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**Committee of Experts on International
Cooperation in Tax Matters
Fourteenth Session**

New York, 3-6 April 2017

Agenda item 3 (b) (iv)

Mutual agreement procedure

— dispute avoidance and resolution

**Coordinator's Report on Work of the Subcommittee on the Mutual Agreement Procedure—
Dispute Avoidance and Resolution**

I. Introduction

II Issues for the Current Membership of the Committee

II.1 Overview of the work to date

II.1.1 Non-Binding Dispute Resolution - Potential Changes to Article 25 of the UN Model

Annexes

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Annex 1

UN Subcommittee on Dispute Resolution

Non-Binding Dispute Resolution - Potential Changes to Article 25 of the UN Model ()

This note builds upon the previous work of the Subcommittee on non-binding dispute resolution (NBDR) mechanisms, which is set out in Annex 3 of the Report to the Tax Committee (E/C.18/2016/CRP.4). During the Subcommittee meetings it was agreed that NBDR mechanisms should be given particular consideration in the course of the work on the update of the 2017 UN Model Convention. Accordingly, this note presents the changes to the text and Commentary on Article 25 which were agreed on by the Subcommittee during its third meeting, in February 2017.

The Committee is asked to approve the proposed changes and agree that the text should be inserted in the next update to the UN Model.

Non-Binding Dispute Resolution Potential Changes to Article 25 of the UN Model

PART II: OUTLINE OF THE HANDBOOK

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1.6 Issues faced by developing countries

2.5 What are the reasons that have led developing countries not to engage in MAP?

2.6 The UN work on Dispute Resolution

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4 Mechanisms to resolve cross border tax disputes

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- c. Process initiated by a non-resident (requested by a resident of the other contracted State)