



TAX NEWSLETTER

No. III - APRIL 2021

THE VALUE OF THE TAX UNIT (TU) HAS BEEN READJUSTED

The readjustment of the Tax Unit (TU) from one thousand five hundred bolivars (Bs. 1,500.00) in twenty thousand bolivars (Bs. 20,000.00) was published in **Official Gazette No. 42,100** on April 06, 2021 (article 1).

- ▶ The value of the Tax Unit (TU) established in this ruling may only be used as a unit of measure for settling the national taxes for which the Integrated National Service of Customs and Tax Administration (SENIAT) is responsible for their collection and control. It is forbidden to use this tax unit value by other organs and governmental entities to determine labor benefits or special rates and levies resulting from the services they provide (article 2).
- ▶ In the cases of taxes that are settled for annual fiscal periods, the applicable tax unit will be the one that is in force at the end of the respective fiscal year, and for taxes that are settled for fiscal periods other than the annual one, the enforceable tax unit will be the one that is in force (current value), for the beginning of the fiscal year. This is in accordance with what it is provided by the Third Paragraph of Article 3 of the Constituent Decree by which the Organic Tax Code is enacted (article 3).
- ▶ Administrative Ruling No. SNAT/2020/00006 dated January 21, 2020 that was published in Official Gazette No. 41,839 on March 13, 2020 is repealed (article 4).
- ▶ This Ruling will come into force as of the date of its publication in the Official Gazette (article 5).

WITHHOLDING TABLE FOR THE INCOME TAX WITH THE TAX UNIT VALUE IN BS. 20.000,00

INCOME TAX WITHHOLDINGS

Decree No. 1808 published in Official Gazette No. 36,203 on May 12,1997

Readjustment of the Tax Unit (TU) in Bs. 20.000,00 as stated by Official Gazette No. 42,100 dated April 6, 2021

Legal Basis Art.9		Payment concept	Type of taxpayer	Amount Subject	Rate	Payments higher than (Bs.)	Subtrahend	Code Pay XML SENIAT
Numeral	Paragraph							
1	a	Non-commercial Professional Fees made in the country	Natural Person Non-resident	90%	34%	All paid	none	003
			Legal Entity Not domiciled	90%	tariff 2	All paid	see rate	005
1	b	Non-commercial Professional Fees paid by Legal Entity, consortiums, communities	Resident Natural Person	100%	3%	1.666.668,00	50.000,04	002
			Domiciled Legal Entity	100%	5%	25,00	none	004
1	c	Professional fees paid Racetracks, Dog Tracks for Riders, Veterinarians, Trainers	Resident Natural Person	100%	3%	1.666.668,00	50.000,04	010
			Natural Person Non-resident	90%	34%	All paid	none	011
1	d	Professional fees Non-commercial paid by Clinics, Law firms, Desks, offices for professionals, without dependency relationship (Doctors, lawyers, etc.)	Resident Natural Person	100%	3%	1.666.668,00	50.000,04	012
			Natural Person Non-resident	90%	34%	All paid	none	013
2	a	Commissions for the sale of assets estate	Resident Natural Person	100%	3%	1.666.668,00	50.000,04	014
			Natural Person Non-resident	100%	34%	All paid	none	015
			Domiciled Legal Entity	100%	5%	0,0003	none	016
			Legal Entity Not domiciled	100%	5%	All paid	none	017
2	b	Commercial Commissions other than those accessory salaries	Resident Natural Person	100%	3%	1.666.668,00	50.000,04	018
			Natural Person Non-resident	100%	34%	All paid	none	019
			Domiciled Legal Entity	100%	5%	0,0003	none	020
			Legal Entity Not domiciled	100%	5%	All paid	none	021
3	a	Capital interest, credit interest invested in the production of income	Natural Person Non-resident	95%	34%	All paid	none	022
			Legal Entity Not domiciled	95%	tarifa 2	All paid	see rate	023

