

LFTT Law, Official Gazette No. 6.210 Ext. of 30 December 2015, partially amended by Official Gazette No. 6.396 Ext. of 21 August 2018	Reform of the LFTT, Official Gazette No. 6.687 Ext. of 25 February 2022
Taxpayers	
<p><u>Article 4°</u>: The taxpayers of this tax shall be as follows:</p> <ol style="list-style-type: none"> 1. Legal entities and unincorporated economic entities that the National Integrated Service of Customs and Tax Administration has designated as such for: (i) the payments they make, charging them against their accounts or financial institutions; and (ii) the payments they make without the intervention of financial institutions 2. Legal entities and unincorporated economic entities legally related to a legal entity or an unincorporated economic entity designated as a special taxpayer for the payments that any of the first two entities make on behalf of any of the second two entities with or without the intervention of financial institutions 3. Individuals, legal entities and economic entities without legal personality designated as special taxpayer for the payments charged to their bank accounts or financial institutions or without the intervention of financial institutions 4. Individuals, legal entities and unincorporated economic entities that, without being legally related to a legal entity or an unincorporated economic entity without legal personality, are designated as a special taxpayer, make payments on their behalf, charging their own bank accounts or financial institutions 	<p><i>Modifies</i></p> <p><u>Article 4°</u>: The taxpayers of this tax shall be as follows:</p> <ol style="list-style-type: none"> 1. Legal entities and unincorporated economic entities that the National Integrated Service of Customs and Tax Administration has designated as such for: (i) the payments they make, charging them against their accounts or financial institutions; and (ii) the payments they make without the intervention of financial institutions 2. Legal entities and unincorporated economic entities legally related to a legal entity or an unincorporated economic entity designated as a special taxpayer for the payments that any of the first two entities make on behalf of any of the second two entities with or without the intervention of financial institutions 3. Individuals, legal entities and economic entities without legal personality, designated as special taxpayer for the payments charged to their bank accounts or financial institutions or without intervention of financial institutions 4. Individuals, legal entities and unincorporated economic entities that, without being legally related to a legal entity or an unincorporated economic entity without legal personality, are designated as a special taxpayer, make payments on their behalf, charging their own bank

or without the intervention of financial institutions	<p>accounts or financial institutions or without the intervention of financial institutions</p> <p><i>5. Individuals, legal entities and unincorporated economic entities for payments made within the national banking system, in currency different from the legal tender, or in cryptocurrencies or cryptoassets other than those issued by the Bolivarian Republic of Venezuela, without the intervention of a foreign banking correspondent, in accordance with the policies, authorizations and guidelines established by the Central Bank of Venezuela</i></p> <p><i>6. Individuals, legal entities and unincorporated economic entities, for payments made to persons designated as special taxpayers, in currency different from the legal tender, or in cryptocurrencies or crypto assets other than those issued by the Bolivarian Republic of Venezuela, without the intervention of financial institutions</i></p>
Exemptions	
<p><u>Article 8°</u>: The following persons and transactions are exempted from this tax:</p> <ol style="list-style-type: none"> 1. The Republic and other political-territorial entities 2. Public entities with or without business purposes designated as special taxpayers 3. The Venezuelan Central Bank 4. The first endorsement in checks, securities, escrow deposits paid in cash or any other negotiable instruments 5. Debits that generate the purchase, sale and transfer of custody of securities 	<p><i>Modifies</i></p> <p><u>Article 8°</u>: The following persons and transactions are exempted from this tax:</p> <ol style="list-style-type: none"> 1. The Republic and other territorial political entities 2. The Central Bank of Venezuela 3. Public entities with or without business purposes designated as special taxpayers <i>4. Exchange operations executed by a duly authorized exchange operator</i>

