



TAX TWEETS

a monthly publication of Reyes Tacandong & Co. Tax Division

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Tax Tweets is Reyes Tacandong & Co.'s official monthly publication which highlights select and significant issuances and advisories of various government agencies including the BIR, SEC, BOC, FIRB, PEZA, and other regulatory bodies.

This Tax Tweets Issue covers select and significant issuances and advisories from September 2025.

BIR Issuances

Updated Policies, Guidelines and Procedures in the Implementation of the Tax Subsidy Granted by the Fiscal Incentives Review Board (FIRB) to the Armed Forces of the Philippines Commissary and Exchange Service (AFPCES)

Revenue Regulations No. 23-2025

Date Posted (BIR Website): 3 September 2025

Effectivity: 15 days following its publication on the Official Gazette or the BIR official website, whichever comes first.

A. SCOPE

Purchases from local manufacturers, producers, or suppliers of articles or commodities subject to value-added tax (VAT) and/or excise tax and the sale thereof to persons entitled to commissary privileges, updating for this purpose Revenue Regulations Nos. 13-2002 and 31-2003.

B. COVERAGE

Products/goods, amount of tax subsidy, scope and period of tax subsidy as provided in the FIRB Resolution and Certificate of Entitlement to Subsidy (CES) issued by the FIRB.

C. GENERAL GUIDELINES

Applications for tax expenditure subsidies shall be filed with the FIRB following the prescribed requirements and procedures under the Department of Finance and Department of Budget and Management Joint Circular (DOF-DBM JC) No. 001-2024 or the "Rules, Guidelines, and Procedures Implementing the Tax Expenditure Subsidy Section under the General Provisions of the Annual General Appropriations Act.

No purchase order (PO) for articles or commodities originating from the AFPCES, for which payment of the corresponding tax shall be made through the application of its government-granted subsidy, shall be honored or filed by any manufacturer, producer, or supplier unless the same is approved by the authorized official of the AFPCES indicated therein.

The name of the approving officials, together with their original specimen signatures, shall be furnished to the Commissioner of Internal Revenue (CIR) or his duly authorized officers.

D. PROCEDURAL GUIDELINES FOR ITEMS SUBJECT TO VAT AND EXCISE TAX FOR PETROLEUM PRODUCTS

AFPCES shall apply for tax expenditure subsidy with the FIRB together with the documents enumerated in Section 5.2.1 of the DOF-DBM JC No. 001-2024, as may be applicable.

E. REGISTRY BOOK

The manufacturers, producers, or suppliers referred to herein, as well as the AFPCES, shall each have a registry book, duly registered with the BIR. All sales made to AFPCES by the manufacturers, producers, or suppliers shall be entered in the said registry book not later than the day immediately following the date of the transaction. The books of the manufacturer, purchaser, or supplier and AFPCES shall be kept and maintained like any ordinary accounting record and shall be opened for inspection at any time during office hours by any duly authorized internal revenue officer.

F. ACCOUNTING REQUIREMENTS

Pertinent accounting entries for transactions relating to the above procedures shall be recorded in accordance with the Circular/Guidelines that may be issued by the Commission on Audit for this purpose.

Further amending the pertinent provisions of Section 2.57.2.(1) under RR No. 2-98, as amended by RR No. 11-2018, RR No. 7-2019 and RR No. 31-2020, on the imposition of Creditable Withholding Tax on Top Withholding Agents

Revenue Regulations No. 24-2025

Date Posted (BIR Website): 25 September 2025

Effectivity: 15 days following its publication on the Official Gazette or the BIR official website, whichever comes first.

