

Principality of Liechtenstein

Status of List of Reservations and Notifications at the Time of Signature

This document contains a provisional list of expected reservations and notifications to be made by Liechtenstein pursuant to Articles 28(7) and 29(4) of the Convention.

Article 2 – Interpretation of Terms

Notification - Agreements Covered by the Convention

Pursuant to Article 2(1)(a)(ii) of the Convention, Liechtenstein wishes the following agreements to be covered by the Convention:

No	Title	Other Contracting Jurisdiction	Original/Amending Instrument	Date of Signature	Date of Entry into Force
1	Convention between the Principality of Liechtenstein and the Principality of Andorra for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and on capital	Andorra	Original	30-09-2015	21-11-2016
2	Agreement between the Principality of Liechtenstein and the Czech Republic for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and on capital	Czech Republic	Original	25-09-2014	22-12-2015
3	Convention between the Government of the Principality of Liechtenstein and the Government of Georgia for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and on capital	Georgia	Original	13-05-2015	21-12-2016
4	Abkommen zwischen dem Fürstentum Liechtenstein und der Bundesrepublik Deutschland zur Vermeidung der Doppelbesteuerung und der Steuerverkürzung auf dem Gebiet der Steuern vom Einkommen und vom Vermögen Non-official translation: Agreement between the Principality of Liechtenstein and the Federal Republic of Germany for the avoidance of Double Taxation and the Prevention of Fiscal Evasion with respect to Taxes on Income and on Capital	Germany	Original	17-11-2011	19.12.2012
5	Agreement between the Principality of Liechtenstein and the States of Guernsey for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with respect to Taxes on Income and on Capital	Guernsey	Original	11-06-2014 and 05-06-2014	30-04-2015
6	Agreement between the Government of the Principality of Liechtenstein	Hong Kong, China	Original	12-08-2010	08-07-2011

	and the Government of the Hong Kong Special Administrative Region of the People's Republic of China for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and on capital				
7	Convention between the Principality of Liechtenstein and Hungary for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and on capital	Hungary	Original	29-06-2015	24-12-2015
8	Abkommen zwischen dem Fürstentum Liechtenstein und dem Grossherzogtum Luxemburg zur Vermeidung der Doppelbesteuerung und Verhinderung der Steuerhinterziehung auf dem Gebiet der Steuern vom Einkommen und vom Vermögen Non-official translation: Agreement between the Principality of Liechtenstein and the Grand Duchy of Luxembourg for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with respect to Taxes on Income and on Capital	Luxembourg	Original	26-08-2009	17-12-2010
9	Convention between the Government of the Principality of Liechtenstein and the Government of Malta for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and on capital	Malta	Original	27-09-2013	01-07-2014
10	Convention between the Principality of Liechtenstein and the Republic of San Marino for the Avoidance of Double Taxation with respect to Taxes on Income and on Capital	San Marino	Original	23-09-2009	19-01-2011
11	Agreement between the Principality of Liechtenstein and the Republic of Singapore for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with respect to Taxes on Income	Singapore	Original	27-06-2013	25-07-2014

12	Abkommen zwischen dem Fürstentum Liechtenstein und der Schweizerischen Eidgenossenschaft zur Vermeidung der Doppelbesteuerung auf dem Gebiet der Steuern vom Einkommen und vom Vermögen Non-official translation: Convention between the Principality of Liechtenstein and the Swiss Confederation for the avoidance of double taxation with respect to taxes on income and on capital	Switzerland	Original	10-07-2015	22-12-2016
13	Agreement between the Principality of Liechtenstein and the United Arab Emirates for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and on capital	United Arab Emirates	Original	01-10-2015	N/A
14	Convention between the United Kingdom of Great Britain and Northern Ireland and the Principality of Liechtenstein for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and on capital	United Kingdom	Original	11-06-2012	19-12-2012
15	Convention between the Principality of Liechtenstein and the Oriental Republic of Uruguay for the Avoidance of Double Taxation with respect to Taxes on Income and on Capital	Uruguay	Original	18-10-2010	03-09-2012

Article 3 – Transparent Entities

Reservation

Pursuant to Article 3(5)(a) of the Convention, Liechtenstein reserves the right for the entirety of Article 3 not to apply to its Covered Tax Agreements.

