

REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF INTERNAL REVENUE
Quezon City

June 27, 2013

REVENUE MEMORANDUM ORDER NO. 17-2013

SUBJECT : **Creation, Modification and Dropping of Alphanumeric Tax Code (ATC) on Excise Tax Pursuant to Republic Act No. 10351, "An Act Restructuring the Excise Tax on Alcohol and Tobacco Products" as Implemented by Revenue Regulations No. 17-2012**

TO : **All Collection Agents, Revenue District Officers and Other Internal Revenue Officers Concerned**

I. Objective:

To facilitate the proper identification and monitoring of Excise Tax payments pursuant to Republic Act No. 10351, as implemented by Revenue Regulations No. 17-2012 dated December 21, 2012, the following ATCs are hereby created, modified and dropped.

II. The following ATCs are hereby created:

ATC	Description	Legal Basis	Tax Rate	BIR Form No.
A. ALCOHOL PRODUCTS				
	(1) Distilled Spirits			
XA035	(a) Ad Valorem Tax Rate Based on the Net Retail Price per proof (excluding the excise and value-added taxes), and Effective January 1, 2013 Effective January 1, 2014 Effective January 1, 2015 Effective January 1, 2016 Effective January 1, 2017 2018 Onwards	R.A. 10351 as implemented by RR No. 17-2012 Sec. 1.a.1 Sec. 1.a.1 Sec. 1.b.1 Sec. 1.c. Sec. 1.c. Sec. 1.c.	Per NRP per proof 15% 15% 20% 20% 20%	2200-A/0605
XA036	(b) Specific Tax Effective January 1, 2013 Effective January 1, 2014 Effective January 1, 2015 Effective January 1, 2016 * Effective January 1, 2017 * Effective 1/1/2016, the specific tax rate shall be increased by 4% every year thereafter	R.A. 10351 as implemented by RR No. 17-2012 Sec. 1.a.2. Sec. 1.a.2. Sec. 1.b.2. Sec. 1.c. Sec. 1.c.	Per proof liter P20.00 P20.00 P20.00 P20.80 P21.63	2200-A/0605

ATC	Description	Legal Basis	Tax Rate	BIR Form No.
	(2) Fermented liquors, where the Net Retail Price (excluding excise and value-added taxes) per liter of volume capacity is:			
XA055	(a) Fifty Pesos and Sixty Centavos (P50.60) or less	R.A. 10351 as implemented by RR No. 17-2012	Per liter	2200-A/0605
	Effective January 1, 2013	Sec. 3.a.	P15.00 P15.49 *	
	Effective January 1, 2014	Sec. 3.a.	P17.00	
	Effective January 1, 2015	Sec. 3.a.	P19.00	
	Effective January 1, 2016	Sec. 3.a.	P21.00	
	Effective January 1, 2017	Sec. 3	P23.50	
	2018 Onwards	Sec. 3	Effective 1/1/2018, the specific tax rate shall be increased by 4% every year thereafter	
	* Applicable to the fermented liquor(s) that are affected by the 'no downward reclassification' provision of R.A. No. 10351			
XA056	(b) More than Fifty Pesos and Sixty Centavos (P50.60)	R.A. 10351 as implemented by RR No. 17-2012	Per liter	2200-A/0605
	Effective January 1, 2013	Sec. 3.b.	P20.00 P20.57 *	
	Effective January 1, 2014	Sec. 3.b.	P21.00 P21.39 *	
	Effective January 1, 2015	Sec. 3.b.	P22.00 P22.25 *	
	Effective January 1, 2016	Sec. 3.b.	P23.00 P23.14 *	
	Effective January 1, 2017	Sec. 3	P23.50	
	2018 Onwards	Sec. 3	Effective 1/1/2018, the specific tax rate shall be increased by 4% every year thereafter	
	* Applicable to the fermented liquor(s) that are affected by the 'no downward reclassification' provision of R.A. No. 10351			

