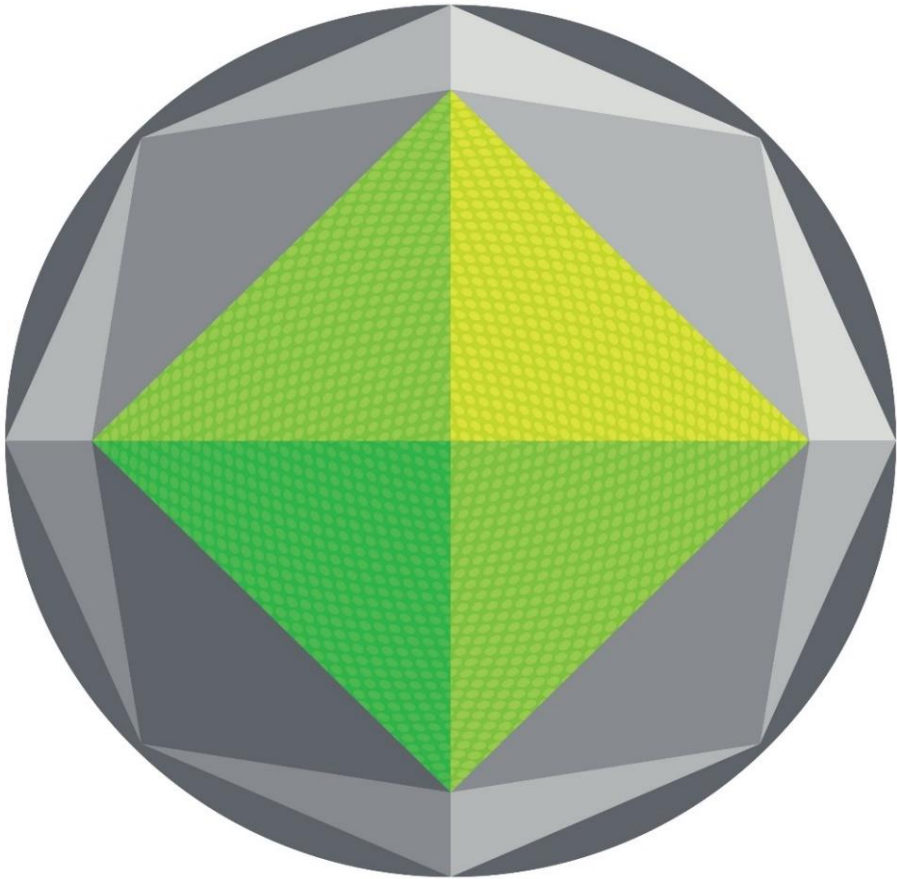


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The category of Great Taxpayer of the General Directorate of Revenue is created and the classification and updating criteria are established

By means of Resolution 201-6990 of September 23, 2022, published on the Official Gazette on September 29, 2022, and with the purpose of optimizing the means of operation, channels of attention and assistance of the procedures, consultations, obligations, or rights of a tax nature of taxpayers the category of "Great Taxpayer" is created for the classification of individuals or legal entities registered in the Single Taxpayer Registry of the General Directorate of Revenue (DGI).

In this sense, the following classification criteria is established for the "Great Taxpayer" Category:

1. Taxpayers with income greater than or equal to 25,000,000.00 USD and net taxable income greater than

1,000,000.00 USD or,

2. Taxpayers with assets greater than 100,000,000.00 USD and net taxable income greater than 1,000,000.00 USD or,

3. Taxpayers who, cumulatively, annually contribute with payments to direct or indirect taxes greater than 1,700,000.00 USD.

- Those individuals or legal entities that meet at least one of the criteria established in points 1, 2 and 3 will be considered and categorized as "Great Taxpayers".

- The established criteria will be applied as of January 2, 2023, according to the data obtained from the E-tax

system, in relation to the fiscal period immediately prior to the current year.

- The updating of the categorization will be carried out by the DGI on an annual basis.
- The DGI will inform taxpayers who obtain the categorization of "Great Taxpayer" through a list, which will be published on the official website of the institution. The DGI may adjust and update the categorization criteria as it deems appropriate.
- The aforementioned Resolution will enter into force from January 2, 2023.

The procedure for the recognition of tax credits generated by withholdings on the transfer of movable tangible property and the provision of services (ITBMS), carried out by withholding agents in accordance with the provisions of Executive Decree 84 of 2005 and its amendments, to their suppliers of goods and services, taxpayers reporting this tax and the application by assignment of credit

By means of Resolution 201-5108 of July 15, 2022, published in the Official Gazette on September 6, 2022, Resolution 201-5006 of August 17, 2020, is annulled and the procedure for the recognition of tax credits, generated by the withholdings of the tax on the transfer of movable tangible property and the provision of services (ITBMS), is established, carried out by the withholding agents.

In this sense, the following is established:

- The tax credit generated by the withholdings of the ITBMS will only be recognized to individuals and legal entities who, due to their characteristics, act or have acted as withholding agents or withholding agents of the ITBMS and submit an application where they verify that the amount of the tax credit accumulated with balances in favor is product of the withholdings of the ITBMS, carried out by the withholding agents appointed by the tax administration.
- Similarly, this tax credit may be recognized to companies without legal personality, recognized by article 490 of the Commercial Code, that prove that they remain operationally inactive or have completed the work or project for which they were created and contracted.
- To request this recognition of tax

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credit generated by the withholdings of the ITBMS practiced by the designated withholding agents, the taxpayer must be in good standing with the payment and presentation of the affidavits, which reflect the income generated from the contract for the finished work and make the corresponding payments to these incomes.

- The application will be submitted to the review and analysis of the General Directorate of Revenue for approval or rejection by means of a resolution recognizing a tax credit, against which the means of challenge established by Law proceed.
- If the resolution is favorable, the request for recognition of the tax credit generated by the ITBMS withholdings and the request for

assignment of the tax credit will only apply when the resolution is duly enforceable.

- The tax credit recognized by the DGI may be applied to another taxpayer by assignment of fiscal credit, with outstanding balances in their tax obligations and the generals of the taxpayer to whom said credit will be assigned must be indicated.

- Application form requirements:

1. Written request presented through a legal representative in case of being a legal person or joint venture.
2. Duly notarized power of attorney.
3. Copy of identification number of the legal representative or proxy.
4. Certification issued by the Public Registry.

5. Copy of the assignment agreement signed between the assignor and assignee, duly authenticated.
6. Table with detail of the analysis of the increase in your tax credit due to the exclusive effect of the withholdings incurred.
7. Auxiliary Accounting.
8. Copy of the withholding certificates issued by ITBMS withholding agents, which support the total value of the amount of the accumulated tax credit.

If the applicant is an individual, the application must be submitted and addressed to the Director of the DGI, with a copy of the personal identity document and other requirements.

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