Article 4 – Dual Resident Entities

Reservation

Pursuant to Article 4(3)(a) of the Convention, Liechtenstein reserves the right for the entirety of Article 4 not to apply to its Covered Tax Agreements.

Article 5 – Application of Methods for Elimination of Double Taxation

Reservation

Pursuant to Article 5(9) of the Convention, Liechtenstein reserves the right, with respect to all of its Covered Tax Agreements, not to permit the other Contracting Jurisdictions to apply Option C of that Article.

Notification of Choice of Optional Provisions

Pursuant to Article 5(10) of the Convention, Liechtenstein hereby chooses under Article 5(1) to apply Option A of that Article.

Notification of Existing Provisions in Listed Agreements

For jurisdictions choosing Option A:

Pursuant to Article 5(10) of the Convention, Liechtenstein considers that the following agreements contain a provision described in Article 5(3). The article and paragraph number of each such provision is identified below.

Listed Agreement Number	Other Contracting Jurisdiction	Provision
1	Andorra	Article 22 (1)
2	Czech Republic	Article 22 (1) a
3	Georgien	Article 22 (2) a
5	Guernsey	Article 22 (1) a
6	Hong Kong, China	Article 22 (2) a
8	Luxembourg	Article 22 (2) b
9	Malta	Article 22 (1) a
10	San Marino	Article 23 (1) c
11	Singapore	Article 22 (1) a
12	Switzerland	Article 23 (1) a
13	United Arab Emirates	Article 22 (1) a
14	United Kingdom	Article 22 (2) c
15	Uruguay	Article 23 (1) c

Article 6 – Purpose of a Covered Tax Agreement

Notification of Choice of Optional Provisions

Pursuant to Article 6(6) of the Convention, Liechtenstein hereby chooses to apply Article 6(3).

Notification of Existing Preamble Language in Listed Agreements

Pursuant to Article 6(5) of the Convention, Liechtenstein considers that the following agreements are not within the scope of a reservation under Article 6(4) and contain preamble language described in Article 6(2). The text of the relevant preambular paragraph is identified below.

Listed Agreement Number	Other Contracting Jurisdiction	Preamble Text
1	Andorra	<desiring to further develop their economic relations and to enhance their cooperation in tax matters> by way of concluding an Agreement for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and on capital without creating opportunities for non-taxation or reduced taxation through tax evasion or avoidance,
2	Czech Republic	<desiring to further develop their economic relations and to enhance their cooperation in tax matters> by way of concluding an Agreement for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and on capital without creating opportunities for non-taxation or reduced taxation through tax evasion or avoidance<,>
3	Georgia	<The Government of Georgia and the Government of the Principality of Liechtenstein, desiring to promote and strengthen economic relations> by concluding a Convention for the avoidance of double taxation with respect to taxes on income and on capital <,>
4	Germany	<in der Erkenntnis, dass die gut entwickelten wirtschaftlichen Beziehungen zwischen den beiden Vertragsstaaten weitergehende Zusammenarbeit verlangen, in Anbetracht des Wunsches der Vertragsstaaten, ihre Beziehung weiter zu entwickeln, indem sie zu beiderseitigem Nutzen im Bereich der Besteuerung zusammenarbeiten, vor dem Hintergrund des am 2. September 2009 geschlossenen Abkommens zwischen der Regierung der Bundesrepublik Deutschland und der Regierung des Fürstentums Liechtenstein über den Informationsaustausch in Steuersachen,> in Anbetracht des Wunsches der Vertragsstaaten, ein Abkommen zur Vermeidung der Doppelbesteuerung und der Steuerverkürzung auf dem Gebiet der Steuern vom