ATC	Description	Legal Basis	Tax Rate	BIR Form No.
XA057	(c) Fermented liquors brewed and sold at microbreweries or small establishments such as pubs and restaurants, regardless of the Net Retail Price	R.A. 10351 as implemented by RR No. 17-2012	Per liter	2200-A/0605
	Effective January 1, 2013	Sec. 3	P28.00	
	Effective January 1, 2014 *	Sec.3	P29.12	
	Effective January 1, 2015	Sec.3	P30.28	
	Effective January 1, 2016	Sec.3	P31.50	
	Effective January 1, 2017	Sec.3	P32.76	
	* Effective 1/1/2014, the specific tax rate shall be increased by 4% every year thereafter			
B. TOBACCO PRODUCTS				
	(1) Cigars			
XT035	(a) Ad Valorem Tax Rate Based on the Net Retail Price per cigar (excluding the excise and value-added taxes), and	R.A. 10351 as implemented by RR No. 17-2012	Per NRP per cigar	2200-T/0605
	Effective January 1, 2013	Sec. 5.A.1.a.	20%	
	Effective January 1, 2014	Sec. 5.A.1.a.	20%	
	Effective January 1, 2015	Sec. 5.A.1.a.	20%	
	Effective January 1, 2016	Sec. 5.A.1.a.	20%	
	Effective January 1, 2017	Sec. 5.A.1.a.	20%	
XT036	(b) Specific Tax	R.A. 10351 as implemented by RR No. 17-2012	Per cigar	2200-T/0605
	Effective January 1, 2013	Sec. 5.A.1.b.	P5.00	
	Effective January 1, 2014 *	Sec. 5.A.2.	P5.20	
	Effective January 1, 2015	Sec. 5.A.2.	P5.41	
	Effective January 1, 2016	Sec. 5.A.2.	P5.62	
	Effective January 1, 2017	Sec. 5.A.2.	P5.85	
	* Effective 1/1/2014, the specific tax rate shall be increased by 4% every year thereafter			

ATC	Description	Legal Basis	Tax Rate	BIR Form No.
	(2) Cigarettes packed by machine, where the Net Retail Price (excluding excise and value-added taxes) per pack is:			
XT140	(a) Eleven Pesos and Fifty Centavos (11.50) and below	R.A. 10351 as implemented by RR No. 17-2012	Per pack	2200-T/0605
	Effective January 1, 2013	Sec. 5.C.1.	P12.00	
	Effective January 1, 2014	Sec. 5.C.1.	P17.00	
	Effective January 1, 2015	Sec. 5.C.1.	P21.00	
	Effective January 1, 2016	Sec. 5.C.1.	P25.00	
	Effective January 1, 2017	Sec. 5.C.	P30.00	
	2018 Onwards	Sec. 5.C.	Effective 1/1/2018, the specific tax rate shall be increased by 4% every year thereafter	
XT150	(b) More than Eleven Pesos and Fifty Centavos (11.50)	R.A. 10351 as implemented by RR No. 17-2012	Per pack	2200-T/0605
	Effective January 1, 2013	Sec. 5.C.2.	P25.00	
	Effective January 1, 2014	Sec. 5.C.2.	P27.00	
	Effective January 1, 2015	Sec. 5.C.2.	P28.00	
	Effective January 1, 2016	Sec. 5.C.2.	P29.00	
	Effective January 1, 2017	Sec. 5.C.	P30.00	
	2018 Onwards	Sec. 5.C.	Effective 1/1/2018, the specific tax rate shall be increased by 4% every year thereafter	

