



MEMORANDUM CIRCULAR NO. 02
Series of 2013

TO : ALL CONCERNED

**SUBJECT : Certification of OEC and Issuance of Certified Copy of
OFW Infosheet for exemption from Documentary Stamp
Tax on remittances**

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Pursuant to Republic Act No. 8042 otherwise known as the "Migrant Workers and Overseas Filipinos Act of 1995", as amended by Republic Act No. 10022, and the BIR Revenue Regulations No. 1-2011, as amended by BIR Revenue Regulations No. 11-2012 pertaining to the tax treatment of income earnings and money remittances of Overseas Filipino Workers (OFW), the following policies and procedures shall be observed:

I. General Principle:

Section 35 of Republic Act No. 8042, as amended, clearly provides that the remittances of all OFWs, upon showing of proof of entitlement by the overseas Filipino worker's beneficiary or recipient, shall be exempt from the payment of documentary tax.

II. Proof of entitlement, defined:

The proof of entitlement shall refer to any of the following documents:

- a. Original copy of the overseas employment certificate (OEC) of the worker issued in accordance with Memorandum Circular Nos. 07 and 07-A, both series of 2012;
- b. Certified copy of the OEC;
- c. Certified true copy of the information sheet of the OFW issued by the POEA.

CONTROLLED AND DISSEMINATED
BY CRD ON FEB 26 2013

III. Certification of the OEC and/or the OFW information sheet:

Certified OEC and/or OFW Information Sheet can be secured upon request at the POEA Main Office, or at any of the POEA Regional Centers (RC), Regional Extension Units (REU), or POEA Satellite Offices located nationwide.

IV. Validity of the OEC and/or the OFW information sheet certified by the POEA:

The OEC and/or the POEA-certified OFW information sheet shall be valid for single transaction only.

This circular shall be effective fifteen (15) days after publication in a newspaper of general circulation and filing with the Office of the National Administrative Registry at the UP Law Center.



HANS LEO J. CACDAC
Administrator

14 February 2013