		<p>Einkommen und vom Vermögen abzuschließen</p> <p><Noting that the well-developed economic relations between both Contracting States need further cooperation Recognising the Desire of the Contracting States to enhance their bilateral relation by cooperating in the Area of Tax Matters for mutual Benefit.</p> <p>In the light of the Agreement between the Government of the Federal Republic of Germany and the Government of the Principality of Liechtenstein for the Exchange of Information in Tax Matters, signed on 2nd September 2009.></p> <p>Recognising the Desire of the Contracting States to conclude an Agreement for the elimination of double taxation and prevention of fiscal evasion with respect to taxes on income and on capital¹</p>
5	Guernsey	Whereas the Contracting Parties wish to conclude an Agreement for the avoidance of double taxation and prevention of fiscal evasion with respect to taxes on income and on capital; and
6	Hong Kong	Desiring to conclude an Agreement for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and on capital
7	Hungary	desiring to conclude a Convention for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and on capital, and to further develop and facilitate their relationship without creating opportunities for non-taxation or reduced taxation through tax evasion or avoidance,
8	Luxembourg	von dem Wunsch geleitet ein Abkommen zur Vermeidung der Doppelbesteuerung und Verhinderung der Steuerhinterziehung auf dem Gebiet der Steuern vom Einkommen und vom Vermögen abzuschliessen, Non-official translation: ² desiring to conclude an Agreement for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with respect to Taxes on Income and on capital
9	Malta	<WHEREAS the Contracting States recognise that the well-developed economic ties between the Contracting States call for further economic cooperation; WHEREAS the Contracting States wish to develop their relationship further by cooperating to their mutual benefits in the field of taxation;> and WHEREAS the Contracting States wish to conclude a Convention for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income

¹ Non-official translation. The DTA between the Principality of Liechtenstein and the Federal Republic of Germany was concluded in German language only.

² Non-official translation. The DTA between the Principality of Liechtenstein and the Grand Duchy of Luxembourg was concluded in German language only.

		and on capital;
10	San Marino	<whereas the Contracting States recognise that the well-developed economic ties between the Contracting States call for further cooperation; whereas the Contracting States wish to develop their relationship further by cooperating to their mutual benefits in the field of taxation;> and whereas the Contracting States wish to conclude a Convention for the avoidance of double taxation with respect to taxes on income and on capital
11	Singapore	Desiring to conclude an Agreement for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with respect to Taxes on Income,
12	Switzerland	vom Wunsch geleitet, ein Abkommen zur Vermeidung der Doppelbesteuerung auf dem Gebiet der Steuern vom Einkommen und vom Vermögen abzuschliessen, Non-official translation: ³ desiring to conclude an Agreement for the Avoidance of Double Taxation and the Prevention of Fiscal Evasion with respect to Taxes on Income and on capital
13	United Arab Emirates	<desiring to further promote the mutual economic relations between their countries> through the conclusion between them of an agreement for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and on capital <,>
14	United Kingdom	Desiring to conclude a Convention for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and on capital <have agreed as follows:>
15	Uruguay	<whereas the Contracting States recognise that the well-developed economic ties between the Contracting States call for further cooperation; whereas the Contracting States wish to develop their relationship further by cooperating to their mutual benefits in the field of taxation;> and whereas the Contracting States wish to conclude a Convention for the avoidance of double taxation with respect to taxes on income and on capital <->

³ Non-official translation. The DTA between the Principality of Liechtenstein and the Swiss Confederation was concluded in German language only.

Notification of Listed Agreements Not Containing Existing Preamble Language

Pursuant to Article 6(6) of the Convention, Liechtenstein considers that the following agreements do not contain preamble language referring to a desire to develop an economic relationship or to enhance co-operation in tax matters.