The pertinent provisions of Section 2 of RR No. 2-98, as amended, are hereby further amended to read as follows:

"SECTION 2.57.2. Income Payments Subject to Creditable Withholding Tax and Rates Prescribed Thereon. — Except as herein otherwise provided, xxx. —

xxx

(c) Income payment made by top withholding agents, either private corporations or individuals, to their local/resident



supplier of goods and local/resident supplier of services other than those covered by other rates of withholding tax. [formerly under letters (M) and (W)] – Income payments made by any of the top withholding agents, including non-resident aliens engaged in trade or business in the Philippines, shall be subjected to the following withholding tax rates:

- Supplier of goods – One percent (1%)
- Supplier of services – Two percent (2%)

Provided, however, that, for gross payments to the manufacturers and direct importers, whether by individuals or corporations, of the following goods intended for wholesale, the tax of one-half percent (1/2%) shall be imposed instead:

- a) motor vehicles in Completely Built Units (CBUs) or Semi-Knockdown (SKD) units, motor vehicle parts and accessories;
- b) medicine/pharmaceutical products; and
- c) solid or liquid fuels and related products

Reiterating the Criteria and Guidelines on the Deductibility of Ordinary and Necessary Expenses Under Section 34(A)(1)(a) of the National Internal Revenue Code of 1997, as Amended

Revenue Memorandum Circular No. 81-2025

Date Posted: 3 September 2025

Effectivity: Immediately

A. BACKGROUND

1. Section 34(A)(1)(a) of the NIRC allows deductions for expenses that are ordinary and necessary in the conduct of trade, business, or profession.
2. These must be directly attributable to business operations and substantiated with proper documentation.

B. PERSONS ENTITLED TO DEDUCT EXPENSES

Deductions are allowed for:

1. Individuals (citizens/resident aliens)– Sec. 24(A), NIRC;
2. Non-resident aliens engaged in business – Sec. 25, NIRC;
3. Members of general professional partnerships – Sec. 26, NIRC;
4. Domestic corporations – Sec. 27 (A), NIRC;
5. Proprietary educational institutions and hospitals – Sec. 27 (B), NIRC;
6. Government-owned and controlled corporations (GOCCs) – Sec. 27 I, NIRC; and
7. Resident foreign corporations – Sec. 28(A)(1), NIRC.

B. CRITERIA FOR DEDUCTIBILITY

For expenses to be deductible, expenses must:

1. Be **ordinary and necessary**;
2. Be **paid or incurred within the taxable year**;
3. Be **directly attributable** to the business or profession; and
4. Be **substantiated** with proper documentation (i.e. invoices, records or other pertinent papers).

➤ **Ordinary and Necessary Expenses**

- Ordinary: Usual, customary, and typical in business (need not be habitual, but reasonable in amount).
- Necessary: Helpful and appropriate for the business.
- Limits:
 - Excessive or disproportionately large expenses are **not ordinary** (e.g., marketing expenses nearly half of total claimed costs).

- Unreasonable compensation payments not related to actual services are not deductible.
- Burden of proof rests with the taxpayer.

➤ **Paid or incurred within Taxable Year**

- Must fall within the taxable year based on accounting method (cash or accrual).
- Matches the GAAP principle of associating expenses with revenue generated in the same period.

➤ **Direct Attributable to Business/Profession**

- Must have **clear connection** to taxpayer's business activities.
- Expenses related to passive income (interest, dividends, royalties) are generally **not deductible**, since such income is already subject to final tax.
- Differentiates **active vs. passive income**:
 - **Active** = requires continuous/direct participation in business.
 - **Passive** = earned without substantial participation (e.g., investments).
- Expenses must be segregated if linked to different income streams (regular, preferential, tax-exempt, or final tax).

➤ **Substantiation**

- Expenses must be proven with **official records**.
- Mere allegations do not justify deductions.
- Rule: deductions = exemptions → **strictly construed against taxpayers**.

D. EXPENSES RELATED TO TAX-EXEMPT INCOME

1. **Not deductible** since they do not contribute to taxable income.
2. Prevents **double benefit** (tax exemption + deduction).

E. EXPENSES RELATED TO INCOME SUBJECT TO FINAL WITHHOLDING TAX

1. Expenses related to such income (e.g., bank charges, brokerage fees) **are not deductible**, since FWT is final.

F. EXPENSES RELATED TO PREFERENTIAL TAX RATES

1. Must be **segregated** from regular income expenses.
2. For businesses under **5% SCIT (Special Corporate Income Tax)**, only **direct costs** are deductible.
3. **Indirect costs** (e.g., advertising, office supplies) are **disallowed**.

