August 20, 2019

CERTIFICATE OF TAX EXEMPTION NO. 453-19

CERTIFICATE OF TAX EXEMPTION

TO ALL WHOM IT MAY CONCERN :

This certifies that **SUMMERHILLS HOME DEVELOPMENT CORP.** [1] with Taxpayers Identification Number (TIN) 000-000-001-000, is exempt from income tax and creditable withholding tax (CWT) pursuant to Section 20 (d) (1) of Republic Act (RA) No. 7279, as amended by RA No. 10884 (Balanced Housing Development Program Amendments) dated July 17, 2016, on its income received directly in connection with its sale of socialized house and lot units for residential and dwelling purposes to qualified beneficiaries in **Heneral Dos-Trece Martires City**, consisting of **711** house and lot units, located at Brgy. Hugo Perez (formerly Sampalucan), Trece Martires City (formerly Gen. Trias), Cavite, a project duly registered with the Housing and Land Use Regulatory Board (HLURB) under Certificate of Registration No. 25895 and License to Sell No. 029102 both dated October 14, 2014, provided that the selling price of said lots and units does not exceed P450,000.00 [2] per house and lot.

Moreover, the sale by **SUMMERHILLS HOME DEVELOPMENT CORP.** 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, is exempt from value-added tax (VAT) pursuant to Section 109 (1) (P) of the National Internal Revenue Code of 1997, as amended. Provided, however, 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 P2,000,000.00.

Furthermore, the Deed of Absolute Sale executed by the Landowner in favor of **SUMMERHILLS HOME DEVELOPMENT CORP.** over the parcel of land described below, to wit:

Date	Name of Landowner	Transfer Certificate of Title (TCT) No.	Area (sq. m.)	Transferred (sq. m.)	Location
November 12, 2012	BDO Unibank, Inc. [4]	T-0000000	83,895	83,895	Brgy. Pasong Kawayan, General Trias, Cavite [5]

in so far as the area corresponding to the **711** house and lot units is concerned, is not subject to capital gains tax (CGT) and VAT pursuant to Section 20 (d) (2) of RA No.

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7279, as amended, and Section 109 (1) (P) of the National Internal Revenue Code of 1997, as amended.

It is observed, however, that documentary stamp tax (DST) is not one of the taxes covered by the tax exemption clause in Section 20 of RA No. 7279. Thus, the documents conveying the properties shall be subject to DST imposed under Section 196 of the National Internal Revenue Code of 1997, as amended, based on the consideration contracted to be paid for such realties or on their fair market value determined in accordance with Section 6 (E) of the same Code, whichever is higher. Likewise, the sale of the 51 lots and units classified as Economic Housing, [6] not being covered by RA No. 7279, as amended, shall be subject to the payment of appropriate taxes.

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 in Annex "A" hereof. The Company is liable, however, for 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 20th day of August, 2019.

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

ANNEX A

TERMS AND CONDITIONS
OF THE CERTIFICATE OF TAX EXEMPTION

1. The exemption from income, creditable withholding taxes and VAT covers only income directly attributable to the revenues generated from the **711** house and lot units, located at Brgy. Hugo Perez (formerly Sampalucan), Trece Martires City (formerly Gen. Trias), Cavite.

2. The developer shall submit the sworn statement of the buyer that he is eligible as a socialized housing beneficiary under Section 5 (A) of Revenue Regulations (RR) No. 11-97 to the BIR during the processing of the Certificate Authorizing Registration (CAR) for the transfer of the title of the socialized housing unit.

3. It is understood that the Certificate Authorizing Registration (CAR) shall only be issued after it is established upon proper verification by the Revenue District Officer (RDO) concerned that, considering the rules on valuation of real property, the actual selling price per sale transaction of the socialized house and lot packages in this case does not really exceed P450,000.00.

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Footnotes

1. Formerly: SM Property Sales, Inc.
2. Pursuant to HLURB License to Sell No. 029102 dated October 14, 2014.
3. Sale of lot only, regardless of the price, shall be subject to VAT starting January 01, 2021 pursuant to RA No. 10963.
4. Doing business under any of the following names and styles: BDO, BDO Unibank, Banco De Oro, Banco De Oro Unibank, BDO Banco De Oro [Formerly: Banco De Oro Unibank, Inc.].
5. Per Tax Declaration: Brgy. H. Perez, Trece Martires City, Cavite.
6. Per License to Sell No. 029103 dated October 14, 2014.

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