

the dividend shall be deemed to have been paid by a company not resident in Malaysia.

4. With reference to paragraph 4 of the Article XII, it is understood that the term "royalties" does not include any royalty or other amount paid in respect of the operation of a mine, oil well, quarry or any other place of extraction of natural resources or of timber or forest produce.

5. With reference to the said Agreement, it is agreed that its provisions shall not be construed to restrict in any manner any exclusion, exemption, deduction, credit, or other allowance now or hereafter accorded

- (a) by the laws of one of the Contracting States in the determination of the tax imposed by that Contracting State, or
- (b) by any other agreement entered into by a Contracting State.

6. With reference to the said Agreement, it is agreed that nothing therein stated shall be construed as preventing Canada from imposing a tax on amounts included in the income of a resident of Canada according to section 91 (Foreign Accrual Property Income) of the Canadian Income Tax Act.