



BIR Form No. <h1 style="margin:0;">1707-A</h1> April 2021 (ENCS) Page 1	<h2 style="margin:0;">Annual Capital Gains Tax Return</h2> <p style="margin:0;">(For Onerous Transfer of Shares of Stock Not Traded Through the Local Stock Exchange)</p> <p style="margin:0; font-size: small;">Enter all required information in CAPITAL LETTERS using BLACK ink. Mark applicable boxes with an "X". Two copies must be filed with the BIR and one held by the Tax Filer.</p>	<p style="font-size: x-small; margin-top: 5px;">1707-A 04/21ENCS P1</p>
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1 For <input type="checkbox"/> Calendar <input type="checkbox"/> Fiscal	3 Amended Return? <input type="checkbox"/> Yes <input type="checkbox"/> No	4 No. of Sheet/s Attached	5 Alphanumeric Tax Code (ATC)
2 For the Year Ended (MM/DD/YYYY)			<input type="checkbox"/> I1030 Individual <input type="checkbox"/> IC110 Corporation

**Part I - Background Information**

6 Taxpayer Identification Number (TIN)	0 0 0 0 0	7 RDO Code
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8 Seller's Name (Last Name, First Name, Middle Name for Individual OR Registered Name for Non-Individual)

9 Registered Address (Indicate complete address. If the registered address is different from the current address, go to the RDO to update registered address by using BIR Form No. 1905)

10 Contact Number (Landline/Cellphone No.)      11 Email Address

12 Are you availing of tax relief under Special Law or International Tax Treaty?  Yes  No      12A If yes, please specify

**Part II - Computation of Tax**

13 Total Capital Gains (From Schedule 1, Item 5, Column E)	
14 Less: Total Capital Loss (From Schedule 2, Item 5, Column E)	
15 Net Capital Gain/(Loss) (Item 13 Less Item 14)	
16 Applicable Tax Rate	<b>15%</b>
17 Tax Due (Item 15 Multiply by Item 16)	
18 Less: Total Tax Credit/Payment	
18A Total Tax Paid (From Schedule 1, Item 5, Column E)	
18B Tax Paid in Return Previously Filed if this is an Amended Return	
18C Total Tax Credits/Payments (Sum of Items 18A and 18B)	
19 Net Tax Payable/(Overpayment) (Item 17 Less Item 18C)	
20 Add: Penalties    20A Surcharge	
20B Interest	
20C Compromise	
20D Total Penalties (Sum of Items 20A to 20C)	
21 Total Amount Payable/(Overpayment) (Sum of Items 19 and 20D)	

In case of overpayment, apply for tax refund using BIR Form No. 1914 (Application of Tax Credits/Refunds)

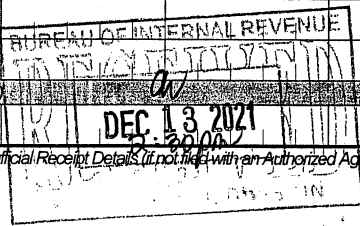
I/We declare under the penalties of perjury that this return and all its attachments has been made in good faith, verified by me/us, and to the best of my/our knowledge and belief, is true and correct, pursuant to the provisions of the National Internal Revenue Code, as amended, and the regulations issued under authority thereof. Further, I/We give my/our consent to the processing of my/our information as contemplated under the Data Privacy Act of 2012 (R.A. No. 10173) for legitimate and lawful purposes. (If Authorized Representative, attach authorization letter)

For Individual: \_\_\_\_\_      For Non-Individual: \_\_\_\_\_

Signature over Printed Name of Taxpayer/Authorized Representative/Tax Agent (Indicate Title/Designation and TIN)	Signature over Printed Name of President/Vice President/Authorized Officer or Representative/Tax Agent (Indicate Title/Designation and TIN)
Tax Agent Accreditation No. / Attorney's Roll No. (if applicable)	Date of Expiry (MM/DD/YYYY)
Date of Issue (MM/DD/YYYY)	

**Part III - Details of Payment**

Particulars	Drawee/Bank/Agency	Number	Date (MM/DD/YYYY)	Amount
22 Cash/Bank Debit Memo				
23 Check				
24 Tax Debit Memo				
25 Others (specify below)				



Machine Validation/Revenue Official Receipt Details (if not filed with an Authorized Agent Bank)      Stamp of Receiving Office/AAB and Date of Receipt (RO's Signature/Bank Teller's Initial)

W. A. G.
[Signature]

\*NOTE: The BIR Data Privacy Policy is in the BIR website (www.bir.gov.ph)

Annual Capital Gains Tax Return (For Onerous Transfer of Shares of Stock Not Traded Through the Local Stock Exchange)



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TIN Taxpayer's Name

Schedule 1 - List of Transactions Resulting to Gain (Attach additional sheets if necessary)

Table with columns: Date of Transaction (MM/DD/YYYY), Name of Corporate Stock, Selling Price

(Continuation of Schedule 1)

Table with columns: Cost, Capital Gains, Tax Paid

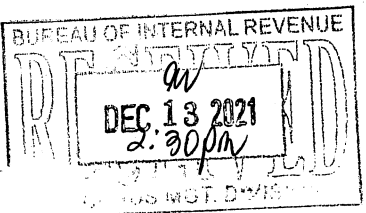
Schedule 2 - List of Transactions Resulting to Loss (Attach additional sheets if necessary)

Table with columns: Date of Transaction (MM/DD/YYYY), Name of Corporate Stock

(Continuation of Schedule 2)

Table with columns: Selling Price, Cost, Capital Loss

Table with columns: Taxpayer Classification, Tax Rate



Handwritten signatures and initials

# Guidelines and Instructions for BIR Form No. 1707-A [April 2021 (ENCs)]

## Annual Capital Gains Tax Return

(For Onerous Transfer of Shares of Stock Not Traded Through the Local Stock Exchange)

These instructions are designed to assist taxpayers, or their authorized representatives, with the preparation of the Capital Gains Tax Return. If there are questions which are not adequately covered, please inquire to the concerned RDO. If there appears to be any discrepancies between these instructions and the applicable laws and regulations, the laws and regulations take precedence.