G. SPECIAL 5% SCIT INCENTIVE ENTERPRISES

1. For IPA-registered enterprises under 5% SCIT, **only direct costs** (production-related) are allowed.
2. **Indirect expenses** (advertising, representation, office supplies, unrelated freight/handling) are disallowed.

Publishing the Updated List of Registered Manufacturers/Importers/Exporters with the Corresponding Product Brands/Variants of Cigarettes, Heated Tobacco Products, Vapor Products, Novel Tobacco Products, Cigars and Chewing Tobacco Products with the Corresponding Products/Brands/Variants and Integration of the Requirements for Compliance Purposes

Revenue Memorandum Circular No. 82-2025

Date Posted: 10 September 2025

Effectivity: Immediately



A. PURPOSE

1. Issued to strengthen BIR's campaign against illicit tobacco products.
2. Provides an updated registry of manufacturers, importers, and exporters of tobacco and related products.
3. Serves as reference for compliance and enforcement.

B. SCOPE

The updated list (as of August 30, 2025) covers the following categories:

1. Manufacturers of locally produced cigarettes (domestic)
2. Manufacturers of locally produced cigarettes (export)
3. PEZA-registered manufacturers of cigarettes
4. Importers of cigarettes
5. Manufacturers of vapor products
6. Importers of vapor products
7. Importers of heated tobacco products
8. Manufacturers of novel tobacco products
9. Importers of novel tobacco products
10. Manufacturers of cigars
11. Importers of cigars
12. Manufacturers of chewing tobacco products
13. Importers of chewing tobacco products
14. Importers of smoking tobacco products

C. COMPLIANCE REQUIREMENTS

1. Registration of Brands/Variants

- Required under RR No. 3-2006, RR No. 7-2021, and RR No. 14-2022.
- All manufacturers/importers/exporters must register their product brands and variants within six (6) months from the release of this Circular.
- Non-compliance will result in penalties.

2. Graphic Health Warning (GHW)

Products must comply with mandatory health warning labels.

3. BIR Tax Stamps Requirement

- Applicable to most tobacco and vapor products.
- Exceptions: Novel tobacco products, cigars, and chewing tobacco (IRSIS stamps not yet available for these categories).

4. Continuous Updating

Newly registered entities (after August 30, 2025) will be included in the updated list published on the BIR website.

Circularizing DOF Department Order No. 012-2025 re: "Revised Schedule of Filing Fees Imposed on Applications for Tax Exemption Indorsements (TEIs) and Non-TEIs in the Revenue Office"

Revenue Memorandum Circular No. 84-2025

Date Posted: 16 September 2025

Effectivity: Immediately

A. PURPOSE

1. Disseminates and circularizes Department Order No. 012-2025 of the Department of Finance (DOF).
2. Provides the revised schedule of filing fees applicable to applications for:
 - Tax Exemption Indorsements (TEIs)
 - Non-TEIs filed with the Revenue Office.

B. COVERAGE

1. Applies to all taxpayers/entities who are required to file applications for tax exemption indorsements or similar requests in the BIR Revenue Office.
2. Covers both tax-exempt institutions and non-tax-exempt applicants (e.g., requests for confirmation, clearance, or rulings).

C. KEY CONTENT

- The Circular does not enumerate the revised fees itself but attaches DOF D.O. No. 012-2025 (dated August 27, 2025) which contains the updated fee schedule.
- These fees are imposed for processing, evaluation, and issuance of TEIs and non-TEI applications.

Consolidated Guidelines and Procedures for the Processing of Claims for Refund of Excise Tax Paid on Petroleum Products, amending Revenue Memorandum Order No. 16-2024 and other related issuances

Revenue Memorandum Order No. 38-2025

Date Posted: 8 September 2025

Effectivity: Apply prospectively to all claims for excise tax refund on petroleum products filed on 1 April 2025 onwards

A. BACKGROUND

1. RMO 16-2024 set documentary requirements and procedures for excise tax refund claims on petroleum products.
2. With new laws – TRAIN Law (RA 10963), EOPT Act (RA 11976), and CREATE MORE Act (RA 12066) – revisions were made to Sec. 135 and the introduction of Sec. 135-A of the Tax Code.
3. Updates are needed to streamline refund claims for excise tax paid on petroleum products sold to international carriers and exempt entities/agencies.

