

No. 13280

**UNITED KINGDOM OF GREAT BRITAIN
AND NORTHERN IRELAND
and
IRELAND**

**Agreement with respect to certain exemptions from tax.
Signed at London and Dublin on 4 April 1959**

Authentic text: English.

*Registered by the United Kingdom of Great Britain and Northern Ireland
on 8 May 1974.*

**ROYAUME-UNI DE GRANDE-BRETAGNE
ET D'IRLANDE DU NORD
et
IRLANDE**

**Convention relative à certaines exonérations fiscales. Signée
à Londres et à Dublin le 4 avril 1959**

Texte authentique : anglais.

*Enregistrée par le Royaume-Uni de Grande-Bretagne et d'Irlande du
Nord le 8 mai 1974.*

AGREEMENT¹ BETWEEN THE GOVERNMENT OF THE UNITED KINGDOM AND THE GOVERNMENT OF THE REPUBLIC OF IRELAND WITH RESPECT TO CERTAIN EXEMPTIONS FROM TAX

The Government of the United Kingdom and the Government of the Republic of Ireland,

Considering the Agreement of the 14th April, 1926², between the British Government and the Government of the Irish Free State, in pursuance of which exemptions from tax are conferred on persons resident in one only of the countries from tax under the law of the other,

Considering that doubts have arisen as to the effect on the said exemptions of the provisions of subsection (2) of section four of the United Kingdom Finance (No. 2) Act, 1955 (hereinafter called "the Act of 1955") and subsection (2) of section fifty-one of the Irish Republican Finance Act, 1958 (hereinafter called "the Act of 1958") (which relate to purchases of shares by persons exempted from tax),

Desiring to remove these doubts for the year 1959-60 and subsequent years,
Have agreed as follows:

Article 1. (1) The said exemptions fall within, and are subject to, the said provisions of the Act of 1955 and the Act of 1958.

(2) Subject as aforesaid the said Agreement of 1926 as amended by Agreements made on the 25th April, 1928,² and the 21st July, 1947,³ continues in force.

(3) Paragraph (1) of this article does not relate to cases where the dividend in respect of which exemption is claimed is one on a holding of shares or stock acquired by the person claiming exemption, or regarded as having been acquired by him, before the eighth day of April, nineteen hundred and fifty-nine except in so far as that dividend is one falling within subsection (2) of the said section four or subsection (2) of the said section fifty-one by reason (directly or indirectly) that in respect of another dividend, received by a body corporate other than the person claiming exemption from a holding of shares or stock acquired, or regarded as acquired, by the body corporate on or after the said eighth day of April, a deduction is to be made in determining the income of that body corporate arising after a given date; but this paragraph is without prejudice to any question as to the application of the said provisions of the Act of 1955 and the Act of 1958 in circumstances to which paragraph (1) of this article does not relate.

Article 2. This Agreement shall become effective on the exchange of notes confirming that the necessary steps have been taken to give it the force of law in

¹ Came into force on 15 August 1959, the date of the exchange of notes confirming that the necessary steps had been taken to give it the force of law in the United Kingdom and Ireland, in accordance with article 2.

² See p. 169 of this volume.

³ See p. 3 of this volume.

the United Kingdom and the Republic of Ireland, and thereafter shall remain effective only so long as it has the force of law in both countries.

DATED this fourth day of April, 1959.

For the Government
of the United Kingdom:
D. HEATHCOAT AMORY

For the Government
of the Republic of Ireland:
SÉAMAS O RIAIN