

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

TWENTIETH CONGRESS
First Regular Session

HOUSE BILL NO. 6312



Introduced by **HON. MIGUEL LUIS R. VILLAFUERTE, HON. VINCENZO RENATO LUIGI R. VILLAFUERTE, HON. TSUYOSHI ANTHONY G. HORIBATA, AND HON. TERRY L. RIDON**

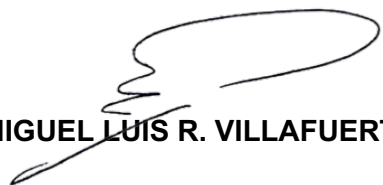
EXPLANATORY NOTE

A myriad of factors contributes to heirs' non-compliance with estate tax filing requirements. These include inadequate financial resources, a lack of adeptness in the processes, burdensome documentation, and lengthy litigation processes. In response to this dilemma, several laws were passed to provide estate tax amnesty and extend its availment deadline, including Republic Act No. 11569 and Republic Act No. 11956. These measures provided more time to heirs in processing their inherited estates with less cost, allowing them to clear their tax obligations and obtain necessary documents that will enable them to legally transfer, mortgage, or utilize their inherited properties.

Moreso, this incentivizes people to comply, which will lead to more revenue collection than the regular collection regime that imposes higher penalties and interests. However, despite these extensions, the challenges remain.

This bill seeks to extend the availment of estate tax amnesty for three (3) years in line with the principles of inclusivity, social justice, and fiscal prudence.

In view of the foregoing, the immediate passage of this measure is earnestly sought.


HON. MIGUEL LUIS R. VILLAFUERTE


HON. VINCENZO RENATO LUIGI R. VILLAFUERTE

A stylized, handwritten signature in black ink, featuring a large, flowing 'S' followed by 'H/L' and a horizontal line.

HON. TSUYOSHI ANTHONY G. HORIBATA

A handwritten signature in blue ink, appearing to read 'Terry' followed by a stylized 'L' and 'R'.

HON. TERRY L. RIDON

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AN ACT EXTENDING THE PERIOD OF AVAILMENT OF THE ESTATE TAX AMNESTY FOR THREE (3) YEARS, FURTHER AMENDING REPUBLIC ACT NO. 11213, OTHERWISE KNOWN AS THE "TAX AMNESTY ACT", AS AMENDED BY REPUBLIC ACT NOS. 11569 AND 11956, AND FOR OTHER PURPOSES

Be it enacted by the Senate and House of Representatives of the Philippines in Congress assembled:

SECTION 1. Section 4 of Republic Act No. 11213, as amended by Republic Act No. 11569 and Republic Act No. 11956, is hereby further amended to read as follows:

"Section 4. *Coverage.* - There is hereby authorized and granted a tax amnesty, hereinafter called Estate Tax Amnesty, which shall cover the estate of decedents who died on or before May 31, ~~[2022]~~ **2024**, with or without assessments duly issued therefor, whose estate taxes have remained unpaid or have accrued as of May 31, ~~[2022]~~ **2024**: *Provided, however,* That the Estate Tax Amnesty hereby authorized and granted shall not cover instances enumerated under Section 9 hereof."

SECTION 2. Section 6 of Republic Act No. 11213, as amended by Republic Act No. 11569 and Republic Act No. 11956, is hereby further amended to read as follows:

"Section 6. *Availment of the Estate Tax Amnesty; When and Where to File and Pay.* - The executor or administrator of the estate, or if there is no executor or administrator appointed, the legal heirs, transferees or beneficiaries, who wish to avail of the Estate Tax Amnesty shall, within June 15, ~~[2023]~~ **2025** until June 14, ~~[2025]~~ **2028**, file, either electronically or manually, with any authorized agent bank, Revenue District Office through Revenue Collection Officer, or authorized tax software provider, a sworn Estate Tax Amnesty Return, in such forms as may be prescribed in the *Implementing Rules and Regulations*. The payments of the amnesty tax shall be made, either electronically or manually, at the time the Return is filed with any authorized agent bank, Revenue District Office through Revenue Collection Officer, or authorized tax software provider: *Provided*, That the appropriate Revenue District Officer shall issue and endorse an acceptance payment form, in such form as may be prescribed in the *Implementing Rules and Regulations* of this Act for the authorized agent bank, or in the absence thereof, the revenue collection agent or authorized tax software provider concerned, to accept the tax amnesty payment: *Provided, further*, That for the availment of the estate tax amnesty, the requirements to be submitted to the Bureau of Internal Revenue (BIR) by the filers of the estate tax amnesty shall be limited to the following:

"x x x."

SECTION 3. Section 8 of Republic Act No. 11213, as amended by Republic Act No. 11569 and Republic Act No. 11956, is hereby further amended to read as follows:

"Section 8. *Immunities and Privileges.* - Estates covered by the Estate Tax Amnesty, which have fully complied with all the conditions set forth in this Act, including the payment of the estate amnesty tax shall be immune from the payment of all estate taxes, as well as any increments and additions thereto, arising from the failure to pay any and all estate taxes for the period ending May 31, ~~[2022]~~ **2024** and prior years, and from all appurtenant civil, criminal, and administrative cases and penalties under the National Internal Revenue Code of 1997, as amended.

"x x x."

SECTION 4. *Payment by Installment.* – Payment by installment shall be allowed within two (2) years from the statutory date for its payment without civil penalty and interest.

SECTION 5. *Implementing Rules and Regulations.* – Within thirty (30) days from its effectivity, the Secretary of Finance shall, in coordination with the Commissioner of Internal Revenue, issue the necessary rules and regulations for the effective implementation of this Act. Failure to promulgate the rules and regulations shall not prevent the implementation of this Act upon its effectivity.

SECTION 6. *Repealing Clause.* – All laws, orders, rules, and regulations inconsistent with the provisions of this Act are hereby repealed or amended accordingly.

SECTION 7. *Effectivity.* – This Act shall take effect fifteen (15) days after its publication in the Official Gazette or in two (2) newspapers of general circulation.

Approved,