B. OBJECTIVES

1. Amend provisions of RMO 16-2024, including the updated checklist of required documents.
2. Provide consolidated, uniform guidelines and procedures for processing claims filed with RDOs and Large Taxpayers Service (LTS).

C. GENERAL POLICIES

1. **Basic Requisites for refund claims under Secs. 135 & 135-A:**
 - Filed within 2 years after payment of tax/penalty.
 - Must use BIR Form No. 1914 with proof of payment (BIR/BOC).
2. **Authorized Processing Offices:**
 - RDOs
 - LTS (LTAD/LTDO)

3. **Roles**

PROCESSING OFFICE	REVIEWING OFFICE	APPROVING OFFICIAL
RDO	ASSESSMENT DIVISION (AD)	REGIONAL DIRECTOR (RD)
LTAD/LTDO	HREA-LTS	ACIR-LTS

4. **90-DAY RULE:** Refunds must be granted/denied within 90 days of complete submission. Hence, the offices concerned shall strictly observe the 90-day time-frame to grant in full or in part the claims for refund, broken down as follows:



PARTICULARS	Number of Days From Receipt of Application	
	Claims with BIR	Claims with BOC
Verification/Processing (RDO/LTAD)	62	60
Review (AD/HREA-LTS)	8	8
Approval by RD/ACIR-LTS	5	5
Approval by RD/CIR of BOC Endorsement	-	2
Total No. of Days	75	75

5. Refund Payment Processing:

- Regional Offices: max 15 days after approval.
- LTS: max 15 days after approval.

6. Claims must be filed quarterly, aligned with the taxpayer's accounting period.

7. Documentation:

- Application letter + BIR Form 1914;
- Secretary's Certificate;
- SEC registration;
- Audited FS / books;
- Sworn Statement (Annex A-1);
- Excise tax returns (BIR Form 2200-P) + proof of payment;
- Withdrawal Certificates, invoices marked "no excise tax";
- ORBs (Official Register Books) in CSV and printed form;
- Importation documents (SAD, SSDT, ATRIG, invoices, etc., for importers); and
- Certificates from DFA, CAB, IMO, BOC, and regulatory authorities (depending on type of exempt buyer).

8. Refunds only apply if excise taxes were not passed on to customers or recorded as deductible expenses.

D. PROCEDURES

- 1. Processing Office (RDO/LTAD):** Initial check, issue Tax Verification Notice (TVN), verify books and records, prepare report and recommendation.
- 2. Reviewing Office (AD/HREA-LTS):** Ensure legal basis, accuracy, and completeness of claims.
- 3. Approving Office (RD/ACIR-LTS):** Approves or denies refund; signs supporting documents.
- 4. Payment:** Finance & Accounting divisions process refund vouchers; Administrative Service issues refund checks.
- 5. Coordination with BOC:** Approved claims involving imports endorsed to BOC with supporting documents.
- 6. Reporting & Safekeeping:**
 - Monthly reporting to BIR Assessment Service.
 - Approved claims' dockets → COA; denied claims → filed in RDO/LTS records.

Creation and Dropping of Alphanumeric Tax Code (ATC) of Selected Revenue Source under Revenue Regulations No. 2-1998 (Prescribes the regulations to implement RA No. 8424 relative to the Withholding on Income subject to the Expanded Withholding Tax and Final Withholding Tax, Withholding of Income Tax on Compensation, Withholding of Creditable Value-Added tax and Other Percentage Taxes)

Revenue Memorandum Order No. 39-2025

Date Posted: 17 September 2025

Effectivity: Immediately

A. OBJECTIVE

To facilitate the proper identification and monitoring of payment for excise tax pursuant to the proposed Revenue Regulations (RR) amending further the provisions of RR No. 1998, the following ATCs are hereby created and dropped:

