April 5, 2018

CERTIFICATE OF TAX EXEMPTION NO. 601-18

CERTIFICATE OF TAX EXEMPTION

TO ALL WHOM IT MAY CONCERN :

This certifies that the domain under the Deed of Donation dated October 11, 2017 executed by:

Name of Donors	TIN	Address
AAA	000-000-000	_____
BBB	000-000-000	

in favor of:

Name of Donee	TIN	Address
SAINT BERNADETTE COLLEGE OF ALABANG, INC.	000-000-000	Km. 23.6 East Service Road, Uding's Compound, Alabang, Muntinlupa 1770

covering the following properties:

Transfer Certificate of Title	Area (sq. m.)	Location
2242	541	Uding's Compound, Brgy. Alabang, Muntinlupa
014-2016001680	916	
(S-39674) 112770	2,189	
(186185) 086582	2,188	

being a gift in favor of an educational institution is exempt from the payment of the donor's tax pursuant to Section 101 (A) (3) [1] of the National Internal Revenue Code of 1997, as amended, subject to the condition that not more than thirty percent (30%) of the said gift shall be used by the donee for administration purposes. The Register of Deeds shall annotate such condition at the back of the Transfer Certificate of Title of the property because failure to comply with said condition shall subject the donation to donor's tax.

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Moreover, Section 185 of Regulations No. 26, otherwise known as the Revised Documentary Stamp Tax Regulations, implementing Title VII of the Tax Code, provides that conveyances of realties not in connection with a sale, to trustees or other persons without consideration are not taxable. Accordingly, the Deed of Donation is likewise not subject to the documentary stamp tax prescribed under Section 196 of the National Internal Revenue Code of 1997, as amended, but only to the DST of P15.00 [2] imposed under Section 188 of the same Code.

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 5th day of April, 2018.

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

Footnotes

1. Now Section 101 (A) (2) of the 1997 Tax Code, as amended by Republic Act (RA) No. 10963.
2. Threshold DST rate of P15.00 is used since the donation took place prior to the effectivity of RA No. 10963.

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