### Who Shall File

This return shall be filed in triplicate by every natural or juridical person, resident or non-resident, for sale, barter, exchange or other onerous disposition of shares of stock in a domestic corporation, classified as capital assets, not traded through the local stock exchange.

The Buyer/Transferee shall withhold from the seller and shall deduct from the agreed selling price and/or consideration the tax due on net capital gains realized.

The term "Capital Asset" shall mean property held by the taxpayer (whether or not connected with his trade or business), but does not include stock in trade of the taxpayer or other property of a kind which would properly be included in the inventory of the taxpayer if on hand at the close of the taxable year, or property held primarily for sale to customers in the ordinary course of trade or business, or property used in the trade or business of a character which is subject to the allowance for depreciation, or real property used in trade or business.

### When and Where to File and Pay

For individual taxpayers, the return shall be filed and paid on or before April 15 of each year covering all stock transactions of the preceding taxable year.

For corporate taxpayers, the return shall be filed and paid on or before the fifteenth (15<sup>th</sup>) day of the fourth month following the close of the taxpayer's taxable year covering all stock transactions of the preceding taxable year.

The return shall be filed with any Authorized Agent Bank (AAB) under the jurisdiction of the Revenue District Office (RDO) where the seller/transferee is required to be registered. In places where there are no AABs, the return shall be filed and tax paid with the Revenue Collection Officer (RCO) of the RDO where the seller/transferee is required to be registered, who will issue an Electronic Revenue Official Receipt (eROR) therefor.

When the return is filed with an AAB, taxpayer must accomplish and submit BIR-prescribed deposit slip, which the bank teller shall machine validate as evidence that payment was received by the AAB. The AAB receiving the tax return shall stamp mark the word "Received" on the return and also machine validate the return as proof of filing the return and payment of the tax by the taxpayer, respectively. The machine validation shall reflect the date of payment, amount paid and transactions code, the name of the bank, branch code, teller's code and teller's initial. Bank debit memo number and date should be indicated in the return for taxpayers paying under the bank debit system.

Payments may also be made thru the epayment channels of AABs thru either their online facility, credit/debit/prepaid cards, and mobile payments.

The return may, however, reflect a refundable amount, which amount may be refunded in accordance with existing laws, rules and procedures.

### Rate and Basis of Tax

A final tax at the rates of 15% shall be computed based on the net capital gains realized during the taxable year from the sale, barter, exchange or other disposition of shares of stocks in a domestic corporation, classified as capital assets, not traded through the local stock exchange.

### Penalties

There shall be imposed and collected as part of the tax:

- A surcharge of twenty-five percent (25%) for the following violations:
  - Failure to file any return and pay the amount of tax or installment due on or before the due date;
  - Filing a return with a person or office other than those with whom it is required to be filed, unless otherwise authorized by the Commissioner;
  - Failure to pay the full or part of the amount of tax shown on the return, or the full amount of tax due for which no return is required to be filed on or before the due date;
  - Failure to pay the deficiency tax within the time prescribed for its payment in the notice of assessment.
- A surcharge of fifty percent (50%) of the tax or of the deficiency tax, in case any payment has been made on the basis of such return before the discovery of the falsity or fraud, for each of the following violations:
  - Willful neglect to file the return within the period prescribed by the Code or by rules and regulations; or
  - In case a false or fraudulent return is willfully made.
- Interest at the rate of double the legal interest rate for loans or forbearance of any money in the absence of an express stipulation as set by the Bangko Sentral ng Pilipinas from the date prescribed for payment until the amount is fully paid. Provided, that in no case shall the deficiency and the delinquency interest prescribed under Section 249 Subsections (B) and (C) of the National Internal Revenue Code, as amended, be imposed simultaneously.
- Compromise penalty as provided under applicable rules and regulations.

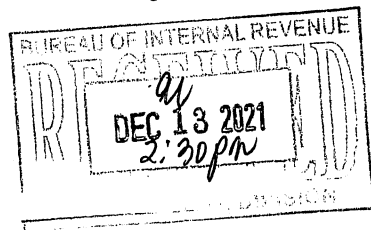
### Required Attachments:

- Photocopy of the proof of payment/s of the tax (Capital Gains Tax on the disposition of shares of stock, classified as Capital Asset, not traded through the local stock exchange) covering all taxable transactions of the preceding year. (Schedule 1 – List of Transactions Resulting to Gain).

### Note: All background information must be properly filled-out.

- The last 5 digits of the 14-digit TIN refers to the branch code.
- All returns filed by an accredited tax agent on behalf of a taxpayer shall bear the following information:
  - For Individual (CPAs, members of GPPs, and others)
    - Taxpayer Identification Number (TIN); and
    - BIR Accreditation Number, Date of Issue and Date of Expiry
  - For members of the Philippine Bar (Lawyers)
    - Taxpayer Identification Number (TIN);
    - Attorney's Roll Number;
    - Mandatory Continuing Legal Education (MCLE) Compliance Number; and
    - BIR Accreditation Number, Date of Issue and Date of Expiry.
- Onerous Transfer means transfer for value.

ENCs



*[Handwritten signatures and initials]*