B. THE FOLLOWING ATC ARE HEREBY CREATED:

ATC	Description	Tax Rate	Legal Basis	BIR FORM
XM021	Non-Metallic Minerals	4%	RR NO. 2-1998	2200-M
XM025	Quarry Resources			

C. THE FOLLOWING ATC ARE HEREBY DROPPED:

ATC	Description	Tax Rate	Legal Basis	BIR FORM
XM020	Non-Metallic Minerals and Quarry Resources	4%	RR NO. 2-1998	2200-M

Creation and Dropping of Alphanumeric Tax Code (ATC) of Selected Revenue Source under Republic Act (R.A.) No. 12214 (Capital Markets Efficiency Promotion Act)

Revenue Memorandum Order No. 40-2025

Date Posted: 17 September 2025

Effectivity: Immediately

A. OBJECTIVE

To facilitate the proper identification and monitoring of payment for excise taxes pursuant to the issuance of Republic Act No. 12214, otherwise known as Capital markets Efficiency Promotion Act, the following ATCs are hereby created and dropped:

B. THE FOLLOWING ATC ARE HEREBY CREATED:

ATC	Description	Tax Rate	Legal Basis	BIR FORM
XG056	Pickups Up to ₱600,000	4%	R.A. No. 12214	2200-AN
XG057	Over ₱600,000 - ₱1,000,000	10%		
XG056	Over ₱1,000,000 - ₱4,000,000	20%		
XG059	Over ₱4,000,000	50%		

C. THE FOLLOWING ATC ARE HEREBY DROPPED:

ATC	Description	Tax Rate	Legal Basis	BIR FORM
XG055	Pickups	Exempt	R.A. No. 10963	2200-AN



SEC Issuances

Providing Further Guidelines on Exempt Transactions under Section 10 of Republic Act (RA) No. 8799 or the "Securities Regulation Code" (SRC), Amending for the Purpose Rule 10 of the 2015 Implementing Rules and Regulations of the SRC

SEC Memorandum Circular No. 11 – 2025

Promulgated on 9 September 2025

Published: Philippine Daily Inquirer & Philippine Star (16 September 2025)

Filed with: UP Law Center (15 September 2025)

A. LEGAL BASIS

- Section 10.1:** Lists transactions exempt from registration under SRC §8.1.
- Section 10.2:** SEC may exempt other transactions if registration is unnecessary for public interest or investor protection.
- Section 10.3:** Requires filing of notice and payment of fee (1/10 of 1% of aggregate price/value) for exemption confirmation.

B. MAJOR AMENDMENTS

1. Optional Confirmation for Section 10.1 Transactions

- No notice or fee required for exempt transactions under §10.1.
- Issuer may optionally file SEC Form 10.1 for confirmation and pay the prescribed fee.

2. Restrictions for Transactions under Section 10.1 (k) of the Code

- Limit: Not more than 19 buyers within 12 months.
- No general solicitation or advertising.
- Debt instruments > ₱150M by non-quasi banks require prior SEC approval.
- Written disclosure to investors required (issuer details, financials, etc.).
- Prima facie presumption of circumvention if >19 non-qualified investors.

3. Qualified Buyers under Section 10.1 (l) of the Code

- Includes banks, registered investment houses, insurance companies, pension funds, investment companies, or such other person as the Commission may be rule determine as qualified buyers.
- Natural persons:
 - Annual income ≥ ₱10M (2 years), or portfolio ≥ ₱10M, or net worth ≥ ₱30M.
 - Experience in securities trading or relevant professional role.
- Juridical persons:
 - Gross assets ≥ ₱100M or portfolio ≥ ₱60M.
- Gross assets ≥ ₱100M or portfolio ≥ ₱60M.
- Registration valid for 3 years.

4. Issuance of Evidence of Indebtedness

- Allowed only to primary institutional lenders (banks, trust companies, etc.).
- Cannot be assigned to non-qualified investors.

