

Republic of the Philippines  
Congress of the Philippines  
**Senate**  
Pasay City

Fourteenth Congress

Second Regular Session



RESOLUTION No. 118

RESOLUTION CONCURRING IN THE RATIFICATION  
OF THE PROTOCOL AMENDING THE  
CONVENTION BETWEEN THE REPUBLIC OF  
THE PHILIPPINES AND THE GOVERNMENT OF  
NEW ZEALAND FOR THE AVOIDANCE OF  
DOUBLE TAXATION AND THE PREVENTION  
OF FISCAL EVASION WITH RESPECT TO  
TAXES ON INCOME

WHEREAS, the *Protocol Amending The Convention  
Between The Republic Of The Philippines And The  
Government Of New Zealand For The Avoidance Of Double  
Taxation And The Prevention Of Fiscal Evasion With Respect  
To Taxes On Income* was signed in Wellington, New Zealand  
on 21 February 2002;

WHEREAS, The *Protocol*, consisting of seven (7) articles, amends the *Convention Between The Government Of The Republic Of The Philippines And The Government Of New Zealand For The Avoidance Of Double Taxation And The Prevention Of Fiscal Evasion With Respect To Taxes On Income* signed by the Parties on 29 April 1980;

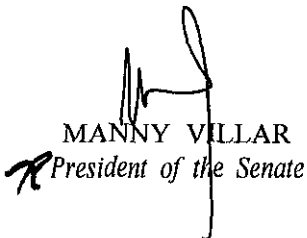
WHEREAS, the amendments under the *Protocol* eliminate economic double taxation for associated enterprises or the taxation of the same income in the hands of different persons. It also provides for a tax of ten (10) percent on interest earnings which could encourage New Zealand companies to grant loans to Philippine companies and encourage deposits in local banks. Amendments to taxes on royalties as well as granting of a credit on taxes payable on dividends paid by the Philippine companies to New Zealand companies are also provided in the *Protocol*;

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), and the Australian-New Zealand Chamber of Commerce Philippines, Inc. (ANZCHAM) endorsed the concurrence in the ratification of the *Protocol*;

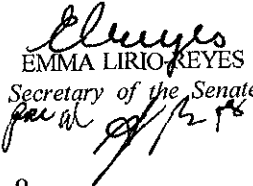
WHEREAS, pursuant to the Constitution, Article 7, Section 21, "No treaty or international agreement shall be valid and effective unless concurred in by at least two-thirds of all the Members of the Senate": Now, therefore, be it

*Resolved*, That the Senate of the Philippines concur, as it hereby concurs, in the ratification of the "*Protocol Amending The Convention Between The Republic Of The Philippines And The Government Of New Zealand For The Avoidance Of Double Taxation And The Prevention Of Fiscal Evasion With Respect To Taxes On Income*".

Adopted,

  
MANNY VILLAR  
President of the Senate

This Resolution was adopted by the Senate on September 15, 2008.

  
EMMA LIRIO REYES  
Secretary of the Senate  
for at 9/15/08