
Tax Strategy for the United Kingdom

Scope

These statements are being published in compliance with the Finance Act 2016, paragraph 22(2), Schedule 19 and sets out the tax strategy for each Nutanix UK entity and applicable UK Taxes for fiscal year 2022.

Background

Nutanix, Inc (“Nutanix”) is the US parent of Nutanix UK entities (“Nutanix UK”). Nutanix provides a leading enterprise cloud platform that digitizes the traditional silos of enterprise computing, converging compute, virtualization, storage, networking, desktop, governance and security services into one integrated solution.

Risk Management and governance arrangements

Nutanix is committed to complying with all applicable tax laws in the countries in which it operates. Our tax strategy in the United Kingdom is based on constant evaluation, monitoring and assessment of current and new legislation implemented by the Her Majesty’s Revenue and Customs. Nutanix’s approach to UK Tax risk management and governance is to ensure that we are compliant with all applicable tax laws and reporting requirements and to timely pay the tax to all taxing jurisdictions based on the application of relevant tax laws.

As a public listed company in the United States, we are required to follow strict accounting principles and standards, to report financial information accurately and completely in accordance with these principles and standards, and to have appropriate internal controls and procedures to ensure that our accounting and financial reporting complies with law. The integrity of our financial transactions and records is critical to the operation of our business and is a key factor in maintaining the confidence and trust of our employees, security holders and other stakeholders. Tax processes are subject to the same level of internal controls and external audit as the rest of the business. Key tax risks are described in Risk Factors in our latest SEC Form 10-Q or Form 10-K filing

Day-to-day responsibility for the management of UK tax affairs is delegated to Head of Global Tax. The Head of Global Tax regularly communicates tax risks and related risk management to the Corporate Controller, Chief Financial Officer and the Audit Committee of our Board of Directors to ensure appropriate governance and oversight is maintained. External tax advice is sought where transactions are complex, unclear or uncertain under the UK Tax law.

Nutanix attitude toward Tax planning

Nutanix UK does not and will not engage in tax avoidance or evasion. Our corporate structure and associated transfer pricing policies contemplate the business flows, functions, risks and assets of the various entities involved in the intercompany transactions. We conduct transactions between Nutanix group companies on an arm’s-length basis and in accordance with current OECD principles. We regularly seek external advice on transfer pricing and other tax matters.

Tolerance of Tax Risks

We actively seek to identify, evaluate and manage risk that may arise from time to time due to the scale and nature of our business, new or revised tax laws or interpretations of existing tax laws and policies. All significant tax positions are appropriately reviewed and documented seeking additional approvals from management and audit committee, as appropriate. In accordance with Nutanix’s code of conduct, it is

Nutanix's policy to comply with all applicable laws, rules and regulations. We consult with tax experts as necessary on uncertain or complex tax matters. Our overall tolerance for tax risk is low.

Nutanix Approach to dealing with Her Majesty's Revenue and Customs ("HMRC")

We are committed to being compliant with all UK statutory obligations, filing requirements and/or tax disclosures with UK HMRC. Our approach is to fully cooperate and have open policy in our relationship with all authorities including HMRC. In our interactions with the HMRC, we have been open and proactive in providing information requested via telephone and via secure email exchange. We are and will be transparent in all dealings with tax authorities and will seek to minimize the risk of uncertainty, wherever possible.