Amendments to Rule 8.1.2 of the 2015 Implementing Rules and Regulations of the Securities Regulation Code – Delayed and Continuous Offering and Sale of Securities (Enhanced Shelf Registration)

SEC Memorandum Circular No. 12 – 2025

Promulgated on 19 September 2025

Effectivity: This Circular shall take effect immediately after its publication in two (2) newspapers of national circulation.

A. KEY AMENDMENTS AND PROVISIONS

1. Enhances Shelf Registration Validity

- Shelf registration validity extended to **5 years** from the effective date of the initial Registration Statement (RS).

2. Documentary Requirements for Subsequent Tranches

- Issuers applying for a **Permit to Sell (PTS)** for subsequent tranches must submit:
 - SEC Form 12-1-SR (signed and notarized).
 - Updated Offering Supplement/Prospectus (only material changes; unchanged items must reference previous approved documents).
 - Sworn Certificate of No Material Change for unchanged items.

3. Filing Timelines

- Within 1 year of previous tranche:**
 - If no new financial statements required:** file PTS 7 calendar days before offer.
 - If new financial statements required:** file 30 calendar days before offer.
- More than 1 year after previous tranche:**
 - File PTS 30 calendar days before offer.
 - Review period starts upon complete submission and payment of fees.

4. Registration Fees

- Initial RS:** Total registration fee computed under SRC §12.5(a), payable per tranche based on issued value.
- Subsequent tranches:** Fees payable within validity of Payment Assessment Form.
- Issuer must execute an Undertaking to pay remaining fees for future tranches 30 business days before shelf expiry.

5. Transitory Provision

- From three (3) years to five (5) years, shall apply to all approved, valid and subsisting shelf registration statements as of the effectivity of this Circular; Provided, that the remaining validity period of such shelf registrations shall be reckoned from the effectivity date of the initial RS.

SEC Guidelines on Philippine Green Equity

SEC Memorandum Circular No. 13 – 2025

Promulgated on 13 September 2025

Published in The Philippine Star and in the Philippine Daily Inquirer on 26 September 2025.

Filed with UP Law Center on 25 September 2025.

Effectivity: This Circular shall take effect immediately after its publication in two (2) newspapers of national circulation.



KEY OBJECTIVES

- A.**
- Promote capital market participation in achieving UN Sustainable Development Goals and Paris Agreement targets.
 - Complement existing sustainable debt instruments (e.g., green bonds) with equity-based options.
 - Enhance visibility of companies engaged in green activities and direct capital flows toward environmentally sustainable enterprises.
 - Integrate Philippine Sustainable Finance Taxonomy Guidelines (SFTG) and ASEAN Taxonomy for Sustainable Finance (ATSF) into business practices.

B. SCOPE AND APPLICABILITY

- Applies to voluntary designation of listed shares as Green Equity.
- Does not alter mandatory listing requirements of the Philippine Stock Exchange (PSE).
- Issuers may apply for Green Equity label even after listing, subject to compliance with criteria

C. DEFINITIONS

- **Green Activities:** Economic activities classified as green under SFTG or ATSF.
- **DNSH (Do No Significant Harm):** Activities must not harm other environmental objectives.
- **Minimum Social Safeguards (MSS):** Compliance with human and labor rights standards.
- **Philippine Green Equity Label:** Designation for companies meeting these guidelines.

D. ELIGIBILITY CRITERIA (ARTICLE TWO)

A company must meet **all four criteria**:

1. **Revenue:**
 - Sworn Certificate of No Material Change for unchanged items.
2. **Investments:**
 - 50% of investments (CapEx + OpEx) directed toward Green Activities.
3. **Fossil Fuel Limitation:**
 - Revenue from fossil fuels <5%.
4. **Taxonomy Alignment:**
 - Activities must align with SFTG or ATSF eligibility criteria.

E. EXTERNAL REVIEW (ARTICLE THREE)

1. Independent third-party review required to confirm compliance.
2. Reviewer must have proven expertise in sustainable finance and ESG.
3. Assessment report must be publicly available on the company's website.

