

REPUBLIC OF THE PHILIPPINES  
DEPARTMENT OF FINANCE  
**BUREAU OF INTERNAL REVENUE**

April 25, 2017

**REVENUE MEMORANDUM ORDER NO. 28-2017**

**SUBJECT :** Amending Certain Provisions of Revenue Memorandum Order (RMO) No. 42-2016 – Prescribing the Guidelines and Procedures in the Implementation of Republic Act No. 9505, Otherwise Known as the Personal Equity and Retirement Account (PERA) Act of 2008, dated July 21, 2016

**TO :** All Internal Revenue Officials and Employees and Others Concerned

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**I. BACKGROUND**

This Order is being issued to revise the reportorial requirements under RMO No. 42-2016, which prescribes the guidelines and procedures in the implementation of Republic Act No. 9505, otherwise known as the PERA Act of 2008, particularly the reports summarized in Annex "B", which consist of fifteen (15) individual reports that will be submitted by the PERA Administrator via e-mail to the Audit Information Tax Exemption and Incentives Division (AITEID), which is the BIR's PERA Processing Office.

In line with the BIR's streamlining initiatives currently being implemented, the reports being required under RMO No. 42-2016 are reduced from fifteen (15) to three (3) to make the submission and processing thereof easier for both the PERA administrators and the PERA Processing Office.

This Order is also issued to revise BIR Form No. 2338 (Annex "E") and BIR Form No. 2339 (Annex "E-1") which are the Certification of Aggregate Amount of Qualified PERA Contribution and the Certification of Entitlement to 5% Tax Credit for Employee Contribution, respectively.

**II. OBJECTIVES**

- A. To ease the submission and processing of PERA reports in favor of both the PERA administrators and the PERA Processing Office by simplifying and consolidating reports of PERA transactions (Annex "B");
- B. To revise certain fields in BIR Form No. 2338 (Annex "E") and BIR Form No. 2339 (Annex "E-1"); and
- C. To establish more effective, efficient and organized data gathering measures for the proper implementation of this undertaking.

**III. POLICIES AND GUIDELINES**

- A. The reports summarized in Annex "B" of the abovementioned RMO are no longer required, hence preparation of said reports shall be discontinued upon effectivity of this Order. The hereunder matrix shows the details of the discontinued reports:

No.	NAME OF REPORT per RMO No. 42-2016	ANNEX NO. per RMO No. 42-2016	ACTION
1. 2. 3.	Employer-Employees PERA Contribution Self-employed PERA Contribution Overseas Filipino PERA Contribution	B.A-1(R) B.A-2(R) B.A-3(R)	Delete Delete Delete
4. 5. 6.	Employer-Employees PERA Contribution Self-employed PERA Contribution Overseas Filipino PERA Contribution	B.B-1( R) B.B-2( R) B.B-3( R)	Delete Delete Delete
7.  8.  9.	Alpha List Per Employer of Employees Making Qualified PERA Contributions and the Actual Total Amount of Qualified PERA Contribution  Alpha List of Qualified Self-Employed Contributors and the Actual Amount of Qualified PERA Contributions  Alpha List of Qualified Overseas Filipino PERA Contributors and the Actual Amount of Qualified PERA Contributions	B.C-1( R)  B.C-2( R)  B.C-3( R)	Delete  Delete  Delete
10. 11. 12.	Employer-Employees PERA Contributor Self-employed PERA Contributor Overseas Filipino PERA Contributor	B.D-1( R) B.D-2( R) B.D-3( R)	Delete Delete Delete
13. 14. 15.	Employer-Employees PERA Contributor Self-employed PERA Contributor Overseas Filipino PERA Contributor	B.E-1( R) B.E-2( R) B.E-3( R)	Delete Delete Delete

- B. The revised reports of Annex "B" to be submitted by the PERA Administrator are listed below and the prescribed format are attached to this RMO:

No.	NAME OF REPORT per RMO No. 42-2016	NAME OF REPORT, as per this Order	ANNEX NO.
1	Quarterly Report on PERA Transaction	Quarterly Report on PERA Contributions	B.1(R)
2	Alpha List Per Employer of Employees Making Qualified PERA Contributions and the Actual Total Amount of Qualified PERA Contribution	Alpha List of PERA Contributors	B.2(R)
3	Quarterly Report on PERA Distributions and Early Withdrawals	Quarterly Report on PERA Distributions and Early Withdrawals	B.3(R)

- C. The revised versions of BIR Form No. 2338 (Annex "E") and BIR Form No. 2339 (Annex "E-1") are attached in this RMO.
- D. There are no changes in the policies and guidelines in accomplishing and submitting the aforementioned reports as stated in RMO No. 42-1016.

**IV. REPEALING CLAUSE**

All revenue issuances or portions thereof which are inconsistent herewith are hereby repealed, modified or amended accordingly.

**V. EFFECTIVITY**

This Order shall take effect immediately.

(Original Signed)

**CAESAR R. DULAY**

Commissioner of Internal Revenue