Legal Basis Art. 9		Payment concept	Type of taxpayer	Amount Subject	Rate	Payments higher than (Bs.)	Subtrahend	Code Pay XML SENIAT
Numeral	Paragraph							
3	b	Interest on loans and credits payable a Financial Institutions incorporated abroad	Legal Entity Not domiciled	100%	4,95%	All paid	none	024
3	c	Interest paid by Legal Entities or communities	Resident Natural Person	100%	3%	1.666.668,00	50.000,04	025
			Natural Person Non-resident	100%	34%	All paid	none	026
			Domiciled Legal Entity	100%	5%	0,0003	none	027
			Legal Entity Not domiciled	100%	tarifa 2	All paid	see rate	028
4		International News Agencies	Legal Entity Not domiciled	15%	tarifa 2	All paid	see rate	029
5		International Transportation by: PJND CE Foreign Address (PNNR) PJND CE Domicile Venezuela (PJND)	Legal Entity Not domiciled	5%	tarifa 2	All paid	see rate	030
			Legal Entity Not domiciled	5%	tarifa 2	All paid	see rate	031
6		Movie Exhibitions	Natural Person Non-resident	25%	34%	All paid	none	032
			Legal Entity Not domiciled	25%	tarifa 2	All paid	see rate	033
7		Royalties and Similar Participations	Natural Person Non-resident	90%	34%	All paid	none	034
			Legal Entity Not domiciled	90%	tarifa 2	All paid	see rate	035
		Technical assistance	Natural Person Non-resident	30%	34%	All paid	none	036
			Legal Entity Not domiciled	30%	tarifa 2	All paid	see rate	037
		Technological services	Natural Person Non-resident	50%	34%	All paid	none	038
			Legal Entity Not domiciled	50%	tarifa 2	All paid	see rate	039
8		Insurance and Reinsurance Premiums	Legal Entity Not domiciled	30%	10%	All paid	none	040
9		Fortuitous Winnings Paid to Any Benef.						
		Winnings from Games and Gambling	Resident Natural Person	100%	34%	All paid	none	041
		Winnings from Games and Gambling	Natural Person Non-resident	100%	34%	All paid	none	042
		Winnings from Games and Gambling	Domiciled Legal Entity	100%	34%	All paid	none	043
		Winnings from Games and Gambling	Non-domiciled Legal Entity	100%	34%	All paid	none	044

Legal Basis Art.9		Payment concept	Type of taxpayer	Amount Subject	Rate	Payments higher than (Bs.)	Subtrahend	Code Pay XML SENIAT
Numeral	Paragraph							
9		Fortuitous Winnings Paid to Any Benef.						
		Lottery and Racetrack Prizes	Resident Natural Person	100%	16%	All paid	none	045
		Lottery and Racetrack Prizes	Natural Person Non-resident	100%	16%	All paid	none	046
		Lottery and Racetrack Prizes	Domiciled Legal Entity	100%	16%	All paid	none	047
		Lottery and Racetrack Prizes	Non-domiciled Legal Entity	100%	16%	All paid	none	048
10		Race Horse Owner Awards	Resident Natural Person	100%	3%	1.666.668,00	50.000,04	049
			Natural Person Non-resident	100%	34%	All paid	none	050
			Domiciled Legal Entity	100%	5%	0,0003	none	051
			Legal Entity Not domiciled	100%	5%	All paid	none	052
11		Contractor and Subcontractor Provision of Vzla Services	Resident Natural Person	100%	1%	1.666.668,00	16.666,68	053
			Natural Person Non-resident	100%	34%	All paid	none	054
			Domiciled Legal Entity	100%	2%	All paid	none	055
			Legal Entity Not domiciled	100%	tarifa 2	All paid	see rate	056
12		Real Estate Leases	Resident Natural Person	100%	3%	1.666.668,00	50.000,04	057
			Natural Person Non-resident	100%	34%	All paid	none	058
			Domiciled Legal Entity	100%	5%	0,0003	none	059
			Legal Entity Not domiciled	100%	tarifa 2	All paid	see rate	060
13		Personal Property Leases	Resident Natural Person	100%	3%	1.666.668,00	50.000,04	061
			Natural Entity Non-resident	100%	34%	All paid	none	062
			Domiciled Legal Entity	100%	5%	0,0003	none	063
			Legal Entity Not domiciled	100%	5%	All paid	none	064
14		Credit or Consumer Card Issuers	Resident Natural Person	*MS	3%	All paid	none	065
			Natural Person Non-resident	*MS	34%	All paid	none	066
		Subject Amount (*MS) = Amount to Pay / (VAT rate / 100) + 1	Domiciled Legal Entity	*MS	5%	All paid	none	067
			Legal Entity Not domiciled	*MS	5%	All paid	none	068
		Gas Station (US) Petrol Station (UK)	Resident Natural Person	100%	1%	All paid	none	069
			Domiciled Legal Entity	100%	1%	All paid	none	070

