




Republic of the Philippines
Philippine Economic Zone Authority

MEMORANDUM CIRCULAR NO. 2022-054

TO : ALL REGISTERED BUSINESS ENTERPRISES (RBEs)
ALL PEZA ZONE ADMINISTRATORS/ZONE MANAGERS/OICS

FROM : TERESO O. PANGA  Digitally signed by
Pangsa Tereso Ordas
OFFICER-IN-CHARGE OF THE AUTHORITY AND
DEPUTY DIRECTOR GENERAL FOR POLICY AND PLANNING

DATE : 03 August 2022



SUBJECT : CLARIFICATION ON THE ISSUANCE OF THE CERTIFICATE
OF ENTITLEMENT TO TAX INCENTIVES (CETI) PROVIDED
UNDER R.A. NO. 11534 OR THE CORPORATE RECOVERY
AND TAX INCENTIVES FOR ENTERPRISES (CREATE) ACT

As specified in PEZA Memorandum Circular (MC) No. 2022-025 dated 07 April 2022 (copy attached), PEZA shall no longer issue the Certificates of Incentives (PEZA ERD Form No. 03-01) and 5% GIT (PEZA ERD Form No. 01-00). PEZA shall instead issue the Certificate of Entitlement to Incentives (CETI) in accordance with the provisions of R.A. No. 11534 or the CREATE Act.

Further to the guidelines in PEZA MC No. 2022-025, please be advised of the following:

1. In accordance with the Implementing Rules and Regulations (IRR) of the CREATE Act, the registered business enterprise (RBE) shall apply for a CETI **prior to filing of the Income Tax Return (ITR)**. The CETI confirms that an RBE's registered project is entitled to either the Income Tax Holiday (ITH) or the 5% Special Corporate Income Tax (5% SCIT) for a particular accounting or taxable period and will be attached to the ITR filed with BIR. Each registered activity shall be issued a separate CETI which contains the income tax incentive of the activity.
2. The CETI shall be issued by PEZA upon verification of the RBE's compliance with the terms and conditions of its registration such as compliance with PEZA reportorial requirements including those required under CREATE, start of commercial operations (SCO) and compliance with the target performance metrics. Thus, the performance data for the year covered by the CETI being requested must be complete, and entitlement to ITH of RBE's project/s still under ITH have been validated/confirmed for the request for CETI to be processed.
3. Request for a CETI should be filed **within ninety (90) days** prior to the statutory deadline for filing of the Annual ITR. To illustrate, an RBE whose accounting or taxable period is 31 December 2022, may file its request for CETI beginning 15 January 2023 or until report on performance covering the month of 31 December 2022 has been submitted.

For your information and proper guidance.


NBT/RVSS/cvc/ssa




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Philippines is best
The Philippines is
Best to invest in"