F. APPLICATION PROCESS (ARTICLE FOUR)

1. **Submit application to ipsd_msrd@sec.gov.ph with:**
 - Formal letter of application.
 - External assessment report.
 - Engagement contract with reviewer.
 - Latest audited financial statements
 - Other documents as may be required by the Commission
2. SEC will review and decide within 45 calendar days.
3. Approved companies may use the Green Equity label in disclosures and investor materials.
4. PSE notified and tasked with monitoring compliance.

G. DISCLOSURE AND PERIODIC ASSESSMENT (ARTICLE FIVE)

1. Annual external review required after initial grant.
2. Public disclosure of:
 - Share of revenue and investments in Green Activities.
 - Share of investments of the company that are channeled into Green Activities.
 - Activities from which the company derives its revenue and details of alignment with either the SFTG or ATSF
 - Investments of the company and details of alignment with either the SFTG or ATSF
 - Revenues of the company derived from fossil fuel limited to less than 5%.
3. Amendments to material information must be disclosed to SEC and PSE.

H. MONITORING AND OVERSIGHT (ARTICLE SIX)

1. **PSE Responsibilities:**
 1. Continuous monitoring of compliance.
 2. Maintain registry of Green Equity companies.
 3. Publish sustainability performance indicators.
 4. Report compliance status to SEC within 105 days after fiscal year-end.

I. WITHDRAWAL, SUSPENSION, OR CANCELLATION (ARTICLE SEVEN)

1. **Grounds include:**
 - Voluntary withdrawal.
 - Failure to meet criteria.
 - **Remedial period:** up to 1 year.
 - **Suspension of the use Green Equity Label:** Fails to sufficiently meet the criteria upon the prescribed remedial period.
 - Non-submission of reports.
 - Violation of any ongoing reporting, disclosure or compliance obligations
 - Misrepresentation or false information.
 - The continued use of the Green Equity label is deemed by the Commission to be inconsistent with investor protection, environmental integrity (including avoidance of significant harm), or public interest.
2. **Reapplication: Allowed after compliance, or 2 years for in case of misrepresentation or false information.**

SEC NOTICE

UPDATED LIST OF INVESTMENT COMPANIES, ISSUERS OF PROPRIETARY AND NON-PROPRIETARY SHARES OR CERTIFICATES, AND PUBLIC COMPANIES AS OF AUGUST 31, 2025

Dated 2 September 2025

The Corporate Governance and Finance Department (CGFD) issues the updated list of Investment Companies, Issuers of Proprietary and Proprietary Shares or Certificates, and Public Companies as of **31 August 2025**.

Disclaimer: This Notice is provided for information purposes only. The Commission does not, in any way, endorse the companies included in the list above.

All potential investors are advised to read the Prospectus issued by the company and approved by the Commission following the full disclosure principle, as well as other public documents necessary to make well-informed investment decisions



SEC NOTICE

NOTICE TO SEC COVERED PERSONS ON THE PROHIBITION AGAINST TRANSACTIONS INVOLVING ONLINE GAMBLING PLATFORMS NOT REGISTERED WITH PHILIPPINE AMUSEMENT AND GAMING CORPORATION (PAGCOR)

Dated 16 September 2025

All covered persons (CPs) supervised and regulated by the Securities and Exchange Commission (SEC) are hereby reminded that transactions involving online casinos and online gambling platforms must be conducted exclusively with entities duly registered with the PAGCOR.

SEC CPs are expected to maintain heightened vigilance by monitoring customer transactions involving online gambling activities, updating customer profiles as necessary, and conducting Enhanced Due Diligence when warranted, in accordance with their Money Laundering and Terrorism Financing Prevention Program.

SEC CPs are strongly advised to consider the risks associated with engaging in online casinos and online gambling platforms, and to file a Suspicious Transaction Report (STR), if warranted.

Failure to comply with this directive may result in the imposition of applicable administrative sanctions under the SEC Memorandum Circular No. 16, Series of 2018, and the Rules of Procedure in Administrative Cases (RPAC), as promulgated by the AMLC.

PEZA Issuances

Revised Application Form and Checklist of Documentary Requirements for Extension of Income Tax Holiday.

