March 8, 2018

CERTIFICATE OF TAX EXEMPTION NO. 361-18

CERTIFICATE OF TAX EXEMPTION

TO ALL WHOM IT MAY CONCERN :

This certifies that the **CITY GOVERNMENT OF SURIGAO**, in the exercise of its governmental function to provide shelter to its residents, is exempt from capital gains tax/creditable withholding tax on its sale of socialized housing units/lots in favor of the homeless beneficiaries [1] of the City, particularly in Canlanipa Housing Project, Phases I, II and III, in accordance with its Housing Resettlement Program. (*BIR Ruling No. 371-16* dated November 8, 2016)

The sale of the socialized housing units/lots, however, is subject to the documentary stamp tax imposed under Section 196 of the Tax Code of 1997, as amended, based on the actual consideration thereof considering that one of the contracting parties is the Government pursuant to Section 196 of the 1997 Tax Code, as amended. Moreover, the notarial acknowledgement on the individual deed of transfer is subject to the documentary stamp tax under Section 188 of the 1997 Tax Code, as amended.

It is understood that this Certificate of Tax Exemption (CTE) is never intended, and shall not be construed, as giving authority to the concerned Register of Deeds to effect transfer of the land titles in the name of the awardees without the necessary Certificate Authorizing Registration (CAR) issued by this Bureau. In this regard, this CTE shall be presented to the Revenue District Office (RDO) concerned in order for the latter to issue the CAR.

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 8th day of March, 2018.

(SGD.) CAESAR R. DULAY
Commissioner of Internal Revenue

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Footnotes

1. Annex A (Master list of beneficiaries consisting of fifteen [15] pages).

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