Listed Agreement Number	Other Contracting Jurisdiction
6	Hong Kong
7	Hungary
9	Luxembourg
12	Singapore
13	Switzerland
15	United Kingdom

Article 7 – Prevention of Treaty Abuse

Notification of Choice of Optional Provisions

Pursuant to Article 7(17)(b) of the Convention, Liechtenstein hereby chooses to apply Article 7(4).

Notification of Existing Provisions in Listed Agreements

Pursuant to Article 7(17)(a) of the Convention, Liechtenstein considers that the following agreements are not subject to a reservation described in Article 7(15)(b) and contain a provision described in Article 7(2). The article and paragraph number of each such provision is identified below.

Listed Agreement Number	Other Contracting Jurisdiction	Provision
1	Andorra	Article 27
2	Czech Republic	Article 28
7	Hungary	Article 28
12	Switzerland	Paragraph 4 of the Protocol
13	United Arab Emirates	Article 28
14	United Kingdom	Articles 10(6), 11(5), 12(5) and 20(5)

Article 8 – Dividend Transfer Transactions

Reservation

Pursuant to Article 8(3)(a) of the Convention, Liechtenstein reserves the right for the entirety of Article 8 not to apply to its Covered Tax Agreements.

Article 9 – Capital Gains from Alienation of Shares or Interests of Entities Deriving their Value Principally from Immovable Property

Reservation

Pursuant to Article 9(6)(a) of the Convention, Liechtenstein reserves the right for Article 9(1) not to apply to its Covered Tax Agreements.

Article 10 – Anti-abuse Rule for Permanent Establishments Situated in Third Jurisdictions

Reservation

Pursuant to Article 10(5)(a) of the Convention, Liechtenstein reserves the right for the entirety of Article 10 not to apply to its Covered Tax Agreements.

Article 11 – Application of Tax Agreements to Restrict a Party’s Right to Tax its Own Residents

Reservation

Pursuant to Article 11(3)(a) of the Convention, Liechtenstein reserves the right for the entirety of Article 11 not to apply to its Covered Tax Agreements.

Article 12 – Artificial Avoidance of Permanent Establishment Status through Commissionnaire Arrangements and Similar Strategies

Reservation

Pursuant to Article 12(4) of the Convention, Liechtenstein reserves the right for the entirety of Article 12 not to apply to its Covered Tax Agreements.

Article 13 – Artificial Avoidance of Permanent Establishment Status through the Specific Activity Exemptions

Reservation

Pursuant to Article 13(6)(a) of the Convention, Liechtenstein reserves the right for the entirety of Article 13 not to apply to its Covered Tax Agreements.

Article 14 – Splitting-up of Contracts

Reservation

Pursuant to Article 14(3)(a) of the Convention, Liechtenstein reserves the right for the entirety of Article 14 not to apply to its Covered Tax Agreements.

Article 15 – Definition of a Person Closely Related to an Enterprise

Reservation

Pursuant to Article 15(2) of the Convention, Liechtenstein reserves the right for the entirety of Article 15 not to apply to the Covered Tax Agreement to which the reservations described in Article 12(4), Article 13(6)(a) or (c), and Article 14(3)(a) apply.

Article 16 – Mutual Agreement Procedure

Notification of Existing Provisions in Listed Agreements

Pursuant to Article 16(6)(a) of the Convention, Liechtenstein considers that the following agreements contain a provision described in Article 16(4)(a)(i). The article and paragraph number of each such provision is identified below.