**PEZA Memorandum Circular No. 2025-048
Promulgated on 15 September 2025**

PEZA provides for the revised Application for Extension of Income Tax Holiday [ERD.2.F.002 Rev 01 (15 September 2025)] and the Checklist of Documentary Requirements for the Extension of Income Tax Holiday [ERD.2.I.003 Rev 02 (15 September 2025)], **effective 15 September 2025.**

Clarification on VAT Zero-Rating for Goods and Services Directly Attributable to Registered Activities under the CREATE MORE Act (RA 12066)

**PEZA Memorandum Circular No. 2025-052
Promulgated on 29 September 2025**

A. LEGAL BASIS

- Section 18, RA 12066 (CREATE MORE Act):** VAT exemption on importation and VAT zero-rating on local purchases applies **only to goods and services directly attributable** to the registered project or activity of (a) Registered export enterprises; or (b) Registered high-value domestic market enterprises.
- Section 16, RA 12066:** Defines “**Directly Attributable**” as goods and services **incidental to and reasonably necessary** for the registered project or activity, including Janitorial, security, financial, consultancy, marketing, promotion services, and administrative operations (HR, legal, accounting)
- Determination of “directly attributable” is made by the **Investment Promotion Agency (IPA)** (e.g., PEZA).

B. EXAMPLES OF ELIGIBLE GOODS AND SERVICES

Composition	Criteria	Examples
Directly Used in Registered Activity	Raw materials, inventories, supplies, equipment, goods, services, and other expenditures necessary for the registered project or activity, without which the registered project or activity cannot be carried out	<ul style="list-style-type: none"> Raw materials used in the manufacturing of products Indirect materials Production supplies Fuels used in production Machinery and equipment Computer Equipment and other IT equipment Rent Utility charges
Positive List under RA 12066	Janitorial	<ul style="list-style-type: none"> Cleaning Services and Cleaning Supplies Cleanroom services and cleanroom supplies
	Security	<ul style="list-style-type: none"> Security Guards Access control and surveillance Cybersecurity Information Security
	Financial	<ul style="list-style-type: none"> Bookkeeping and accounting services Tax compliance services Auditing Services Financial consultancy services
	Consultancy Services	<ul style="list-style-type: none"> Systems and Development Technical Expertise Management Consultancy Services Regulatory Consultancy Services
	Marketing and Promotion	<ul style="list-style-type: none"> Advertisement Market Research Marketing Consultancy Services Customer Services Consultancy Services



Composition	Criteria	Examples
Positive List under RA 12066	Services Rendered for Administrative Operations such as human resources, legal and accounting	<ul style="list-style-type: none"> • Human Resources <ul style="list-style-type: none"> ◦ Recruitment and hiring, including onboarding services ◦ Training and development • Human resources consultancy • HMO excluding families and/or dependents • Human Resources Management Information System • Payroll Processing • Legal Services <ul style="list-style-type: none"> ◦ Legal Advice and Legal Representation Services • Accounting Service • Others <ul style="list-style-type: none"> ◦ Record-Keeping Services ◦ Office Management Services ◦ Document Management Services ◦ Procurement Services
Others		<ul style="list-style-type: none"> • Delivery trucks and Logistics Services of Raw Materials, Supplies, Finished Goods and other essential products for the production of a registered product or activity • Brokerage and Forwarding Services • Telephone and internet connectivity • Office Supplies • OSH Supplies and Equipment

C. POSITIVE LIST

1. The above list is **not exclusive**.
2. RBEs may request confirmation from PEZA for other goods/services not listed are directly attributable to and/or incidental to and reasonably necessary for its registered project or activity

D. PROCEDURE FOR CONFIRMATION

1. **Letter request** on company letterhead, signed by highest responsible official, with justification and supporting documents.
2. **Notarized Sworn Affidavit** (template ERD.2.F.008) attesting goods/services are directly attributable.

E. IMPORTANT NOTES

1. PEZA evaluates requests; however, **BIR retains authority for post-audit verification**.
2. Compliance ensures proper application of VAT zero-rating and exemption benefits.



TAX TWEETS

was conceptualized to provide and disseminate information on the latest news, issues and trends in Philippine taxation.

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