Deloitte.



New Type of Tax Non-Compliance – Luxury Goods

The Superintendent of Tax Administration, Marco Livio Días Reyes and the Oversight Intendant, Oscar Hernández, held a press conference at which they presented the analysis that the Tax Administration has made using different sources of information, which determined an atypical taxpaying behavior in taxpayers that acquire luxury goods in comparison to the taxes they declare. This new type of non-compliance is centered around the high level of wealth and purchases made by taxpayers that through their tax obligations present **low income**.

One of the Tax Administration's objectives is to perform oversight procedures on taxpayers that present an **increase in their wealth** that is inconsistent with the tax obligations declared. The above would be carried out by using the data obtained from the tracking of information with tools developed by SAT and performing different analyses related to the purchase-sale of luxury goods.

Although at this time no official details have been provided on the **luxury goods** whose purchase-sale will be monitored by the Tax Administration, emphasis has been placed on the acquisition of luxury vehicles (land, maritime and air vehicles) that have been traced through the payment of the Vehicle Circulation Tax, as well as on the acquisition of jewelry, art and real estate.

The actions mentioned above have the purpose of detecting companies and/or taxpayers from whom it is necessary to request banking information to compare income amounts, determine the origin of the resources, and request voluntary compliance with the obligations that the taxpayer may be subject to.

As part of the scope of these audits, the following will be verified:

- Analysis of the taxpaying behavior
- Identification of taxpayers
- Oversight procedures
- Request for financial information
- Determination of adjustments on omitted obligations



If during the oversight process instances of tax non-compliance by taxpayers are determined, the applicable administrative punitive processes will be applied, in accordance with Decree No. 6-91 and its amendments. Tax Code.



Nuestros expertos:

Deloitte ofrece una gama de servicios tributarios y legales integrados. Nuestros expertos combinan conocimiento técnico, experiencia e innovación, lo que permite ayudar a nuestros clientes a lograr sus objetivos a nivel local y global.



Walter Martinez

Tax, Global Trade and BPS Partner wmartinez@deloitte.com



Gerardo Arana

Tax Manager gearana@deloitte.com

Deloitte.

Deloitte refers to one or more of Deloitte Touche Tohmatsu Limited ("DTTL"), its global network of member firms, and their related entities (collectively, the "Deloitte organization"). DTTL (also referred to as "Deloitte Global") and each of its member firms and related entities are legally separate and independent entities, which cannot obligate or bind each other in respect of third parties. DTTL and each DTTL member firm and related entity is liable only for its own acts and omissions, and not those of each other. DTTL does not provide services to clients. Please see www.deloitte.com/about to learn more.

As used in this document, "Deloitte" refers to Deloitte Guatemala, S.A., Asesores y Consultores Corporativos, S.A., Deloitte Consulting de Guatemala, S.A. y Consultores en Servicios Externos, S.A., which has the exclusive legal right to become involved in, and limit its business to, the provision of audit, consulting, tax and legal, risk advisory, financial advisory and other professional services under the name "Deloitte".

Deloitte provides industry-leading audit and assurance, tax and legal, consulting, financial advisory, and risk advisory services to nearly 90% of the Fortune Global 500® and thousands of private companies. Our professionals deliver measurable and lasting results that help reinforce public trust in capital markets, enable clients to transform and thrive, and lead the way toward a stronger economy, a more equitable society and a sustainable world. Building on its 175-plus year history, Deloitte spans more than 150 countries and territories. Learn how Deloitte's approximately 415,000 people worldwide make an impact that matters at www.deloitte.com.

This communication contains general information only, and none of Deloitte Touche Tohmatsu Limited ("DTTL"), its global network of member firms or their related entities (collectively, the "Deloitte organization") is, by means of this communication, rendering professional advice or services. Before making any decision or taking any action that may affect your finances or your business, you should consult a qualified professional adviser.

No representations, warranties or undertakings (express or implied) are given as to the accuracy or completeness of the information in this communication, and none of DTTL, its member firms, related entities, employees or agents shall be liable or responsible for any loss or damage whatsoever arising directly or indirectly in connection with any person relying on this communication.

©2023. For information, contact Deloitte Guatemala.