Legal Basis Art.9		Payment concept	Type of taxpayer	Amount Subject	Rate	Payments higher than (Bs.)	Subtrahend	Code Pay XML SENIAT
Numeral	Paragraph							
15		National Transportation Freight payments	Resident Natural Person	100%	1%	0,0003	16.666,68	071
			Domiciled Legal Entity	100%	3%	0,0003	none	072
16		Payments from Insurance Companies, Brokerage Companies	Resident Natural Person	100%	3%	0,0003	50.000,04	073
		Reinsurance companies domiciled in the country	Domiciled Legal Entity	100%	5%	0,0003	none	074
		Insurance companies payments to their Contractors	Resident Natural Person	100%	3%	0,0003	50.000,04	075
		for repair of damages suffered by its insured	Domiciled Legal Entity	100%	5%	0,0003	none	076
		Insurance company payments to clinics, hospitals and others	Resident Natural Person	100%	3%	0,0003	0,00	077
17		Health centers for the medical care of the insured	Domiciled Legal Entity	100%	5%	0,0003	none	078
18		Acquisition of Goodwill	Resident Natural Person	100%	3%	0,0003	50.000,04	079
			Natural Person Non-resident	100%	34%	All paid	none	080
			Domiciled Legal Entity	100%	5%	0,0003	none	081
			Legal Entity Not domiciled	100%	5%	All paid	none	082
19		Advertising, Advertising, Assignment or Sale of	Resident Natural Person	100%	3%	0,0003	50.000,04	083
		Spaces for Such Purposes	Domiciled Legal Entity	100%	5%	0,0003	none	084
			Legal Entity Not domiciled	100%	5%	All paid	none	085
		Radio Stations	Domiciled Legal Entity	100%	3%	0,0003	none	086
20		Net Enrichments from the sale of Actions carried out through the Stock Market	Resident Natural person	100%	1%	All paid	none	03
			Natural Person Non-resident	100%	1%	All paid	none	03
		(*) MD: Macro of dividends	Domiciled Legal Entity	100%	1%	All paid	none	03
			Legal Entity Not domiciled	100%	1%	All paid	none	03

Legal Basis Art. 9		Payment concept	Type of taxpayer	Amount Subject	Rate	Payments higher than (Bs.)	Subtrahend	Code Pay XML SENIAT
Numeral	Subtrahend							
21		Net Enrichments from the disposal of Shares off the Stock Market	Resident Natural Person	100%	3%	0,0003	50.000,04	03
			Natural Person Non-resident	100%	34%	All paid	none	03
		(*) MD: Macro of dividends	Domiciled Legal Entity	100%	5%	0,0003	none	03
			Legal Entity Not domiciled	100%	5%	All paid	none	03

DIVIDEND MACRO / Description	Pay SENIAT XML Code
Dividend in shares (DA)	01
Cash Dividend (DE)	02
Sale of Shares (VA)	03

RATE 2 IN TAX UNITS	Aliquot	Subtrahend
Up to 2,000 Tax Units	15%	0
from 2,001 to 3,000 Tax Units	22%	140
from 3,001 onwards	34%	500
Withholding will be applied cumulatively		

RATE 2 IN BOLIVARS (VES)	FROM Bs.	UP TO Bs.	Aliquot	Subtrahend
Up to 2,000 Tax Units	0,00	40.000.000,00	15%	0,00
from 2,001 to 3,000 Tax Units	40.020.000,00	60.000.000,00	22%	2.800.000,00
from 3,001 onwards	60.020.000,00	Onwards	34%	10.000.000,00
Withholding will be applied cumulatively				

- * In the cases of taxes that are settled for annual periods, the applicable tax unit will be the one that is in force at the end of the respective fiscal year, and for taxes that are settled for periods other than the annual one, the applicable tax unit will be the one that is in force at the beginning of the period, all in accordance with the provisions of the Third Paragraph of Article 3 of the Constituent Decree by which the Organic Tax Code is issued.

Breach to comply with tax liabilities within the due dates provided by the Calendar of Special Taxpayers and other tax provisions will be penalized in accordance with the Organic Tax Code. Consult with our experts about the periodic review service of compliance with formal tax duties and avoid the risks of tax contingencies due to financial penalties and measures to close premises, in the event of a possible inspection procedure by the Tax Administration.



CONSULT OUR ADVISORS

We build lasting relationships, that is why our commitment is to provide an exceptional service to our client. Contact us.

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