

FOURTEENTH CONGRESS OF THE REPUBLIC }
OF THE PHILIPPINES }
First Regular Session }

OFFICE OF THE CLERK
8 MAY 28 2009

SENATE

RECEIVED BY: 

COMMITTEE REPORT NO. 59

Submitted by the Committee on Foreign Relations
on MAY 28 2009.

Re: P.S. Res. No. 427, prepared by the Committee.

Recommending its approval without amendment.

Sponsor: Senator Defensor Santiago.

MR. PRESIDENT:

The Committee on Foreign Relations, to which was referred the Treaty,
entitled:

**"AGREEMENT BETWEEN THE GOVERNMENT OF THE
REPUBLIC OF THE PHILIPPINES AND THE GOVERNMENT
OF UNITED ARAB EMIRATES FOR THE AVOIDANCE OF
DOUBLE TAXATION AND THE PREVENTION OF FISCAL
EVASION WITH RESPECT TO TAXES ON INCOME AND ON
CAPITAL AND ITS PROTOCOL"**

has considered the same and has the honor to report it back to the Senate
with the recommendation that Proposed Senate Resolution No. 427,
prepared by the Committee, entitled:

**"RESOLUTION
CONCURRING IN THE RATIFICATION OF THE AGREEMENT
BETWEEN THE GOVERNMENT OF THE REPUBLIC OF THE
PHILIPPINES AND THE GOVERNMENT OF UNITED ARAB
EMIRATES FOR THE AVOIDANCE OF DOUBLE TAXATION
AND THE PREVENTION OF FISCAL EVASION WITH
RESPECT TO TAXES ON INCOME AND ON CAPITAL AND
ITS PROTOCOL"**


be approved without amendment.

FEB 02 2004

Respectfully submitted:


MIRIAM DEFENSOR SANTIAGO
Chair

Members:


EDGARDO J. ANGARA

JOKER P. ARROYO


JUAN PONCE ENRILE


RICHARD "DICK" J. GORDON

GREGORIO B. HONASAN II


MANUEL "LITO" M. LAPID


RAMON "DONG" REVILLA JR.


JUAN MIGUEL F. ZUBIRI


RODOLFO G. BIAZON


LOREN LEGARDA

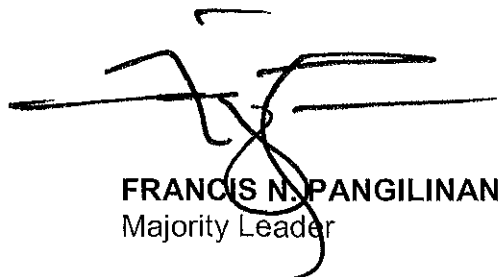

M.A. MADRIGAL



MAR ROXAS

ANTONIO "SONNY" F. TRILLANES IV

Ex-Officio Members:


JINGGOY EJERCITO ESTRADA
President Pro-Tempore


FRANCIS N. PANGILINAN
Majority Leader

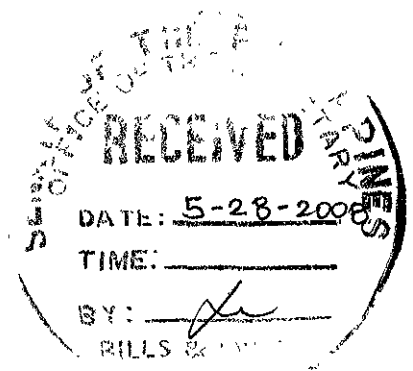

AQUILINO Q. PIMENTEL JR.
Minority Leader

MANNY VILLAR
President
Senate of the Philippines
Pasay City

FOURTEENTH CONGRESS OF THE REPUBLIC }
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P.S. RES. NO. 427



Prepared by the Committee on Foreign Relations

**“RESOLUTION
CONCURRING IN THE RATIFICATION OF THE AGREEMENT
BETWEEN THE GOVERNMENT OF THE REPUBLIC OF THE
PHILIPPINES AND THE GOVERNMENT OF UNITED ARAB
EMIRATES FOR THE AVOIDANCE OF DOUBLE TAXATION
AND THE PREVENTION OF FISCAL EVASION WITH RESPECT
TO TAXES ON INCOME AND ON CAPITAL AND ITS
PROTOCOL”**

WHEREAS, the *Agreement Between The Government Of The Republic Of The Philippines And The Government Of United Arab Emirates For The Avoidance Of Double Taxation And The Prevention Of Fiscal Evasion With Respect To Taxes On Income And On Capital And Its Protocol* were signed on 21 September 2003 in Dubai;

WHEREAS, the objective of the *Agreement and its Protocol* is to eliminate double taxation and tax evasion and covers income taxes on individuals, corporations, estates and trusts; withholding taxes; and stock transaction taxes;

WHEREAS, under the *Agreement*, double taxation will be eliminated by allowing, subject to limitations in the laws of both Parties, the amount of taxes paid in one of the Parties, as a deduction or credit against the taxes payable in the other Party, in respect to the same income;

WHEREAS, the *Agreement* is expected to promote international trade investment through the systematic allocation of taxing jurisdiction between the Contracting States and promote technology transfer, and international academic, cultural and sports exchanges by granting favorable tax treatments to professionals, artists, athletes, students, and teachers of the Contracting States;

WHEREAS, Article 28 of the *Agreement* provides that each of the Contracting States shall notify the other, through diplomatic channels of the completion of the procedures required by laws for the entry into force of the Agreement;

WHEREAS, in a hearing conducted by the Committee on Foreign Relations on 8 May 2008, representatives of the Department of Foreign Affairs (DFA), Bureau of Internal Revenue (BIR), Philippine Association of Service Importers (PASEI), and Overseas Workers Welfare Administration (OWWA) endorsed the concurrence in the ratification of the *Agreement and its Protocol*;

WHEREAS, pursuant to the Constitution, Article 7, Section 21, "No treaty or international agreement shall be valid and effective unless concurred in by at least two-thirds of all the members of the Senate";

NOW, THEREFORE, be it resolved that the Senate of the Philippines concur as it hereby concurs in the ratification of the "*Agreement Between The Republic Of The Philippines And The Government of United Arab Emirates For The Avoidance Of Double Taxation And The Prevention Of Fiscal Evasion With Respect To Taxes On Income And On Capital and Its Protocol*".

Adopted,


MIRIAM DEFENSOR SANTIAGO
Chair