

Dividends Tax: Summary of withholding tax rates per South African Double Taxation Agreements currently in force

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Country - entry into force	Rate in DTA	Requirements to qualify for a particular rate	Extract from DTA Article on Dividends
Austria (Republic of) 6.2.1997	5%	Minimum holding of 25% of capital (directly) by a beneficial owner which is a company	10(2) However, such dividends may also be taxed in the Contracting State of which the company paying the dividends is a resident and according to the laws of that State, but if the recipient is the beneficial owner of the dividends the tax so charged shall not exceed: (a) 5 per cent of the gross amount of the dividends if the beneficial owner is a company (other than a partnership) which holds directly at least 25 per cent of the capital of the company paying the dividends; (b) 15 per cent of the gross amount of the dividends in all other cases.
	15%	Other beneficial owners	
France (French Republic) 1.11.1995	5%	Minimum holding of 10% of capital (directly) by a beneficial owner which is a company	10(2) However, such dividends may also be taxed in the Contracting State of which the company paying the dividends is a resident and according to the laws of that State, but if the recipient is the beneficial owner of the dividends the tax so charged shall not exceed: (a) 5 per cent of the gross amount of the dividends if the beneficial owner is a company which holds directly at least 10 per cent of the capital of the company paying the dividends; (b) 15 per cent of the gross amount of the dividends in all other cases. 28(2) In respect of Article 10, an investment company or fund, which is situated in a Contracting State where it is not subject to a tax mentioned in sub-paragraphs (a)(i) or (ii) or in sub-paragraph (b) of paragraph 3 of Article 2, and receives dividends or interest arising in the other Contracting State can ask for the aggregate amount of the tax reductions or exemptions or other advantages provided by the Convention in the proportion of such income which corresponds to the rights in the company or fund held by residents of the first-mentioned State and which is taxable in the hands of those residents.
	15%	Other beneficial owners	
Germany (Federal Republic of) 28.2.1975	7,5%	Minimum holding of 25% of voting shares (directly) by a beneficial owner which is a company	7(2) However, such dividends may be taxed in the Contracting State of which the company paying the dividends is a resident, and according to the law of that State, but the tax so charged shall not exceed: (a) 7,5 per cent of the gross amount of the dividends if the recipient is a company (excluding partnerships) which owns directly at least 25 per cent of the voting shares of the company paying the dividends; (b) 15 per cent of the gross amount of the dividends in cases not dealt with in subparagraph (a) if such dividends are subject to tax in the other Contracting State.
	15%	Other beneficial owners	
United Kingdom of Great Britain & Northern Ireland 28.2.1975 Dividends: 13.10.2011	5%	Minimum holding of 10% of capital by a beneficial owner which is a company	10(2) However, such dividends may also be taxed in the Contracting State of which the company paying the dividends is a resident and according to the laws of that State, but if the beneficial owner of the dividends is a resident of the other Contracting State, the tax so charged shall not exceed: (a) 5 per cent of the gross amount of the dividends if the beneficial owner is a company which holds at least 10 per cent of the capital of the company paying the dividends; or (b) 15 per cent of the gross amount of the dividends in the case of qualifying dividends paid by a property investment company which is a resident of a Contracting State; or (c) 10 per cent of the gross amount of the dividends in all other cases.
	15%	Qualifying dividends paid by a property investment company	
	10%	Other beneficial owners	
United States of America 28.12.1997	0%	Contracting State, and any political subdivision or local authority etc - see article 10(B) for details	10(2) However, such dividends may also be taxed in the Contracting State of which the payor is a resident, and according to the laws of that State, but if the beneficial owner of the dividends is a resident of the other Contracting State, the tax so charged shall not exceed: (a) 5 per cent of the gross amount of the dividends if the beneficial owner is a company which holds directly at least 10 per cent of the voting stock of the company paying the dividends; and (b) 15 per cent of the gross amount of the dividends in all other cases. In the case of dividends paid by a Real Estate Investment Trust, subparagraph b) shall apply only if the dividend is beneficially owned by an individual holding a less than 10 per cent interest in the Real Estate Investment Trust; otherwise, the rate of withholding applicable under domestic law shall apply.
	5%	Minimum holding of 10% of voting power (directly) by a beneficial owner which is a company	
	15%	Other beneficial owners	10(B) Notwithstanding paragraph 2, dividends may not be taxed in the Contracting State of which the payor is a resident if the beneficial owner of the dividends is: a) a Contracting State, and any political subdivision or local authority thereof; or b) a pension trust or fund of an entity described in subparagraph a) that is constituted and operated exclusively to administer or provide pension benefits described in Article 19 (Government Service) and that does not control the payor of the dividend.