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Jersey signals an intention to get tough on TIEAs

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On 22 October 2013, a draft amendment to the Taxation (Exchange of Information with Third Countries) (Jersey) Regulations was lodged with the States of Jersey.

The accompanying report states that the main objective of the amendments is to address:

The report signals a clear commitment to ensuring that tax information requests made of Jersey entities are dealt with quickly and in line with international standards.

Crucially, the proposed amendments will retrospectively apply to existing requests, subject to certain exceptions. The report envisages that this may expedite Jersey's removal from France's list of non-cooperative jurisdictions.

The key changes proposed by the draft amendments include:

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The proposed amendments are due to be debated in the States of Jersey on 5 November 2013 and could be brought into force very shortly after that.

Financial institutions in Jersey will need to keep abreast of this amendment. If the amendment comes into force, the Jersey TIEA regime will require quicker and more decisive action from recipients of notices, in particular recipients of third party notices.

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Meet the Author



Edward Mackereth

Global Managing Partner

<u>Jersey</u>

E: edward.mackereth@ogier.com

T: <u>+44 1534 514320</u>

Key Contacts



Katrina Edge

Partner

<u>Jersey</u>

E: katrina.edge@ogier.com

T: <u>+44 1534 514192</u>



Nick Williams

Partner

<u>Jersey</u>

E: nick.williams@ogier.com

T: <u>+44 1534 514318</u>



Bruce MacNeil

Partner

<u>Jersey</u>

E: bruce.macneil@ogier.com

T: <u>+44 1534 514394</u>

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