

MEMORANDUM OF UNDERSTANDING

BETWEEN

THE COMPETENT AUTHORITIES OF

AUSTRALIA

AND

THE REPUBLIC OF LATVIA

ON THE AUTOMATIC EXCHANGE OF INFORMATION

UNDER THE MULTILATERAL CONVENTION ON MUTUAL

ADMINISTRATIVE ASSISTANCE IN TAX MATTERS

Whereas, Article 6 of the Convention on Mutual Administrative Assistance in Tax Matters (the "Convention"), authorises the exchange of information on an automatic basis, and allows the Competent Authorities of Australia and the Republic of Latvia (the "Competent Authorities") to jointly determine the scope and modalities of such automatic exchanges;

Whereas, Australia and the Republic of Latvia have in place (i) appropriate safeguards to ensure that the information received pursuant to this Memorandum of Understanding remains confidential and is used solely for the purposes set out in the Convention, and (ii) the infrastructure for an effective exchange relationship (including established processes for ensuring timely, accurate, and confidential information exchanges, effective and reliable communications, and capabilities to promptly resolve questions and concerns about automatic exchanges or requests for automatic exchanges;

Whereas, the Competent Authorities desire to conclude a Memorandum of Understanding to improve international tax compliance based on reciprocal automatic exchange pursuant to the Convention, and subject to the confidentiality and other protections provided for therein, including the provisions limiting the use of the information exchanged under the Convention;

Now, therefore, the Competent Authorities have reached the following understandings:

GENERAL

Paragraph 1

1. The Competent Authorities will automatically provide each other with information as listed in Paragraph 2 in accordance with the requirements of Article 6 of the Convention and in accordance with the provisions of this Memorandum of Understanding.
2. The term "Competent Authority" in the Memorandum of Understanding has the same meaning as it has in the Convention.

AUTOMATIC EXCHANGE OF INFORMATION

Paragraph 2

On the basis of Article 6 of the Convention, the Competent Authorities will, to the extent possible on the basis of the information available to it under its national laws and practices, automatically supply the other Competent Authority with information concerning the following types of income derived in the Contracting State by persons who are fiscal residents of the other Contracting State:

- a. immovable property (OECD code 6);
- b. business profits (OECD code 7);
- c. dividends (OECD code 10);
- d. interest (OECD code 11);
- e. royalties (OECD code 12);
- f. capital gains (OECD code 13);
- g. income from independent personal services (OECD code 14);
- h. salaries, wages, and other similar remuneration in respect of an employment (OECD code 15);
- i. directors' fees and other similar payments (OECD code 16);
- j. income derived by artists and sportsmen (OECD code 17);
- k. income from pensions, annuities, social security benefits and other similar remunerations (OECD codes 18 and 19);
- l. payments to students for education and training (OECD code 20);
- m. other income (OECD code 21).

Paragraph 3

The provisions of Article 22 of the Convention apply with respect to secrecy and the limits to the information that may be exchanged under this Memorandum of Understanding.

PROCEDURES ABOUT INFORMATION EXCHANGE

Paragraph 4

The information referred to in Paragraph 2 of this Memorandum of Understanding will be provided, to the extent possible, in standardised form, using the Standard Transmission Format of the Organisation for Economic Co-operation and Development (OECD) and transmitted to the Competent Authority electronically. The Competent Authorities will mutually determine in writing other formats and electronic methods for transmitting the information.

Paragraph 5

If the information provided is found to be incorrect or incomplete, the Competent Authority upon becoming aware of this will make this known to the other Competent Authority as soon as possible. The correct and complete information will be provided as soon as possible by the relevant Competent Authority. The same will apply with respect to technical problems or difficulties in converting the data provided.

Paragraph 6

1. The information will be provided to:

In Australia:

Assistant Commissioner
International Transparency and New Policy Implementation
Internationals
Public Groups and International
Australian Taxation Office

21 Genge Street
CIVIC SQUARE ACT 2601
AUSTRALIA

Attention: Exchange of Information Unit
Internationals, Public Groups & International

In the Republic of Latvia: State Revenue Service
1 Talejas str.
Riga, Latvia
LV-1978

Attention: Central Information Exchange Division
Tax Board

2. The Competent Authorities will inform each other by exchange of letters about the names of their authorised representatives and about any subsequent changes in these representatives.

Paragraph 7

Information referred to in Paragraph 2 will:

In the case of Australia, be provided within approximately 12 months following the end of the tax year during which the information became available; and

In the case of the Republic of Latvia, be provided within nine months following the end of the tax year during which the information became available.

Paragraph 8

The Competent Authorities may amend this Memorandum of Understanding at any time. Such amendments will apply after this has been mutually determined in writing by the Competent Authorities.

Paragraph 9

This Memorandum of Understanding will come into effect on the date of its signature by the Competent Authorities of Australia and the Republic of Latvia, whichever is later and its provisions will be applicable immediately after that date for an indefinite period of time. The Parties may terminate this Memorandum of Understanding by presenting the written notification about termination. In such case the Memorandum of Understanding shall cease to have effect after an expiration period of six (6) months from receiving the note.

SIGNED in duplicate in both the English and the Latvian languages, each version being equally valid. In case of any divergence in the interpretation of this Memorandum, the Competent Authorities will refer to the text in English.

For the Australian
Competent Authority

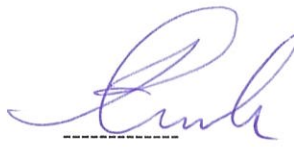
For the Latvian
Competent Authority



Signature

6/2/2017

Date



Signature

17.01.2017.

Date

Mr Anthony Siouclis
Assistant Commissioner
International Transparency and New Policy
Implementation
Internationals
Public Groups and International
Australian Taxation Office
Competent Authority

Ilze Cīrule
Director General
State Revenue Service