III. The following ATCs will have a modified description:

EXISTING (per ATC Handbook)				MODIFIED/NEW				BIR Form No.
ATC	Description	Tax Rate	Legal Basis	ATC	Description	Tax Rate	Legal Basis	
A. ALCOHOL PRODUCTS				A. ALCOHOL PRODUCTS				
	(1) Wines	Per liter			(1) Wines	Per liter		
	A. Sparkling wines/champagnes The tax shall be in accordance with the net retail price (excluding the excise and value-added taxes) per bottle, regardless of proof, as follows:				A. Sparkling wines/champagnes, where the net retail price (excluding the excise and value-added taxes) per bottle of 750 ml, regardless of proof is:			
XA061	(1) Five Hundred Pesos (P500.00) or less	P145.60	Sec. 142(a)(1) of RA No. 9334	XA061	(1) Five Hundred Pesos (P500.00) or less		R.A. 10351 as implemented by RR No. 17-2012	2200-A/0605
					Effective January 1, 2013	P250.00	Sec. 2.a.1.	
					Effective January 1, 2014 *	P260.00	Sec. 2.	
					Effective January 1, 2015	P270.40	Sec. 2.	
					Effective January 1, 2016	P281.22	Sec. 2.	
					Effective January 1, 2017	P292.47	Sec. 2.	
					* Effective 1/1/2014, the specific tax rate shall be increased by 4% every year thereafter			
XA062	(2) More than Five Hundred Pesos (>P500.00)	P436.80	Sec. 142(a)(2) of RA No.	XA062	(2) More than Five Hundred Pesos (>P500.00)		R.A. 10351 as implemented by RR No. 17-2012	2200-A/0605
					Effective January 1, 2013	P700.00	Sec. 2.a.2.	
					Effective January 1, 2014 *	P728.00	Sec. 2.	
					Effective January 1, 2015	P757.12	Sec. 2.	
					Effective January 1, 2016	P787.40	Sec. 2.	
					Effective January 1, 2017	P818.90	Sec. 2.	
					* Effective 1/1/2014, the specific tax rate shall be increased by 4% every year thereafter			
XA070	B. Still wines containing fourteen percent (14%) of alcohol by volume or less	P17.47	Sec.141(a) of RA No. 9334	XA070	B. Still wines and carbonated wines containing fourteen percent (14%) of alcohol by volume or less		R.A. 10351 as implemented by RR No. 17-2012	2200-A/0605
					Effective January 1, 2013	P30.00	Sec. 2.b.	
					Effective January 1, 2014 *	P31.20	Sec. 2.	
					Effective January 1, 2015	P32.45	Sec. 2.	
					Effective January 1, 2016	P33.75	Sec. 2.	
					Effective January 1, 2017	P35.10	Sec. 2.	
					* Effective 1/1/2014, the specific tax rate shall be increased by 4% every year thereafter			

EXISTING (per ATC Handbook)				MODIFIED/NEW				BIR Form No.
ATC	Description	Tax Rate	Legal Basis	ATC	Description	Tax Rate	Legal Basis	
XA080	C. Still wines containing more than fourteen percent (14%) of alcohol by volume but not more than twenty-five percent (25%) of alcohol by volume	P34.94	Sec. 142(c) of RA No. 9334	XA080	C. Still wines and carbonated wines containing more than fourteen percent (14%) of alcohol by volume but not more than twenty-five percent (25%) of alcohol by volume		R.A. 10351 as implemented by RR No. 17-2012	2200-A/0605
					Effective January 1, 2013	P60.00	Sec. 2.c.	
					Effective January 1, 2014 *	P62.40	Sec. 2.	
					Effective January 1, 2015	P64.90	Sec. 2.	
					Effective January 1, 2016	P67.50	Sec. 2.	
					Effective January 1, 2017	P70.20	Sec. 2.	
					* Effective 1/1/2014, the specific tax rate shall be increased by 4% every year thereafter			
XA090	D. Fortified wines containing more than twenty-five percent (25%) of alcohol by volume shall be taxed as distilled spirits (Per Proof liter)	Taxed as Distilled Spirits	Sec. 142 of RA No. 9334	XA090	D. Fortified wines containing more than twenty-five percent (25%) of alcohol by volume shall be taxed as distilled spirits (Per Proof liter/NRP)	Taxed as Distilled Spirits	R.A. 10351 as implemented by RR No. 17-2012	2200-A/0605
	Note:							
	<i>The rates of tax imposed under Alcohol Products namely: (1) Distilled Spirits, (2) Wines and (3) Fermented Liquors shall be increased by eight percent (8%) every two years starting on January 1, 2007 until January 1, 2011.</i>							
B. TOBACCO PRODUCTS				B. TOBACCO PRODUCTS				
	(1) Tobacco Products	Per kilogram		(1) Tobacco Products	Per kilogram		R.A. 10351 as implemented by RR No. 17-2012	2200-T/0605
XT010	(a) Tobacco twisted by hand or reduced into a condition to be consumed in any manner other than the ordinary mode of drying and curing	P1.00	Sec. 144(a) of RA No. 9334	XT010	(a) Tobacco twisted by hand or reduced into a condition to be consumed in any manner other than the ordinary mode of drying and curing			
					Effective January 1, 2013	P1.75	Sec. 4.a.	
					Effective January 1, 2014 *	P1.82	Sec. 4.	
					Effective January 1, 2015	P1.89	Sec. 4.	
					Effective January 1, 2016	P1.97	Sec. 4.	
					Effective January 1, 2017	P2.05	Sec. 4.	
					* Effective 1/1/2014, the specific tax rate shall be increased by 4% every year thereafter			

