Emanuel. He tells of machinations for the Chicago Congressional seat. Blagojevich is awaiting trial on corruption charges. He related how Emanuel wanted to return to the House after two years in the Obama administration to continue his quest to become speaker of the House one requires that a special election be conducted when a U.S. House seat becomes vacant before the end of a term. This is a different rule to that under which a vacancy in the Senate may be filled. In the latter case, the governor may make such an appointment. Blagojevich was arrested in December 2008 on charges of bribery for an appointment to the U.S. Senate seat vacated by Barack Obama when he was elected president. Blagojevich was thereafter impeached and removed from office.

In his book, Blagojevich relates how he had told Emanuel that it was his understanding that he only had the power to set the date of a special election, not make an appointment.

# **The changing face of the UK transfer pricing legislation combats the manipulation of the arm's length rule**

**Sally Ramage**

## **UK transfer pricing**

The trial of the case *Lankhorst- Hohorst GmbH v Finanzamt Steinfort* revealed that the UK Transfer Pricing Rules, in force since 1951, were illegal and in breach of the European Treaty. The government quickly changed the law to read that from 1 April, 2004, UK to UK business transactions were no longer exempt from tax on the difference in prices except for transactions between small<sup>1</sup> and medium sized

---

<sup>1</sup>

companies. If a branch of a company incurs a loss on its Profit and Loss Account for £1000, it cannot carry forward this loss to another UK branch. It must restrict only carry forward losses made in the UK to other branches of the same company only.

**Articles can be read by subscription to WESTLAW at <http://www.westlaw.co.uk>**

Printed and published by SALLY RAMAGE®, Copehale, Coppenhall, Stafford, ST18 9BW, UK. Registered as a Newspaper at the Post Office. © SALLY RAMAGE® 2009. All Rights Reserved. No part of this publication may be reproduced in any material form (including photocopying or storing it in any medium by electronic means and whether or not transiently or incidentally to some others use of this publication) without the written permission of the copyright holder except in accordance with the provisions of the Copyright, Design and Patents Act 1988 or under the terms of a licence issued by the Copyright Licensing Agency, Saffron House, 6-10 Kirby Street, London, England EC1N 8TS. Application for the copyright owner's written permission to reproduce any part of this publication should be addressed to the publisher. Warning: the doing of an unauthorised act in relation to a copyright work may result in both a civil claim for damages and criminal prosecution. ISSN 1758-843X.