## Purchasing a German Company as an Option to Enter the German Market

If you aim at a rapid access to enter the German market, one way is to purchase a German company. However, being seated abroad, not knowing the language, the business practice and the legal framework, can be a significant problem when starting this venture. It is thus advisable to have a competent local partner on your side.

We guide you through all steps of the transaction process, no matter if you wish to buy, sell or merge a company. We offer the following professional M&A transaction and valuation services.

#### Our professional valuation services

No matter if you need a valuation of an enterprise for a take-over, sale, merger, restructuring, transfer pricing or tax assessment, we will be at your disposal.

Depending on your wish and the objective, we can offer very detailed valuations according to standard S 1 of the German Institute of Chartered Accountants (IDW), rough valuations according to adjusted multiples or according to the simplified gross rental method of the German tax authorities.

#### Our professional transaction services

#### **Acquisition structure**

According to your specifications we will prepare a tax-efficient structure for your future acquisition.

#### **Due Diligence**

In a financial due diligence we analyse, adjust and evaluate the nominal and actual financial data of the target company. In a tax due diligence we will identify potential tax risks and provide solutions to help mitigate the consequences of tax audits. Legal due diligence can be offered by our co-operation partners. We make sure there are no financial "black holes" and validate possible synergies.

Strengths and weaknesses, which we have identified in our due diligence, will be summarised in our report, providing our clients a view of the opportunities and risks of the deal at a glance.



#### **Transaction structure**

Before the transaction we advise you e.g. in the question if a share or asset deal is more preferable, with mergers as well as with the question if real estate property should be included in the transaction or separated and sold beforehand.



#### **Drafting of Contracts and Negotiations**

When drafting purchase contracts we can advise regarding the tax structure and post deal tax-exemption of our client. Furthermore we can support you in all negotiations and will check interim financial statements at all closing or signing dates.

#### Post deal phase

After the transaction we will check for our clients the correct implementation of the signed contracts, exemptions, appropriate calculation of the purchase price and payments in due time and will support them if disputes or misunderstandings arise with the counterpart or the fiscal authorities (e.g. with tax field audits for the pre-deal years).

#### **Our Expertise - Your Benefit**

- Knowledge & experience
- Discretion & confidentiality
- Proximity & conference facilities
- Connections & worldwide alliance

#### Knowledge & experience

Our team of professionals is skilled and experienced with mid-market transaction and valuation services and always partner led. Although based in Germany, all team members speak English.

#### **Discretion & confidentiality**

As chartered experts we work with a maximum discretion and enjoy full business confidence. The same applies to other experts like lawyers we might suggest to involve in the project.

#### Proximity & conference facilities

We are located in the German financial centre Frankfurt am Main and can be reached easily from Frankfurt international airport. For meetings we can provide conference facilities in our office premises with panoramic view over Frankfurt.

#### Connections & worldwide alliance

We have close relations to all kind of other experts in Germany that might be needed in M&A transactions. As independent member of GGI Global Alliance AG we have access to law, audit and consulting firms in more than 120 countries.



#### Who to contact

#### **Benefitax GmbH**

Steuerberatungsgesellschaft Wirtschaftsprüfungsgesellschaft

### Tax Consulting Company Public Audit Company

Hanauer Landstr. 148a 60314 Frankfurt / Germany

Fon + 49 (0)69 / 25 62 27 60 Fax + 49 (0)69 / 25 62 27 611

Email: info@benefitax.de Internet: www.benefitax.de











Titel: © PIA Stadt Frankfurt am Main. 2014/03
\* All qualifications are translations from German



Oliver Biernat
Chartered Accountant\*
Certified Tax Advisor\*
Certified Advisor in
International Taxation \*

Founder and CEO of Benefitax

# Transaction and Valuation Services for Foreign Investors in Germany





#### Benefitax GmbH

Steuerberatungsgesellschaft
Wirtschaftsprüfungsgesellschaft
Tax Consulting Company • Public Audit Company