EXISTING (per ATC Handbook)				MODIFIED/NEW				BIR Form No.
ATC	Description	Tax Rate	Legal Basis	ATC	Description	Tax Rate	Legal Basis	
XT010	(b) Tobacco prepared or partially prepared with or without the use of any machine or instrument or without being pressed or sweetened; and	P1.00	Sec. 144(b) of RA No. 9334	XT010	(b) Tobacco prepared or partially prepared with or without the use of any machine or instrument or without being pressed or sweetened; and		R.A. 10351 as implemented by RR No. 17-2012	2200-T/0605
					Effective January 1, 2013	P1.75	Sec. 4.b.	
					Effective January 1, 2014 *	P1.82	Sec. 4.	
					Effective January 1, 2015	P1.89	Sec. 4.	
					Effective January 1, 2016	P1.97	Sec. 4.	
					Effective January 1, 2017	P2.05	Sec. 4.	
					* Effective 1/1/2014, the specific tax rate shall be increased by 4% every year thereafter			
XT010	(c) Fine-cut shorts and refuse, scraps, clippings, cuttings, stems, midribs and sweepings of tobacco	P0.79	Sec. 144 of RA No. 9334	XT010	(c) Fine-cut shorts and refuse, scraps, clippings, cuttings, stems, midribs and sweepings of tobacco		R.A. 10351 as implemented by RR No. 17-2012	2200-T/0605
					Effective January 1, 2013	P1.75	Sec. 4.c.	
					Effective January 1, 2014 *	P1.82	Sec. 4.	
					Effective January 1, 2015	P1.89	Sec. 4.	
					Effective January 1, 2016	P1.97	Sec. 4.	
					Effective January 1, 2017	P2.05	Sec. 4.	
					* Effective 1/1/2014, the specific tax rate shall be increased by 4% every year thereafter			
XT020	(2) Tobacco specially prepared for chewing so as to be unsuitable for use in any other manner	P 0.79	Sec. 144 of RA No. 9334	XT020	(2) Chewing tobacco, unsuitable in any other manner		R.A. 10351 as implemented by RR No. 17-2012	2200-T/0605
	Note:				Effective January 1, 2013	P1.50	Sec. 4	
	The rates of tax imposed under Tobacco Products namely: (1) Tobacco Products and				Effective January 1, 2014 *	P1.56	Sec. 4	
	(2) Tobacco prepared for chewing shall be increased by six percent (6%) every two years starting on January 1, 2007 until January 1, 2011.				Effective January 1, 2015	P1.62	Sec. 4	
					Effective January 1, 2016	P1.68	Sec. 4	
					Effective January 1, 2017	P1.75	Sec. 4	
					* Effective 1/1/2014, the specific tax rate shall be increased by 4% every year thereafter			

EXISTING (per ATC Handbook)				MODIFIED/NEW				BIR Form No.
ATC	Description	Tax Rate	Legal Basis	ATC	Description	Tax Rate	Legal Basis	
XT040	(3) Cigarettes Packed by Hand	Per pack	Sec. 145(B) of RA No. 9334	XT040	(3) Cigarettes Packed by Hand	Per pack	R.A. 10351 as implemented by RR No. 17-2012	2200-T/0605
	Effective January 1, 2005	P2.00			Effective January 1, 2013	P12.00	Sec. B.	
	Effective January 1, 2007	P2.23			Effective January 1, 2014	P15.00	Sec. B.	
	Effective January 1, 2009	P2.47			Effective January 1, 2015	P18.00	Sec. B.	
	Effective January 1, 2011	P2.72			Effective January 1, 2016	P21.00	Sec. B.	
					Effective January 1, 2017	P30.00	Sec. B.	
					2018 Onwards	Effective 1/1/2018, the specific tax rate shall be increased by 4% every year thereafter		

