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transactions for avoiding tax, we must consider measures that will prevent transactions that circumvent the application of Article 13 (5) of the UN Model Convention. The need for such measures is only further highlighted by the urgency shown in further strengthening of the anti-avoidance provision in Article 13(4) in the OECD Model Convention.

5. In view of the above, I strongly urge that the Committee may take up the issue of adopting measures for preventing transactions that circumvent the application of paragraph 5 of Article 13 in the UN Model Convention. Accordingly, I would like to suggest possible measures for preventing transactions that circumvent the application of paragraph 5 of Article 13.

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8.3 Countries that consider it necessary to extend the protection provided in this paragraph to capital gains in paragraph 5 of this Article, may extend its application to paragraph 5 by adopting this paragraph with the following modification:

4. Gains derived by a resident of a Contracting State from the alienation of shares or comparable interests, such as interests in a partnership or trust, may be taxed in the Contracting State of which the alienator is a resident at the time of the alienation, and may also be taxed in the Contracting State of which the alienated shares or comparable interests were at the time of the alienation, if the alienator was a resident of that State at the time of the alienation.