



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF INTERNAL REVENUE

APR 20 2020
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REVENUE MEMORANDUM ORDER NO. 11-2020

SUBJECT : Amending Certain Provisions of Revenue Memorandum Order (RMO) No. 28-2017 – 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 Revenue Officials and Employees Concerned

I. BACKGROUND

Revenue Memorandum Order (RMO) No. 42-2016, as amended by RMO No. 28-2017, prescribed the form of Certificate of Entitlement (COE) to 5% Tax Credit for Employee-Contributor (BIR Form 2339) who has qualified contributions under the Personal Equity Retirement Account (PERA). The COE will be released to the PERA Administrators which will in turn transmit such certificate to the employer for purposes of automatically adjusting the withholding tax on employees' compensation income.

II. OBJECTIVE

The current design of COE to 5% Tax Credit for Employee-Contributor (BIR Form 2339) form that will be issued per employer contains a list of ALL employees with qualified PERA contributions and their tax incentives. However, in compliance with the Republic Act No. 10173 otherwise known as the Data Privacy Act of 2012, this Order is being issued to further amend the Certificate of Entitlement to 5% Tax Credit for Employee-Contributor. Consequently, the COE will be released to the PERA Administrators which will in turn transmit such certificate to:

- (1) Employee- without qualified employer's contribution and
- (2) Employer- for employees with qualified employer's contribution for purposes of automatically adjusting the withholding tax on employees' compensation income.

III. AMENDMENT

BIR Form No. 2339 is hereby amended into two separate forms are attached:


- a.) *Annex E-1(a) for Employee without Qualified Employer's Contribution* and
- b.) *Annex E-1(b) for Employee with Qualified Employer's Contribution*

IV. REPEALING CLAUSE

All revenue issuances and/or portions thereof that are inconsistent herewith are hereby repealed, amended or modified accordingly.

V. EFFECTIVITY

This Order shall take effect immediately.


CAESAR R. DULAY
Commissioner of Internal Revenue



Republic of the Philippines
Department of Finance
Bureau of Internal Revenue

Certificate of Entitlement to 5% Tax Credit for Employee-Contributor

BIR Form No.

2339

July 2016

Enter all required information in CAPITAL LETTERS and on back of this form.

Part I: PERA Administrator

1 For the Year: 2 Taxpayer Identification Number (TIN): 3 Certificate of Accreditation No.:

4 PERA Administrator's Registered Name:

5 Contact Number: 6 Email Address:

7 Taxpayer Identification Number (TIN): 8 Date of Birth:

9 Employee's Name (Last, First, Middle):

10 Address (provide complete registered address):

11A ZIP Code: 11B Date of Birth:

12 Email Address:

Part II: Amount of Qualified PRA

Amount of Qualified PRA:

The Qualified PRA will serve as a credit for the employee-contributor.

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Republic of the Philippines
Department of Finance
Bureau of Internal Revenue

Certificate of Entitlement to 5% Tax Credit for Employee-Contributor

BIR Form No.

2339

July 2016

Enter all required information in CAPITAL LETTERS using BLOCK LETTERS.

1 For the Year	2 Taxpayer Identification Number (TIN)	3 Period of Accreditation No.

4 PERA Administrator's Registered Name

5 Contact Number	6 Email Address

8 Taxpayer Identification Number (TIN)	9 ZIP Code

10 Employee's Name (Last Name, First Name, Middle Name or Surname)

11 Registered Address (include complete highway address)

12 Date of Birth/Date of Organization	13 Contact Number	14 Email Address

15 Email Address

16 Taxpayer Identification Number (TIN)	17 ZIP Code

18 Employee's Name (Last Name, First Name, Middle Name or Surname)

19 Address (include complete highway address)

19A ZIP Code	20 Date of Birth (Month/Day/Year)	21 Email Address

22 Email Address

Aggregate Amount of Qualified PERA

This Certification will serve as an authority for the employee-contributor to claim the 5% tax credit.