

2. The Order of 1931 shall have effect as though the following sub-paragraph were inserted after sub-paragraph 3 of Article 2:—

"(4) With the approval of the Lords Commissioners of the Treasury and of a Secretary of State to provide that silver coins issued by the Government of the Colony of Southern Rhodesia and declared to be Legal Tender by that Government within that Colony shall be current in the Protectorate, and the tender of payment of money in the Protectorate, if made in any of those coins, shall if the coins have not been illegally dealt with, be a Legal Tender for any amount not exceeding £2 sterling in value."

And the Right Honourable Sir Philip Cunliffe-Lister, one of His Majesty's Principal Secretaries of State, is to give the necessary directions herein accordingly.

M. P. A. Hankey.

At the Court at *Buckingham Palace*, the 10th day of *November*, 1932.

PRESENT,

The KING's Most Excellent Majesty in Council.

WHEREAS it is, among other things, provided by subsection (1) of section seventeen of the Finance Act, 1930, that if His Majesty in Council is pleased to declare—

(a) that any profits or gains arising directly or indirectly to a person resident in any foreign state through an agency in the United Kingdom or to a person resident in the United Kingdom through an agency in any foreign state are chargeable both to United Kingdom income tax and to income tax payable under the law in force in that foreign state; and

(b) that arrangements as specified in the declaration have been made with the Government concerned with a view to the granting of relief from such double taxation,

then, unless and until the declaration is revoked by His Majesty in Council, the arrangements specified therein shall, so far as they relate to the relief to be granted from United Kingdom income tax, have effect as if enacted in that Act, but only if and so long as the arrangements, so far as they relate to the relief to be granted from the income tax payable in the foreign state, have the effect of law in the foreign state:

And whereas it is enacted by a proviso to the said subsection that no such arrangements as aforesaid shall exempt from United Kingdom income tax any profits or gains which either—

(i) arise from the sale of goods from a stock in the United Kingdom; or

(ii) accrue to a person resident in the United Kingdom; or

(iii) accrue to a person not resident in the United Kingdom directly or indirectly through any branch or management in the United Kingdom or through any agency in the United Kingdom where the agent has and habitually exercises a general authority to negotiate and conclude contracts:

And whereas the Agreement set out in the Schedule to this Declaration has been made

between the Government of the United Kingdom of Great Britain and Northern Ireland and the Swiss Federal Council:

Now, therefore, His Majesty is pleased, by and with the advice of His Privy Council, to declare, and it is hereby declared—

(a) that certain profits or gains arising directly or indirectly to persons resident in Switzerland through agencies in the United Kingdom or to persons resident in the United Kingdom through agencies in Switzerland are chargeable both to United Kingdom income tax and to income tax payable under the law in force in Switzerland; and

(b) that the arrangements contained in the said Agreement have been made with a view to the granting of relief from such double taxation.

And His Majesty is further pleased to order, and it is hereby ordered, that this Declaration may be cited as "The Relief from Double Income Tax on Agency Profits (Switzerland) Declaration, 1932".

M. P. A. Hankey.

#### SCHEDULE.

AGREEMENT BETWEEN HIS MAJESTY'S GOVERNMENT IN THE UNITED KINGDOM AND THE SWISS FEDERAL COUNCIL.

The Government of the United Kingdom of Great Britain and Northern Ireland and the Swiss Federal Council, being desirous of concluding an Agreement for reciprocal exemption from taxation in certain cases of profits or gains arising through an agency and by this means of facilitating the conclusion of a general Agreement for the avoidance of double taxation, have appointed to that end as their plenipotentiaries:

The Government of the United Kingdom of Great Britain and Northern Ireland:

His Excellency Sir Howard William Kennard, His Britannic Majesty's Minister.

The Swiss Federal Council:

M. Giuseppe Motta, Federal Councillor, Chief of the Federal Political Department,

who having communicated to each other their full powers, found to be in due form, have agreed as follows:—

#### Article 1.

The Government of the United Kingdom of Great Britain and Northern Ireland undertake that the profits or gains to which this Article relates shall, so long as the exemptions specified in Article 2 hereof remain effective, be exempted from Income Tax (including Sur-tax) chargeable in the United Kingdom for the year of assessment commencing on the sixth day of April, nineteen hundred and thirty, and for every subsequent year of assessment, and will take the necessary action under section seventeen of the Act of Parliament of the United Kingdom known as the Finance Act, 1930, with a view to giving the force of law to the exemption aforesaid.

The profits or gains to which this Article relates are any profits or gains arising, whether directly or indirectly, through an agency in the United Kingdom to a person who is resident in Switzerland and is not resident