<p>issued or guaranteed by the Republic or the Venezuelan Central Bank, as well as the debits or withdrawals related to the payment of the principal or interest thereon; and securities traded in the agricultural stock exchange and the stock exchange</p> <p>6. The transfer funds made by the holder between its own accounts in banks or financial institutions organized and domiciled in Venezuela; exemption does not apply to accounts that have more than one holder</p> <p>7. Debits to checking accounts of diplomatic or consular missions and of their foreign officers accredited in Venezuela</p> <p>8. Debits to accounts due to transfers or issuance of personal cashiers' checks for the payment of taxes whose beneficiary is the National Treasury</p> <p>9. Debits or withdrawals made in Banking Clearing House accounts, credit card compensation accounts, national correspondent accounts, and banking compensation accounts</p> <p>10. Purchase or sale of cash in a single account maintained in the Central Bank of Venezuela by banks and other financial institutions</p>	<p>5. The first endorsement in checks, securities, escrow deposits paid in cash or any other negotiable instruments</p> <p>6. Debits that generate the purchase, sale and transfer of custody of securities issued or guaranteed by the Republic or the Venezuelan Central Bank, as well as the debits or withdrawals related to the payment of the principal or interest thereon; and securities traded in the agricultural stock exchange and the stock exchange</p> <p>7. The transfer funds made by the holder between its own accounts in banks or financial institutions organized and domiciled in Venezuela; exemption does not apply to accounts that have more than one holder</p> <p>8. Debits in checking accounts of diplomatic or consular missions and of their foreign officers accredited in Venezuela</p> <p>9. Debits to accounts due to transfers or issuance of personal cashiers' checks for the payment of taxes whose beneficiary is the National Treasury</p> <p>10. Debits or withdrawals made in Banking Clearing House accounts, credit card compensation accounts, national correspondent accounts, and banking compensation accounts</p> <p>11. Purchase or sale of cash in a single account maintained in the Central Bank of Venezuela by banks and other financial institutions.</p> <p><i>The exemption provided in paragraphs 5 to 11 of this article applies exclusively to transactions made in legal tender or in cryptocurrencies or cryptoassets issued by the Bolivarian Republic of Venezuela.</i></p>
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Tax rate	
<p><u>Article 13:</u> The tax rate can be modified by the National Executive and will range from a minimum of 0% to a maximum of 2%.</p> <p>Until the National Executive publishes another rate in the Official Gazette, the rate of this tax is set at 1%.</p>	<p><i>Modifies</i></p> <p><u>Article 13:</u> The general tax rate applicable to the taxable base shall be established by the National Executive and should range between a minimum limit of zero percent (0%) and a maximum of two percent (2%), <i>except for the transactions carried out by the taxpayers indicated in paragraphs 5 and 6 of Article 4 of this law.</i></p> <p><i>For all transactions carried out by the taxpayers indicated in paragraph 5 of Article 4 of this Law, the rate applicable shall be established by the National Executive and will range between two percent (2%) and eight percent (8%).</i></p> <p><i>For all transactions carried out by the taxpayers indicated in paragraph 6 of Article 4 of this Law, the rate applicable shall be established by the National Executive and will range between two percent (2%) and twenty percent (20%).</i></p>
Tax liability	
<p><u>Article 14:</u> The amount of tax liability shall be the result of multiplying the tax rate established in the preceding article by the taxable base.</p>	<p><i>Modifies</i></p> <p><u>Article 14:</u> The amount of tax liability to be paid shall be the result of <i>applying</i> the tax rate established in the preceding article to the taxable base.</p>
Filing and payment	
<p><u>Article 16:</u> Taxpayers and responsible parties, as the case may be, must file and pay the tax provided for in law, in accordance with the following rules:</p>	<p><i>Modifies</i></p> <p><u>Article 16:</u> Taxpayers and responsible parties, as the case may be, must file and pay the tax provided for <i>in this law</i>, in accordance with the following rules:</p>

<p>1. The tax is levied on a daily basis on debits made in accounts of banks or other financial institutions.</p> <p>2. The tax is levied pursuant to the Special Taxpayers Calendar of the Value Added Tax Withholdings, on the cancellation of debts through payment or other extinguishment mechanisms, without the intervention of banks or other financial institutions.</p> <p>3. The filing and payment of the tax provided for in this decree with rank, value and force of law must be made in the place, form and conditions established by the National Tax Administration by means of a general ruling.</p>	<p>1. The tax is levied on a daily basis on debits made in accounts of banks or other financial institutions.</p> <p>2. The tax is levied pursuant to the Special Taxpayers Calendar of the Value Added Tax Withholdings, on the cancellation of debts through payment or other extinguishment mechanisms, without the intervention of banks or other financial institutions.</p> <p><i><u>Sole Paragraph:</u> The filing and payment of the tax provided for in this law must be made in the place, form and conditions established by the National Tax Administration by means of a general administrative ruling.</i></p>
Tax returns and payments	
<p><u>Article 20:</u> The required tax returns in accordance with the rulings issued by the National Tax Administration shall be prepared according to the forms and under the technical specifications published by the National Tax Administration in its Tax Portal.</p>	<p><i>Modifies</i></p> <p><u>Article 20:</u> The required tax returns pursuant to the <i>Administrative Guidelines</i> issued for such purpose by the National Tax Administration shall be prepared according to the forms and specifications set by the Tax Administration in its Tax Portal.</p>
Sanctions	
<p><u>Article 22:</u> Failure to comply with the obligations set forth in this decree with rank, value and force of law shall be sanctioned in accordance with the provisions of the Organic Tax Code.</p>	<p><i>Modifies</i></p> <p><u>Article 22:</u> Failure to comply with the obligations set forth in this law shall be sanctioned in accordance with <i>the Constituent Decree that established the Organic Tax Code</i>.</p>
	<p><i>Incorporates</i></p> <p><i><u>Article 23:</u> The National Executive, within the fiscal policy measures applicable in accordance with the regional and economic</i></p>

	<p>circumstances of the country, may totally or partially exonerate from the tax provided for in this law, the transactions carried out by certain taxpayers, segments or economic sectors of the country.</p> <p>The exoneration decrees issued by virtue of this law must indicate the terms, conditions, requirements and controls required in order to achieve the intended tax policy objectives.</p> <p>In any case, the exoneration granted to the transactions carried out by the taxpayers indicated in paragraphs 5 and 6 of Article 4 of this law shall be equally granted to the transactions carried out in legal tender or in cryptocurrencies or cryptoassets issued by the Bolivarian Republic of Venezuela.</p>
	<p><i>Incorporates</i></p> <p><u>Article 24:</u> Until the National Executive establishes a different rate, the rate is set at two percent (2%) for transactions carried out by the taxpayers indicated in paragraphs 1 to 4 of Article 4 of this law and three percent (3%) for transactions carried out by the taxpayers indicated in paragraphs 5 and 6 of Article 4 of this law.</p>
	<p><i>Incorporates</i></p> <p><u>Article 25:</u> This law shall become effective thirty (30) continuous days after its publication in the Official Gazette of the Bolivarian Republic of Venezuela.</p>
	<p><i>Incorporates</i></p> <p><u>Article 26:</u> The National Integrated Service of Customs and Tax Administration (SENIAT) may determine the tax established in this law, based on a factual</p>

	or presumptive basis, in accordance with the provisions of the Organic Tax Code.
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