

Double Taxation Treaties – Situation as at 1 August 2013

The network of effective double taxation treaties between Serbia and other countries has been further extended as of 1 August 2013 for one new country: United Arab Emirates.

The list of 50 double taxation treaties of Serbia effective as at 1 August 2013 is presented below:

| No. | Country | Dividends* | Interest | Royalties |
|-----|----------------------|------------|----------|-----------|
| 1 | Albania | 15/5 | 10 | 10 |
| 2 | Austria | 15/5 | 10 | 10/5**** |
| 3 | Azerbaijan | 10 | 10 | 10 |
| 4 | Belarus | 15/5 | 8 | 10 |
| 5 | Belgium | 15/10 | 15 | 10 |
| 6 | Bosnia & Herzegovina | 10/5 | 10 | 10 |
| 7 | Bulgaria | 15/5 | 10 | 10 |
| 8 | China | 5 | 10 | 10 |
| 9 | Croatia | 10/5 | 10 | 10 |
| 10 | Cyprus | 10 | 10 | 10 |
| 11 | Czech Republic | 10 | 10 | 10/5***** |
| 12 | Denmark | 15/5 | 10 | 10 |
| 13 | Egypt | 15/5 | 15 | 15 |
| 14 | Estonia | 10/5 | 10 | 10/5***** |
| 15 | Finland | 15/5 | 0 | 10 |
| 16 | France | 15/5 | 0 | 0 |
| 17 | FYROM (Macedonia) | 15/5 | 10 | 10 |
| 18 | Germany | 15 | 0 | 10 |
| 19 | Greece | 15/5 | 10 | 10 |
| 20 | Hungary | 15/5 | 10 | 10 |
| 21 | Iran | 10 | 10 | 10 |
| 22 | India | 15/5 | 10 | 10 |
| 23 | Ireland | 10/5 | 10 | 10/5***** |
| 24 | Italy | 10 | 10 | 10 |
| 25 | North Korea | 10 | 10 | 10 |
| 26 | Kuwait | 10/5 | 10 | 10 |
| 27 | Latvia | 10/5 | 10 | 10/5**** |
| 28 | Libya | 10/5 | 10 | 10 |
| 29 | Lithuania | 10/5 | 10 | 10 |
| 30 | Malaysia | 20** | 10 | 10 |
| 31 | Malta | 10/5 | 10 | 10/5**** |
| 32 | Moldova | 15/5 | 10 | 10 |
| 33 | Montenegro | 10 | 10 | 10/5**** |
| 34 | Netherlands | 15/5 | 0 | 10 |
| 35 | Norway | 15 | 0 | 10 |
| 36 | Pakistan | 10 | 10 | 10 |
| 37 | Poland | 15/5 | 10 | 10 |

| | | | | |
|----|----------------------|-----------|---------|-----------|
| 38 | Qatar | 10/5 | 10 | 10 |
| 39 | Romania | 10 | 10 | 10 |
| 40 | Russia | 15/5 | 10 | 10 |
| 41 | Slovak Republic | 15/5 | 10 | 10 |
| 42 | Slovenia | 10/5 | 10 | 10/5**** |
| 43 | Spain | 10/5 | 10 | 10/5***** |
| 44 | Sri Lanka | 12.50 | 10 | 10 |
| 45 | Sweden | 15/5 | 0 | 0 |
| 46 | Switzerland | 15/5 | 10 | 0***** |
| 47 | Turkey | 15/5 | 10 | 10 |
| 48 | Ukraine | 10/5 | 10 | 10 |
| 49 | United Arab Emirates | 10/5/0*** | 10/0*** | 10 |
| 50 | United Kingdom | 15/5 | 10 | 10 |

* If the recipient company holds at least 25% (20% in DTT with Switzerland, 5% in DTT with UAE) of the paying company, the lower of the two rates shown applies.

** 10% rate applies if payer is resident of Malaysia, 20% if resident of Serbia.

*** 0% rate will apply if paid to the government of the contracting state (or political subdivisions or local authorities). In the case of payment of dividends by Serbian tax residents to tax residents of the United Arab Emirates, the Protocol provides specific list of entities to which 0% rate on dividends is applicable.

**** For the use of, or the right to use, any copyrights of literary, artistic or scientific work, including cinematography films, films and tapes for television and radio, the tax shall not exceed 5% of the gross amount of the royalties.

For the use of, or the right to use, any patent, trade mark, design or model, plan, secret formula or process, or for the use of, or the right to use, industrial, commercial or scientific equipment or for information concerning industrial, commercial or scientific experience, the tax shall not exceed 10% of the gross amount of the royalties.

***** For the use of, or the right to use, any copyright of literary, artistic or scientific work **except for computer software** and including cinematography films or films or tapes used for radio or television broadcasting, the tax shall not exceed 5% of the gross amount of the royalties.

For the use of, or the right to use, any patent, trade mark, design or model, plan, secret formula or process and computer software, or for the use of, or the right to use, industrial, commercial or scientific equipment, or for information concerning industrial, commercial or scientific experience, the tax shall not exceed 10% of the gross amount of the royalties.

***** Provided by the Protocol to the treaty between Serbia and Switzerland. Valid until Switzerland imposes withholding tax on royalties.

Foreign Tax Residence Certificates

Tax residence status of a recipient of income is proved by the POR-2 form (which needs to be certified by foreign competent authorities) **or** some other document certified by foreign competent authorities translated into Serbian language.

Contact details

Igor Lončarević

Partner

M: +381 60 20 55 570

iloncarevic@kpmg.com

Biljana Bujic

Director

M: +381 60 20 55 511

bbujic@kpmg.com

Nenad Nešovanović

Senior Manager

M: +381 60 20 55 543

nnesovanovic@kpmg.com

Jelena Miljković

Manager

M: +381 60 20 55 516

jmiljkovic@kpmg.com

KPMG d.o.o. Beograd

Kraljice Natalije 11

11000 Belgrade

Serbia

T: +381 11 20 50 500

F: +381 11 20 50 550

tax@kpmg.rs

kpmg.com/rs

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