

Multilateral Convention (MLI) – Austria Publishes German Synthesized Text of Austria-Hong Kong Tax Agreement

23 March 2023

Report from IBFD Tax Treaties Unit

The Austrian Ministry of Finance recently published the German synthesized text of the [Austria - Hong Kong Income and Capital Tax Agreement \(2010\)](#), as amended by the 2012 protocol, displaying the modifications made to the agreement by the MLI. The document was jointly prepared by the competent authorities of Austria and Hong Kong and represents their shared understanding of the modifications made to the agreement by the MLI.

Austria deposited its instrument of ratification of the MLI on 22 September 2017. The instrument of approval for the MLI was deposited by China (People's Rep.) on behalf of Hong Kong on 25 May 2022. The MLI therefore entered into force for Austria on 1 July 2018 and for Hong Kong on 1 September 2022.

China (People's Rep.) on behalf of Hong Kong deposited a notification of completion of its internal procedures for the entry into effect of the MLI provisions pursuant to article 35(7)(b) of the MLI on 21 February 2023 (see [Multilateral Instrument \(MLI\) – Hong Kong Deposits Notification of Completion of Internal Procedures Under Article 35\(7\)\(b\) with OECD \(22 February 2023\)](#)).

Unless stated otherwise in the modifications document, the provisions of the MLI will have effect with respect to the [Austria - Hong Kong Income and Capital Tax Agreement \(2010\)](#)

In Austria:

- 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 2024; and
- with respect to all other taxes levied by Austria, for taxes levied with respect to taxable periods beginning on or after 1 January 2024.

In Hong Kong:

- 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 April 2023; and
- with respect to all other taxes levied by Hong Kong, for taxes levied with respect to taxable periods beginning on or after 1 April 2024.

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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