



Bringing In Revenues
for Nation-Building

REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF INTERNAL REVENUE



AUG 03 2026

REVENUE MEMORANDUM CIRCULAR NO. 102-2026

SUBJECT : Amending Certain Provisions of Revenue Memorandum Circular (RMC) No. 75-2024, as Amended by RMC No. 14-2025, which Prescribed the Mandatory Requirements for Claims for Tax Credit or Refund of Excess or Unutilized Creditable Withholding Taxes on Income Pursuant to Section 76(C), in Relation to Sections 204(C) and 229 of the National Internal Revenue Code of 1997, as Amended, Except Those Under the Authority and Jurisdiction of the Legal Group

TO : All Internal Revenue Officials, Employees and Others Concerned

I. OBJECTIVE

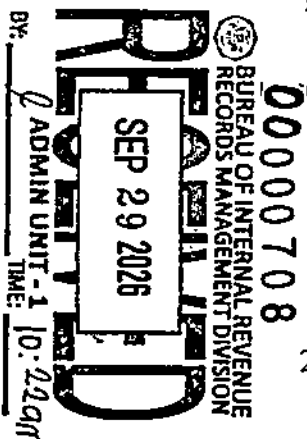
This Circular is hereby issued to provide clarification and updates on the processing of claims for tax credit certificate or cash refund (tax credit/refund) of excess or unutilized creditable withholding taxes (CWT) on income under Section 76(C), in relation to Sections 204(C) and 229 of the National Internal Revenue Code of 1997 (Tax Code), as amended, and Revenue Regulations No. 5-2024, and to prescribe the updated Checklist of Mandatory Requirements (Annexes) for the processing of said tax credit/refund. This does not cover requests for tax credits/refunds under the authority and jurisdiction of the Legal Group.

II. AMENDMENT

Section I of RMC No. 75-2024, as amended by RMC No. 14-2025 is hereby amended to read as follows:

“I. GENERAL POLICIES

1. For tax credit/refund claim of CWT on income, the “Application for Tax Credits/Refunds” (BIR Form No. 1914) shall be filed at the following offices having jurisdiction over the taxpayer-claimant:
 - a. The Revenue District Office (RDO); or
 - b. The respective Large Taxpayers Audit Division (LTAD) or Large Taxpayers Division (LTD) under the Large Taxpayers Service (LTS).
2. In case an individual or corporation is entitled to a tax credit/refund of the excess income taxes paid during the year, the excess amount shown on their Annual Income Tax Return (AITR) may be carried over and



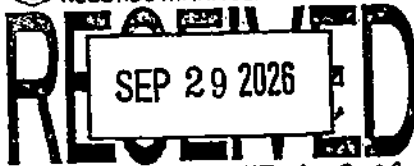
credited against the estimated quarterly income tax liabilities for the taxable quarters of the succeeding taxable years. Once the option to carry over and apply the said excess income taxes paid against the income tax due for the taxable quarters of the succeeding taxable years has been made, such option shall be considered irrevocable for that taxable period, and no application for tax credit/refund shall be allowed. This is the irrevocability rule. As an exception to the irrevocability rule, taxpayers who chose the option to "carry over" may claim tax refund provided they have permanently ceased operations, as introduced under Section 76(C) of the Tax Code, as amended.

- a. For regular applications or those filed by taxpayers with "going-concern" status who have chosen the option to apply for tax credit/refund of the excess income tax in their AITRs, the filing of the application for tax credit/refund shall be made within two (2) years from the date of filing of the AITR. A return filed showing an overpayment shall be considered a written claim for tax credit/refund, provided that, for purposes of the one hundred eighty (180)-day processing period pursuant to Section 204(C) of the Tax Code, as amended, the counting shall commence upon submission of the Application for Tax Credits/Refunds (BIR Form No. 1914) along with the complete documents as prescribed by the BIR in support of the application, which shall be submitted within the 2-year prescriptive period.
- b. For applications filed by taxpayers undergoing dissolution or cessation of business, Section 76(C) of the Tax Code, as amended, mandates that the processing office shall decide on the application and issue tax credit/refund of the excess/unutilized CWT within 2 years from the date of the dissolution or cessation of business. This is an exception to the 180-day processing of tax credit/refund under Section 204(C) of the Tax Code, as amended. For the purposes of this Circular, the 2-year period to decide and refund the excess taxes shall commence from the submission of the Application for Registration Information Update/Correction/Cancellation (BIR Form No. 1905) together with the complete documentary requirements set by the BIR for the closure of business and the refund of excess income taxes due to the cessation or dissolution of business under Section 76(C) of the Tax Code, as amended.

3. Only applications with complete documentary requirements enumerated in the attached Checklist of Mandatory Requirements (Annex "A.1.1" for non-individual taxpayers with "going concern" status; Annex "A.1.2" for individual taxpayers with "going concern" status; or Annex "A.2" for taxpayers undergoing dissolution or cessation of business) shall be received and processed by the authorized processing office."

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BUREAU OF INTERNAL REVENUE
RECORDS MANAGEMENT DIVISION



BY: *[Signature]* ADMIN UNIT - 1 TIME: 10:22 am

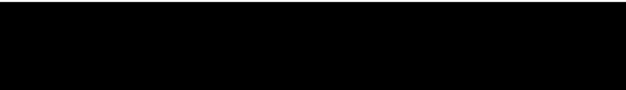
III. REPEALING CLAUSE

All revenue issuances or portions thereof that are inconsistent herewith are hereby repealed, modified, or amended accordingly.

IV. EFFECTIVITY

This Circular shall take effect immediately. All internal revenue officials, employees, and others concerned are hereby enjoined to give this Circular as wide a publicity as possible.




CHARLITO MARTIN R. MENDOZA
Commissioner of Internal Revenue