Listed Agreement Number	Other Contracting Jurisdiction	Provision
1	Andorra	Article 24 (1), first sentence
2	Czech Republic	Article 24 (1), first sentence
3	Georgia	Article 24 (1), first sentence
4	Germany	Article 25 (1), first sentence
5	Guernsey	Article 24 (1), first sentence
6	Hong Kong, China	Article 24 (1), first sentence
7	Hungary	Article 25 (1), first sentence
8	Luxembourg	Article 24 (1), first sentence
9	Malta	Article 24 (1), first sentence
10	San Marino	Article 25 (1), first sentence
11	Singapore	Article 24 (1), first sentence
12	Switzerland	Article 25 (1), first sentence
13	United Arab Emirates	Article 25 (1), first sentence
14	United Kingdom	Article 24 (1), first sentence
15	Uruguay	Article 25 (1), first sentence

Pursuant to Article 16(6)(b)(ii) of the Convention, Liechtenstein considers that the following agreements contain a provision that provides that a case referred to in the first sentence of Article 16(1) must be presented within a specific time period that is at least three years from the first notification of the action resulting in taxation not in accordance with the provisions of the Covered Tax Agreement. The article and paragraph number of each such provision is identified below.

Listed Agreement Number	Other Contracting Jurisdiction	Provision
1	Andorra	Article 24 (1), second sentence
2	Czech Republic	Article 24 (1), second sentence
3	Georgia	Article 24 (1), second sentence
4	Germany	Article 25 (1), second sentence
5	Guernsey	Article 24 (1), second sentence
6	Hong Kong, China	Article 24 (1), second sentence
7	Hungary	Article 25 (1), second sentence
8	Luxembourg	Article 24 (1), second sentence
9	Malta	Article 24 (1), second sentence
10	San Marino	Article 25 (1), second sentence
11	Singapore	Article 24 (1), second sentence
12	Switzerland	Article 25 (1), second sentence
13	United Arab Emirates	Article 25 (1), second sentence
14	United Kingdom	Article 24 (1), second sentence
15	Uruguay	Article 25 (1), second sentence

Notification of Listed Agreements Not Containing Existing Provisions

Pursuant to Article 16(6)(c)(ii) of the Convention, Liechtenstein considers that the following agreement does not contain a provision described in Article 16(4)(b)(ii).⁴

Listed Agreement Number	Other Contracting Jurisdiction
12	Switzerland

Article 17 – Corresponding Adjustments

Reservation

Pursuant to Article 17(3)(a) of the Convention, Liechtenstein reserves the right for the entirety of Article 17 not to apply to its Covered Tax Agreements that already contain a provision described in Article 17(2). The following agreements contain provisions that are within the scope of this reservation.

Listed Agreement Number	Other Contracting Jurisdiction	Provision
1	Andorra	Art. 9 (2)
2	Czech Republic	Art. 9 (2)
3	Georgia	Art. 9(2)
4	Germany	Art. 9(2)
5	Guernsey	Art. 9(2)
6	Hong Kong, China	Art. 9(2)
7	Hungary	Art. 9(2)
8	Luxembourg	Art. 9(2)
9	Malta	Art. 9(2)
10	San Marino	Art. 9(2)
11	Singapore	Art. 9(2)
12	Switzerland	Art. 9(2)
13	United Arab Emirates	Art. 9(2)
14	United Kingdom	Art. 9(2)
15	Uruguay	Art. 9(2)

Article 18 – Choice to Apply Part VI

Notification of Choice of Optional Provisions

Pursuant to Article 18 of the Convention, Liechtenstein hereby chooses to apply Part VI.

Article 19 – Mandatory Binding Arbitration

Reservation

Pursuant to Article 19(11) of the Convention, for purposes of applying Article 19 to its Covered Tax Agreements, Liechtenstein reserves the right to replace the two-year period set forth in Article 19(1)(b) with a three-year period.

Article 24 – Agreement on a Different Resolution

Notification of Choice of Optional Provisions

Pursuant to Article 24(1) of the Convention, Liechtenstein hereby chooses to apply Article 24(2).

Article 26 – Compatibility

Reservation

Pursuant to Article 26(4) of the Convention, Liechtenstein reserves the right for Part VI not to apply with respect to the following agreements that already provide for mandatory binding arbitration of unresolved issues arising from a mutual agreement procedure case. The article and paragraph number of each such provision is identified below.

