

b) in the case of debts and deductions, an amount which bears the same ratio to the total debts and deductions as the value of the property situated in the said State subject to debts and deductions bears to the value of the total property wheresoever situated subject to debts and deductions.

ARTICLE 5

I—The contracting State which levies a tax on the death of a person who, at the time of his death, was domiciled in its territory will allow against the said tax (as calculated under its own legislation) a credit corresponding to the amount of tax imposed by the other contracting State on the property included in the basis of the tax imposed by both States; but the amount of this credit shall not exceed the portion of the tax collected by the former State on the same property.

II—For the purposes of this Article the amount of tax assessed by each of the contracting States with respect to any property shall be calculated so as to take into account all allowances, exemptions, credits, remittances, reductions or increases provided by its legislation other than the credit referred to in this Article.

ARTICLE 6

I—All claims for credit or refund of tax based on the provisions of this Agreement must be made within a period of five years from the date of the death of the deceased.

II—Any refund of this nature will be made without interest on the amount refunded.

ARTICLE 7

I—To assure the better application of the taxes referred to in this Agreement each of the contracting States undertakes to furnish to the other contracting State the information of a fiscal nature which the competent authorities have at their disposal or are in a position to obtain under the rules of its own legislation and which may be of use to the other State in the assessment of the said taxes.

Such information shall be exchanged directly by the competent fiscal authorities of the two States in the ordinary course or on request.

II—Pursuant to the foregoing provisions the Minister of National Revenue for Canada shall furnish in the ordinary course to the French Minister of Finance and of Economic Affairs the information which is available to him with respect to the composition of the estate:

a) of a decedent, any part of whose estate is subject to the application of the Dominion Succession Duty Act, when a portion of the property of the succession is subject in France to the Inheritance Act;

b) of a decedent who has his domicile in France when the succession includes property situated in Canada.

For his part, the French Minister of Finance and of Economic Affairs shall furnish in the ordinary course to the Minister of National Revenue for Canada the information which is available to him with respect to the composition of the estate:

a) of a decedent, any part of whose estate is subject to the inheritance taxes, when a portion of the property included in the succession is subject to the application of the Dominion Succession Duty Act;

b) of a decedent who has his domicile in Canada when the succession includes property situated in France.