REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF INTERNAL REVENUE

Quezon City

Certificate of Tax Exemption No:
BOI - LEH - 594 - 2021

CERTIFICATE OF TAX EXEMPTION

TO ALL WHOM IT MAY CONCERN:

This certifies that **AMAIA LAND CORP.**[1], with Taxpayer Identification Number (TIN) is exempt from income tax and creditable withholding tax on its income received directly in connection with its low-cost mass housing project, **Amaia Scapes Laguna – Brgy. Barandal, Calamba City, Laguna,** consisting of 1,659 units used solely for family home or dwelling purposes, located at Brgy. Barandal, Calamba City, Laguna, a project duly registered with the Board of Investments (BOI) under Certificate of Registration (COR) No. dated March 23, 2011, for a period of **four (4) years** beginning from **March 2011** or actual start of commercial operations/selling, whichever is earlier, but in no case earlier than the date of registration of the project with the BOI, pursuant to Executive Order (EO) No. 226, otherwise known as the "Omnibus Investments Code of 1987" and Section 2.57.5 (B) (2) of Revenue Regulations (RR) No. 2-98, as amended.

Moreover, the sale by the Company of residential lot valued at P1,500,000.00 and below, or house and lot and other residential dwellings valued at P2,500,000.00 and below, is exempt from value-added tax (VAT) pursuant to Section 109 (1) (P) of the National Internal Revenue Code (Tax Code) of 1997, as amended. Provided, however, that beginning January 01, 2012,[2] the exemption from VAT shall apply to sale of residential lot valued at P1,919,500.00 and below, or house and lot and other residential dwellings valued at P3,199,200.00 and below. Provided further, that beginning January 01, 2021, the exemption from VAT shall only apply to sale of house and lot and other residential dwellings[3] with selling price of not more than P3,199,200.00.[4]

However, the sale of units in excess of the **1,659** units registered with the BOI (per License to Sell Nos. [534 lots/units] and [1,294 lots/units], both issued by the Housing and Land Use Regulatory Board, the excess is 169 units), including those units used for commercial purposes such as leasing, retail stores, offices, etc., shall be subject to the payment of appropriate taxes under the Tax Code of 1997, as amended.

The grant of tax exemption herein is subject to the compliance with the provisions of applicable BIR rules and regulations and the Terms and Conditions stated at the back hereof. The Company is liable, however, for all other applicable taxes not discussed above.

This Certificate of Tax Exemption is being issued on the basis of the facts and documents as represented and submitted. However, if upon investigation, the BIR ascertains that the facts are different, then this Certificate shall be considered null and void.

Issued this ____ day of OCT 18 2021.

CAESAR R. DULAY
Commissioner of Internal Revenue

K-1-MDT

0-6370

[1] Formerly: First Communities Realty, Inc.
[2] As adjusted using the 2010 Consumer Price Index values per RR No. 16-2011 dated October 21, 2011.
[3] Sale of lot only, regardless of the price, shall be subject to VAT starting January 01, 2021 pursuant to Republic Act (RA) No. 10963.
[4] Per RR No. 8-2021 dated June 11, 2021.

TERMS AND CONDITIONS OF THE CERTIFICATE OF TAX EXEMPTION

1. The exemption from income and creditable withholding taxes covers only income directly attributable to the revenues generated from the project, **Amaia Scapes Laguna – Brgy. Barandal, Calamba City, Laguna,** consisting of **1,659** units used solely for family home or dwelling purposes, located at Brgy. Barandal, Calamba City, Laguna. Such exemption shall not cover revenues from units with selling price exceeding P3,000,000.00. Moreover, the **1,659** units covered by License to Sell Nos. and shall not be sold for more than P1,250,000.00 per unit.

2. The Company is obligated to construct and sell **1,659** housing units based on the following schedules/sales revenues:

Year	Volume (No. of Units)	Sales (PhP'000)
1	128	
2	511	
3	579	
4	441	
Total	**1,659**	

3. In the computation of the project's ITH, interest income from in-house financing shall not be considered as part of the revenues generated from the registered housing project.

4. The Company's entitlement to ITH for its BOI-registered housing project is subject to the compliance with the provisions of the Specific Terms and Conditions of its BOI Registration.

5. Pursuant to Section 4 of Republic Act (RA) No. 10708[5], the Company is required to file its tax returns and pay its tax liabilities, on or before the deadline as provided under the Tax Code of 1997, as amended, using the electronic system for filing and payment of taxes of the BIR. It shall file with BOI a complete annual tax incentives report of its income-based tax incentives, VAT and duty exemptions, deductions, credits or exclusions from the tax base, as may be provided under EO No. 226, within the periods prescribed under RA No. 10708's Implementing Rules and Regulations and Joint Memorandum Circular No. 1-2016 dated September 1, 2016.

6. The Company shall be constituted as a withholding agent for the government if it acts as employer and any of its employees received compensation income subject to compensation withholding tax, or if it makes payments to individuals or corporations subject to the withholding taxes as source as required under Chapter XIII and Section 57 of the Tax Code of 1997, as amended, and implemented by RR No. 2-98, as amended.

7. The Company is required to file on or before the 15th day of the fourth month following the close of its accounting period of a Profit and Loss Statement and Balance Sheet with the Annual Information Return under oath, stating its gross income and expenses incurred during the taxable year.

8. Finally, the Company's books of accounts and other pertinent records shall be subject to periodic examination by revenue enforcement officers of this Bureau for the purpose of ascertaining whether it is complying with the conditions under which it has been granted tax exemption or tax incentives and its tax liability if any, pursuant to Section 235 of the Tax Code of 1997, as amended.

[5] An Act Enhancing Transparency in the Management and Accounting of Tax Incentives Administered by Investment Promotion Agencies