A RESOLUTION

1 to approve the accession of the Republic of the Marshall Islands to the Convention on Mutual Administrative Assistance in Tax Matters, as amended by the 2010 Protocol

WHEREAS, the Convention on Mutual Administrative Assistance in Tax Matters, as amended by the 2010 Protocol (the "Convention") came into force on June 1, 2011; and

WHEREAS, the Republic of the Marshall Islands is conscious of the need for international co-operation to counter tax evasion and other forms of tax non-compliance and has committed to the new international standard for automatic exchange of information; and

WHEREAS, the Republic of the Marshall Islands recognizes that to honor its commitment to the automatic exchange of information it must take the steps necessary to implement automatic exchange of information, including the establishment of an underlying legal basis for exchanging information; and

WHEREAS, the Convention provides the necessary legal basis for member States to enter automatic exchange of information relationships with other member States; and

WHEREAS, the Republic of the Marshall Islands desires to maintain its standing as an active member of the international community by signing, acceding, and adhering to relevant international instruments and agreements; and

WHEREAS, upon receipt of a letter of invitation from the Parties to the Convention to accede to the Convention, the Republic of the Marshall Islands wishes to accede to the Convention pursuant to Article 28 of the Convention; and
WHEREAS, the Republic of the Marshall Islands wishes to accede to the
Convention with the following reservations pursuant to Article 30:

Republic of the Marshall Islands Reservation

In connection with the ratification by the Republic of the Marshall Islands of the
Convention, the Government of the Republic of the Marshall Islands declares that it reserves
the right:

a. not to provide any form of assistance in relation to the taxes of other Parties in any
    of the categories listed in sub-paragraph b. of paragraph 1 of Article 2 of the
    Convention, provided that it has not included any domestic tax in that category under
    Annex A of the Convention;

b. not to provide assistance in the recovery of any tax claim, or the recovery of an
    administrative fine, for all taxes;

c. not to provide assistance in respect of any tax claim, which is in existence at the
    date of entry into force of the Convention in respect of the Republic of the Marshall
    Islands;

d. not to provide assistance in the service of documents for all taxes; and

e. to apply paragraph 7 of Article 28 of the Convention exclusively for administrative
   assistance related to taxable periods beginning on or after 1 January of the third year
   preceding the one in which the Convention entered into force in respect of a Party, or
   where there is no taxable period, for administrative assistance related to charges to
   tax arising on or after 1 January of the third year preceding the one in which the
   Convention entered into force in respect of a Party.
NOW THEREFORE, BE IT RESOLVED by the people of the Republic of the Marshall Islands, through their Nitijela in its 37th Constitutional Regular Session, 2016, that for the purposes of Article V, section 1(3)(d) of the Constitution, the Nitijela hereby APPROVES the accession of the Republic of the Marshall Islands to the Convention on Mutual Administrative Assistance in Tax Matters, as amended by the 2010 Protocol.

BE IT FURTHER RESOLVED that the Minister of Foreign Affairs or the Minister of Finance are authorized to execute the appropriate letters and transmittals associated with the deposit of the accession document.

Date: \[March 2, 2016\]  

Introduced by:

\[Brenson S. Wase\]  

PRINT NAME  

Signature