



Decree 4757
Decree of
Exemptions on
Customs Matters

February, 2023

Decree No. 4757 setting forth Exemptions on Customs Matters was published in Extraordinary Official Gazette No. 6727 of December 29, 2022.

Relevant Aspects

- 90 % to 100 % exemptions are established for import taxes and the Value-added Tax (VAT) on imports of goods indicated in appendices I and II of the Decree.
- The 100 % exemption for import taxes and value-added tax is subject to submission of the Certificate of Non-national Production or Insufficient National Production (CNP or CPNI, for its acronym in Spanish), issued by the People's Power Ministry for Industries and National Production.
- The Decree's benefits can be enjoyed upon prior submission of a list describing the movable tangible property to be imported and of the commercial invoice issued to the name of the beneficiary who will be responsible for the acquisition of the movable tangible property.
- Likewise, the compliance with legal regimes indicated in current Customs Tariff that are applicable to goods subject to exemption will be required.
- The exemption benefit will apply as of the date of registration of the respective customs filing for the import, in accordance with the Organic Customs Law.
- The exemption benefit will be lost for those failing to comply with:
 - Some of the conditions set forth in the Exemption Decree.
 - The periodical evaluation conducted by the People's Power Ministry for Economy, Finance and Foreign Trade and the National Tax and Customs Administration Office (SENIAT, for its acronym in Spanish), in accordance with the Decree and the Value-added Tax Law.
- Parameters determined by SENIAT.
- Obligations set forth in the Organic Tax Code and other tax standards, as well as those established in the Organic Customs Law.
- And, for those engaged in any of the assumptions indicated in article 177 of the Organic Customs Law.
- The People's Power Ministry for Economy, Finance and Foreign Trade may, by means of a resolution, remove customs codes from the decree's appendices, and create new appendices.
- This exemption benefit is effective as from the Decree's publication in Official Gazette, December 29, 2022, and until June 30, 2023.

Contact us



Alejandro Gómez R.

Tax and Legal Services Partner

Venezuela

Andean Region Marketplace

Deloitte Spanish Latin America

Phone: +58 (212) 2068732

Email: algomez@deloitte.com

Aníbal Veroes

Associate Attorney

Venezuela

Andean Region Marketplace

Deloitte Spanish Latin America

Phone: +58 (212) 2068783 Ext. 8783

Email: averoes@deloitte.com

Ariel Cantillo

Senior Associate Attorney

Venezuela

Andean Region Marketplace

Deloitte Spanish Latin America

Phone: +58 (212) 2068544 Ext. 8544

Email: acantillo@deloitte.com

Xavier Korody

Associate Attorney

Venezuela

Andean Region Marketplace

Deloitte Spanish Latin America

Phone: +58 (212) 2068890 Ext. 8890

Email: xkorody@deloitte.com



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