

Multilateral Convention (MLI) – Hungary Publishes English and Hungarian Synthesized Texts of Hungary-Netherlands Treaty

7 August 2023

Report from IBFD Tax Treaties Unit

The Hungarian Ministry of Finance recently published the English and Hungarian synthesized texts of the [Hungary - Netherlands Income and Capital Tax Treaty \(1986\)](#), displaying the modifications made to the treaty by the MLI.

Hungary and the Netherlands deposited their instrument of ratification of the MLI on, respectively, 25 March 2021 and 29 March 2019. The MLI therefore entered into force for Hungary on 1 July 2021 and for the Netherlands on 1 July 2019.

The Netherlands expanded the application of the Multilateral BEPS Convention on its existing treaties on 25 November 2021 (see [Multilateral Instrument \(MLI\) – Netherlands Extends List of Treaties To Be Covered by MLI \(26 November 2021\)](#)).

Unless stated otherwise in the synthesized text, the provisions of the MLI will generally have effect with respect to the [Hungary - Netherlands Income and Capital Tax Treaty \(1986\)](#):

In Hungary and the Netherlands:

- with respect to taxes withheld at source on amounts paid or credited to non-residents, where the event giving rise to such taxes occurs on or after 1 January 2022; and
- with respect to all other taxes, for taxes levied with respect to taxable periods beginning on or after 1 January 2022.

In accordance with [paragraph 1 of article 36](#) of the MLI, the provisions of [Part VI](#) (Arbitration) of the MLI shall have effect with respect to this treaty with respect to cases presented to the competent authority of a contracting state (as described in [subparagraph a\) of paragraph 1 of article 19](#) (Mandatory Binding Arbitration) of the MLI), on or after 1 July 2021.

Furthermore, in accordance with [paragraph 2 of article 36](#) of the MLI, the provisions of [Part VI](#) (Arbitration) of the MLI will apply to a case presented to the competent authority of a contracting state prior to 1 July 2021 only if the competent authorities of both contracting states agree on its application to that specific case.

The purpose of the synthesized text is to facilitate the understanding of the application of the MLI but it is not in itself a source of law.

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