Korea

A. Progress in the implementation of the minimum standard

Korea has 94 tax agreements in force as reported in its response to the Peer Review questionnaire. Fifty-seven of those agreements comply with the minimum standard.

Korea signed the MLI in 2017 and deposited its instrument of ratification on 13 May 2020. The MLI entered into force for Korea on 1 September 2020. The agreements modified by the MLI come into compliance with the minimum standard once the provisions of the MLI take effect.

Korea has not listed its agreements with Albania, Belarus, Brazil and Germany, but indicated in its response to the Peer Review questionnaire that steps have been taken (other than under the MLI) to implement the minimum standard in the agreements with Albania, Belarus, Brazil, Ecuador*, Ethiopia*, Germany, Iran*, Kyrgyzstan*, Lao People's Democratic Republic*, Myanmar*, Nepal*, and Venezuela*. Albania and Türkiye have listed their agreements with Korea under the MLI.

Korea has signed a bilateral complying instrument with respect to its agreement with Türkiye.

Korea is implementing the minimum standard through the inclusion of the preamble statement and the PPT.⁸⁶

B. Conclusion

No jurisdiction has raised any concerns about their agreements with Korea.

Albania has listed their agreements with Korea under the MLI, which amount to requests to implement the minimum standard.

Summary of the jurisdiction response - Korea

	1.Treaty partners	2. Compliance with the standard	3. Signature of a complying instrument	4. Minimum standard provision used
1	Albania	No	No	PPT
2	Algeria*	No	No	PPT
3	Australia	Yes MLI		PPT
4	Austria	Yes other		PPT
5	Azerbaijan	No	No	PPT
6	Bahrain	Yes MLI		PPT
7	Bangladesh*	No	No	PPT
8	Belarus	No	No	PPT
9	Belgium	Yes MLI		PPT
10	Brazil	No	No	PPT
11	Brunei Darussalam	No	No	PPT
12	Bulgaria	Yes MLI		PPT
13	Cambodia*	Yes other		PPT
14	Canada	Yes MLI		PPT

⁸⁶ For its agreements listed under the MLI, Korea is implementing the preamble statement (Article 6 of the MLI) and the PPT (Article 7 of the MLI).

15	Chile	Yes MLI		PPT
16	China (People's Republic of)	Yes MLI		PPT
17	Colombia	No	Yes MLI	PPT
18	Croatia	Yes MLI		PPT
19	Czechia	Yes other		PPT
20	Denmark	Yes MLI		PPT
21	Ecuador*	No	No	PPT
22	Egypt	Yes MLI		PPT
23	Estonia	No	Yes MLI	PPT
24	Ethiopia*	No	No	PPT
25	Fiji*	No	Yes MLI	PPT
26	Finland	Yes MLI		PPT
27	France	Yes MLI		PPT
28	Gabon	No	No	PPT
29	Georgia	Yes MLI		PPT
30	Germany	No	No	PPT
31	Greece	Yes MLI	1.0	PPT
32	Hong Kong (China)	Yes MLI		PPT
33	Hungary	Yes MLI		PPT
34	Iceland	Yes MLI		PPT
35	India	Yes MLI		PPT
		Yes MLI		PPT
36	Indonesia Iran*	No Yes MLI	NI	PPT
37			No	
38	Ireland	Yes MLI		PPT
39	Israel	Yes MLI	V MI	PPT
40	ltaly .	No	Yes MLI	PPT
41	Japan	Yes MLI		PPT
42	Jordan	Yes MLI		PPT
43	Kazakhstan	Yes MLI		PPT
44	Kenya	No	No	PPT
45	Kuwait	No	Yes MLI	PPT
46	Kyrgyzstan*	No	No	PPT
47	Lao People's Democratic Republic*	No	No	PPT
48	Latvia	Yes MLI		PPT
49	Lithuania	Yes MLI		PPT
50	Luxembourg	Yes MLI		PPT
51	Malaysia	Yes MLI		PPT
52	Malta	Yes MLI		PPT
53	Mexico	No	Yes MLI	PPT
54	Mongolia	No	Yes MLI	PPT
55	Morocco	No	Yes MLI	PPT
56	Myanmar*	No	No	PPT
57	Nepal*	No	No	PPT
58	Netherlands	Yes MLI		PPT
59	New Zealand	Yes MLI		PPT
60	Norway	No	No	PPT
61	Oman	Yes MLI		PPT
62	Pakistan	Yes MLI		PPT
63	Panama	Yes MLI		PPT
64	Papua New Guinea	No	Yes MLI	PPT
65	Peru Peru	No	Yes MLI	PPT
66	Philippines	No	No No	PPT
67	Poland	Yes MLI	INU	PPT

68	Portugal	Yes MLI		PPT
69	Qatar	Yes MLI		PPT
70	Romania	No	Yes MLI	PPT
71	Russian Federation	Yes MLI		PPT
72	Saudi Arabia	Yes MLI		PPT
73	Serbia	Yes MLI		PPT
74	Singapore	Yes other		PPT
75	Slovak Republic	Yes MLI		PPT
76	Slovenia	Yes MLI		PPT
77	South Africa	Yes MLI		PPT
78	Spain	Yes MLI		PPT
79	Sri Lanka	No	No	PPT
80	Sweden	No	Yes MLI	PPT
81	Switzerland	Yes other		PPT
82	Tajikistan*	Yes other		PPT
83	Thailand	Yes MLI		PPT
84	Tunisia	No	Yes MLI	PPT
85	Türkiye	No	Yes other	PPT
86	Turkmenistan*	Yes other		PPT
87	Ukraine	Yes MLI		PPT
88	United Arab Emirates	Yes MLI		PPT
89	United Kingdom	Yes MLI		PPT
90	United States	No	No	
91	Uruguay	Yes MLI		PPT
92	Uzbekistan	Yes other		PPT
93	Venezuela*	No	No	PPT
94	Viet Nam	No	Yes MLI	PPT



From:

Prevention of Tax Treaty Abuse – Sixth Peer Review Report on Treaty Shopping

Inclusive Framework on BEPS: Action 6

Access the complete publication at:

https://doi.org/10.1787/36cebf8e-en

Please cite this chapter as:

OECD (2024), "Korea", in *Prevention of Tax Treaty Abuse – Sixth Peer Review Report on Treaty Shopping: Inclusive Framework on BEPS: Action 6*, OECD Publishing, Paris.

DOI: https://doi.org/10.1787/17dffb42-en

This document, as well as any data and map included herein, are without prejudice to the status of or sovereignty over any territory, to the delimitation of international frontiers and boundaries and to the name of any territory, city or area. Extracts from publications may be subject to additional disclaimers, which are set out in the complete version of the publication, available at the link provided.

The use of this work, whether digital or print, is governed by the Terms and Conditions to be found at http://www.oecd.org/termsandconditions.

