

AGREEMENT
BETWEEN THE COMPETENT AUTHORITIES
OF JERSEY
AND
THE REPUBLIC OF INDIA
CONCERNING
THE INTERPRETATION OR APPLICATION OF THE AGREEMENT
BETWEEN THE GOVERNMENT OF JERSEY
AND
THE GOVERNMENT OF THE REPUBLIC OF INDIA
FOR THE EXCHANGE OF INFORMATION AND ASSISTANCE IN TAX COLLECTION
WITH RESPECT TO TAXES

On the 3rd November, 2011 a Tax Information Exchange Agreement ("the TIEA") was signed between the Government of Jersey ("Jersey") and the Government of the Republic of India ("India"). The TIEA, in Article 12, provides that where difficulties or doubts arise between the Contracting Parties regarding the implementation or interpretation of the Agreement, the competent authorities shall endeavour to resolve the matter by mutual agreement. In addition, the competent authorities of the Contracting Parties may mutually agree on the procedures to be used under Articles 5, 6, 8 and 11 of this Agreement. Article 8 of the TIEA deals with the assistance in the collection of tax claims.

The Competent Authorities (or any successor bodies) of the two Contracting Parties (The Government of Jersey and the Government of the Republic of India), acknowledging and reflecting that the Government of Jersey entered into the TIEA on the understanding that Article 8 of the TIEA (and provisions relating thereto) would not be given effect until the conditions referred to hereunder have been met, and desiring to facilitate the exchange of information and, subject to the following understanding,

assistance in collection with respect to taxes, confirm the understanding that the assistance in collection of tax claims, as envisaged under Article 8 of the TIEA, and in accordance with the procedures to be agreed under Article 12(1), shall be put into effect at the earliest of the following dates:


- a) when the OECD/Council of Europe Convention on Mutual Administrative Assistance in Tax Matters comes into force in respect of Jersey, subject to any reservations entered into on behalf of Jersey in connection therewith; or
- b) when the Jersey starts giving administrative assistance in collection of tax claims to any other country or jurisdiction.

It is also understood that

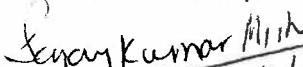
- i) the Joint Secretary – Foreign Tax and Tax Research-I, Ministry of Finance, is the senior official who is duly authorised by the Finance Minister of India to act as the Indian competent authority.
- ii) the Comptroller of Taxes is the senior official who is duly authorised by the Treasury and Resource Minister of Jersey to act as the Jersey competent authority; and

SIGNED through correspondence on different dates.

Ministry of Treasury and Resources
Government of Jersey


Senator Philip Ozouf
(Minister for Treasury and Resources)

Ministry of Finance
Government of the Republic of India


Sanjay Kumar Mishra 11/11/2011
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