IV. The following ATCs are hereby dropped:

ATC	Description	Legal Basis	Tax Rate	BIR Form No.
A. ALCOHOL PRODUCTS				
	(1) Distilled Spirits		Per proof liter	
XA010	(a) If produced from the sap of nipa, coconut, cassava, camote, or buri palm or from the juice, syrup or sugar of the cane;	Sec. 141(a) of RA No. 9334	P11.65	2200-A/0605
XA010	If produced in a pot still by small distillers (up to 100 liters/day and 50% alcohol by volume)	Sec. 141(a) of RA No. 9334	P11.65	2200-A/0605
	(b) If produced from raw materials other than those enumerated in the preceding paragraph, the tax shall be in accordance with the net retail price (excluding the excise and value-added taxes) per bottle of seven hundred fifty milliliter (750 ml.) volume capacity, as follows:			
XA031	(1) Less than Two Hundred and Fifty Pesos (<P250.00)	Sec. 141(b)(1) of RA No. 9334	P 126.00	2200-A/0605
XA032	(2) Two Hundred and Fifty Pesos (P250.00) up to Six Hundred and Seventy Five Pesos (P675.00)	Sec. 141(b)(2) of RA No. 9334	P 252.00	2200-A/0605
XA033	(3) More than Six Hundred and Seventy Five Pesos (>P675.00)	Sec. 141(b)(3) of RA No. 9334	P 504.00	2200-A/0605
	(2) Fermented Liquors		Per liter	
	The tax shall be in accordance with the net retail price (excluding excise and value-added taxes) per liter of volume capacity, as follows:			
XA051	(1) Less than Fourteen Pesos and Fifty Centavos (<P14.50)	Sec. 143(a) of RA No. 9334	P 8.27	2200-A/0605

ATC	Description	Legal Basis	Tax Rate	BIR Form No.
XA052	(2) Fourteen Pesos and Fifty Centavos (P14.50) up to Twenty-two Pesos (P22.00)	Sec. 143(b) of RA No. 9334	P 12.30	2200-A/0605
XA053	(3) More than Twenty-two Pesos (>P22.00)	Sec. 143(c) of RA No. 9334	P 16.33	2200-A/0605
	Regardless of the net retail price, fermented liquors brewed and sold at micro-breweries or small establishments such as pubs and restaurants shall be taxed at P16.33 per liter.	Sec. 143 of RA No. 9334		
	Note:			
	The rates of tax imposed under Alcohol Products namely: (1) Distilled Spirits, (2) Wines and (3) Fermented Liquors shall be increased by eight percent (8%) every two years starting on January 1, 2007 until January 1, 2011.			
B. TOBACCO PRODUCTS				
	(1) Cigars			
	The tax shall be in accordance with the net retail price (excluding excise and value-added taxes) per cigar, as follows:			
XT031	(a) Five Hundred Pesos (P500.00) or less	Sec. 145(A)(1) of RA No. 9334	Ten Percent (10%) of the net retail price *	2200-T/0605
XT032	(b) More than Five Hundred Pesos (>P500.00)	Sec. 145(A)(2) of RA No. 9334	Fifty Pesos (P50.00) plus Fifteen Percent (15%) of the net retail price in excess of Five Hundred Pesos (P500.00)	2200-T/0605
	* The tax rate/base shall in no case be lower than P 1.12/cigar as provided in the Tax Code of 1997.			
	(2) Cigarettes packed by Machine		Per pack	
	The tax shall be in accordance with the net retail price (excluding excise and value-added taxes) per pack, as follows:			
XT130	(a) Below Five Pesos (P5.00)	Sec. 145(C)(1) of RA No. 9334		2200-T/0605
	Effective January 1, 2005		P 2.00	
	Effective January 1, 2007		P 2.23	
	Effective January 1, 2009		P 2.47	
	Effective January 1, 2011		P 2.72	

ATC	Description	Legal Basis	Tax Rate	BIR Form No.
XT070	(b) Five Pesos (P5.00) but does not exceed Six Pesos and Fifty Centavos (P6.50)	Sec. 145(C)(2) of RA No. 9334		2200-T/0605
	Effective January 1, 2005		P 6.35	
	Effective January 1, 2007		P 6.74	
	Effective January 1, 2009		P 7.14	
	Effective January 1, 2011		P 7.56	
XT060	(c) More than Six Pesos and Fifty Centavos (>P6.50) but does not exceed Ten Pesos (P10.00)	Sec. 145(C)(3) of RA No. 9334		2200-T/0605
	Effective January 1, 2005		P 10.35	
	Effective January 1, 2007		P 10.88	
	Effective January 1, 2009		P 11.43	
	Effective January 1, 2011		P 12.00	
XT050	(d) More than Ten Pesos (>P10.00)	Sec. 145(C)(4) of RA No. 9334		2200-T/0605
	Effective January 1, 2005		P 25.00	
	Effective January 1, 2007		P 26.06	
	Effective January 1, 2009		P 27.16	
	Effective January 1, 2011		P 28.30	

V. Repealing Clause:

This Revenue Memorandum Order (RMO) revises portions of all other issuances inconsistent herewith.

VI. Effectivity:

This RMO shall take effect immediately.

(Original Signed)
KIM S. JACINTO-HENARES
Commissioner of Internal Revenue

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