Listed Agreement Number	Other Contracting Jurisdiction	Provision
3	Georgia	Article 24 (5)
4	Germany	Article 25 (5)
5	Guernsey	Article 24 (5)
6	Hong Kong, China	Article 24 (5)
8	Luxembourg	Article 24 (5)
9	Malta	Article 24 (5)
10	San Marino	Article 25 (5)
12	Switzerland	Article 25 (5)
14	United Kingdom	Article 24 (5)
15	Uruguay	Article 25 (5)

Article 35 – Entry into Effect

Reservation

Pursuant to Article 35(7)(a) of the Convention, Liechtenstein reserves the right to replace:

- i) the references in Article 35(1) and (4) to “the latest of the dates on which this Convention enters into force for each of the Contracting Jurisdictions to the Covered Tax Agreement”; and**
- ii) the references in Article 35(5) to “the date of the communication by the Depositary of the notification of the extension of the list of agreements”;**

with references to “30 days after the date of receipt by the Depositary of the latest notification by each Contracting Jurisdiction making the reservation described in paragraph 7 of Article 35 (Entry into Effect) that it has completed its internal procedures for the entry into effect of the provisions of this Convention with respect to that specific Covered Tax Agreement”;

- iii) the references in Article 28(9)(a) to “on the date of the communication by the Depositary of the notification of withdrawal or replacement of the reservation”; and**
- iv) the reference in Article 28(9)(b) to “on the latest of the dates on which the Convention enters into force for those Contracting Jurisdictions”;**

with references to “30 days after the date of receipt by the Depositary of the latest notification by each Contracting Jurisdiction making the reservation described in paragraph 7 of Article 35 (Entry into Effect) that it has completed its internal procedures for the entry into effect of the withdrawal or replacement of the reservation with respect to that specific Covered Tax Agreement”;

- v) the references in Article 29(6)(a) to “on the date of the communication by the Depositary of the additional notification”; and**
- vi) the reference in Article 29(6)(b) to “on the latest of the dates on which the Convention enters into force for those Contracting Jurisdictions”;**

with references to “30 days after the date of receipt by the Depositary of the latest notification by each Contracting Jurisdiction making the reservation described in paragraph 7 of Article 35 (Entry into Effect) that it has completed its internal procedures for the entry into effect of the additional notification with respect to that specific Covered Tax Agreement”;

- vii) the references in Article 36(1) and (2) (Entry into Effect of Part VI) to “the later of the dates on which this Convention enters into force for each of the Contracting Jurisdictions to the Covered Tax Agreement”;**

with references to “30 days after the date of receipt by the Depositary of the latest notification by each Contracting Jurisdiction making the reservation described in paragraph 7 of Article 35 (Entry into Effect) that it has completed its internal procedures for the entry into effect of the provisions of this Convention with respect to that specific Covered Tax Agreement”; and

- viii) the reference in Article 36(3) (Entry into Effect of Part VI) to “the date of the communication by the Depositary of the notification of the extension of the list of agreements”;
- ix) the references in Article 36(4) (Entry into Effect of Part VI) to “the date of the communication by the Depositary of the notification of withdrawal of the reservation”, “the date of the communication by the Depositary of the notification of replacement of the reservation” and “the date of the communication by the Depositary of the notification of withdrawal of the objection to the reservation”; and
- x) the reference in Article 36(5) (Entry into Effect of Part VI) to “the date of the communication by the Depositary of the additional notification”;
with references to “30 days after the date of receipt by the Depositary of the latest notification by each Contracting Jurisdiction making the reservation described in paragraph 7 of Article 35 (Entry into Effect) that it has completed its internal procedures for the entry into effect of the provisions of Part VI (Arbitration) with respect to that specific Covered Tax Agreement”.