

REVENUE MEMORANDUM ORDER NO. 36-2020 issued on October 15, 2020 provides guidelines and procedures in the refund of erroneously paid Value-Added Tax (VAT) on imported drugs prescribed for Diabetes, High Cholesterol and Hypertension, as implemented under Revenue Regulations No. 18-2020.

Pursuant to Section 204(C) of the Tax Code of 1997, as amended, no credit or refund of taxes or penalties shall be allowed unless the taxpayer files in writing with the Commissioner a claim for credit or refund within two (2) years after the payment of the tax or penalty.

Claims for refund of erroneously paid VAT on importation of drugs prescribed for diabetes, high cholesterol and hypertension included in the Department of Health – Food and Drug Administration (DOH-FDA) approved list from the effectivity of Republic Act (RA) No. 11467 on January 23, 2020 up to July 9, 2020 shall be filed and processed at the respective Revenue District Offices or at the Large Taxpayers Assistance Division under the Large Taxpayers Service where the taxpayer-claimant is registered.

The Revenue Officer/s assigned to receive the documents pertaining to the VAT refund shall ensure that the required documents specified in the Order are complete. The result of the evaluation of the VAT refund/credit claim, approved or otherwise, shall be communicated in writing to the taxpayer immediately after approval of the report by the designated approving BIR Official.