

UK - Guernsey Double Taxation Arrangement

Amendment by Exchange of Letters

Signed in London on 22 September 2015
Signed in St Peter Port on 7 October 2015

This Amendment entered into force on 18 March 2016. The provisions of the Exchange of Letters will take effect in the UK from 1 April 2016 for corporation tax and from 6 April 2016 for income tax; in Guernsey the provisions will apply from 1 January 2017.

HM Revenue and Customs
September 2016

**ARRANGEMENT BETWEEN HER MAJESTY’S GOVERNMENT AND THE
STATES OF GUERNSEY AMENDING THE 1952 ARRANGEMENT
BETWEEN THE TWO GOVERNMENTS FOR THE AVOIDANCE OF
DOUBLE TAXATION AND THE PREVENTION OF FISCAL EVASION
WITH RESPECT TO TAXES ON INCOME AS AMENDED BY THE 1994
AND 2009 ARRANGEMENTS BETWEEN THE TWO GOVERNMENTS**

Her Majesty’s Government and the States of Guernsey,

Desiring to strengthen their economic relationship and to improve the operation of the existing arrangements between the two governments for the avoidance of double taxation and the prevention of fiscal evasion, have agreed as follows:

1. In this Arrangement the term “1952 Arrangement” means that Arrangement as amended by the 1994 and 2009 Arrangements.

2. To substitute for the existing definition of the United Kingdom at paragraph 2(1)(a) of the 1952 Arrangement:

the term “United Kingdom” means Great Britain and Northern Ireland but, when used in a geographical sense, means the territory and territorial sea of Great Britain and Northern Ireland and the areas beyond that territorial sea over which Great Britain and Northern Ireland exercise sovereign rights or jurisdiction in accordance with their domestic law and international law;

3. To substitute for the existing definition of Guernsey at paragraph 2(1)(b) of the Guernsey Arrangement:

the term “Guernsey” means the States of Guernsey and, when used in a geographical sense, means the islands of Guernsey, Alderney and Herm, and the territorial sea adjacent thereto, in accordance with international law, save that any reference to the law of Guernsey is to the law of the island of Guernsey as it applies there and in the islands of Alderney and Herm;

4. Each of the United Kingdom of Great Britain and Northern Ireland and the States of Guernsey shall notify the other of the completion of the procedures required by its law for the bringing into force of this Arrangement. This Arrangement shall enter into force on the date of the later of these notifications and shall thereupon have effect:

a) in the United Kingdom:

- i) in respect of income tax, for any year of assessment beginning on or after 6th April next following the date on which this Arrangement enters into force;
- ii) in respect of corporation tax, for any financial year beginning on or after 1st April next following the date on which this Arrangement enters into force;

b) in Guernsey, in respect of Guernsey tax, for any year of charge beginning on or after 1st January next following the date on which this Arrangement enters into force.