

**BIR Form No. 1600 WP - Remittance Return of Percentage Tax on Winnings and Prizes Withheld
by Race Track Operators
Guidelines and Instructions**

Who Shall File

This return shall be filed in triplicate by operators of race tracks for remittance of withholding of percentage tax on race horse prizes and winnings on horse racing bets.

When and Where to File and Remit/Pay

The withholding tax return shall be filed/and tax paid within twenty (20) days from the date the tax was deducted and withheld.

The return shall be filed and the tax paid with any Authorized Agent Bank (AAB) located within the jurisdiction of the Revenue District Office (RDO) where the withholding agent's place of business is located. In places where there are no Authorized Agent Banks, the return shall be filed and the tax paid directly with the Revenue Collection Officer or the duly Authorized City or Municipal Treasurer within the jurisdiction of the Revenue District Office where the withholding agent's place of business is located, who shall issue Revenue Official Receipt (BIR Form No. 2524) therefor.

Where the return is filed with an AAB, the lower portion of the return must be properly machine-validated and duly stamped by the Authorized Agent Bank to serve as the receipt of payment. The machine validation shall reflect the date of payment, amount paid and transaction code, and the stamp mark shall also show the name of the bank, branch code, teller's code and teller's initial. The AAB shall also issue an official receipt or bank debit advice or credit document, whichever is applicable, as additional proof of payment.

A taxpayer may file a separate return for the head office and for each branch or place of business or a consolidated return for the head office and all the branches except in the case of large taxpayers where only one consolidated return is required.

Penalties

There shall be imposed and collected as part of the tax:

1. A surcharge of twenty five percent (25%) for each of the following violations:
 - a. Failure to file any return and pay the amount of tax or installment due on or before the due date;
 - b. Unless otherwise authorized by the Commissioner, filing a return with a person or office other than those with whom it is required to be filed;
 - c. Failure to pay the full or part of the amount of tax shown on the return, or the full amount of tax due for which no return is required to be filed on or before the due date;
 - d. Failure to pay the deficiency tax within the time prescribed for its payment in the notice of assessment.
2. A surcharge of fifty percent (50%) of the tax or of the deficiency tax, in case any payment has been made on the basis of such return before the discovery of the falsity or fraud, for each of the following violations:
 - a. Willful neglect to file the return within the period prescribed by the Code or by rules and regulations; or
 - b. In case a false or fraudulent return is willfully made.

1. Interest at the rate of twenty percent (20%) per annum, or such higher rate as may be prescribed by rules and regulations, on any unpaid amount of tax, from the date prescribed for the payment until the amount is fully paid.
2. Compromise penalty.

Violation of Withholding Tax Provisions by a Government Officer.

Every officer or employee of the government of the Republic of the Philippines or any of its agencies and instrumentalities, its political subdivisions, as well as government-owned or controlled corporation, including the Bangko Sentral ng Pilipinas, who, under the provisions of the Code, as amended, or regulations promulgated thereunder, is charged with the duty to deduct and withhold any internal revenue tax and to remit the same in accordance with the provisions of the Code as amended, and other laws shall be guilty of any offense herein-below specified and upon conviction of each act or omission, be fined in a sum not less than five thousand pesos (₱ 5,000.00) but not more than fifty thousand pesos (₱ 50,000.00) or imprisoned for a term of not less than six (6) months and one day but not more than two (2) years, or both:

- a) Those who fail or cause the failure to deduct and withhold any internal revenue tax under any of the withholding tax laws and implementing regulations;
- b) Those who fail or cause the failure to remit taxes deducted and withheld within the time prescribed by law, and implementing regulations; and
- c) Those who fail or cause the failure to file a return or statement within the time prescribed, or render or furnish a false or fraudulent return or statement required under the withholding tax laws and regulations.

If the withholding agent is the government or any of its agencies, political subdivisions or instrumentalities, or a government-owned or controlled corporation, the employee thereof responsible for the withholding and remittance of the tax shall be personally liable for the additions to the tax prescribed by the National Internal Revenue Code.

Attachment Required

Alphabetical list of payees indicating the following:

Tax year and month
TIN of Payee
Name of Payee
ATC
Nature of Payment
Amount of Payment
Tax Rate
Tax Required to be Withheld
Page ____ of ____

using the format prescribed/reflected in the Tax Return (if the same cannot be accommodated in the return).

Note: All background information must be properly filled up.

- The last 3 digits of the 12-digit TIN refers to the branch code.
- TIN = Taxpayer Identification Number.
- The ATC in the Alphabetical List of Payees shall be taken from the List of ATCs in Part II of this form/return.

ENCS

FORM 1600 WP
 (Remittance Return of Percentage Taxes on Winnings
 and Prizes Withheld by Race Track Operators)

NOTES:

- a.) Computation of tax and explanations thereto are based on the items/numbers provided in the above mentioned form
- b.) Items 5 to 11 refer to the background information of the taxpayer
- c.) After accomplishing Part II - Computation of Tax under BIR Form 1600WP fill up or follow Schedule 1.1 (Alphabetical List of Payees) for the prescribed format if the same cannot be accommodated in the return.

Part II. Computation of Tax

12. Copy from Part II the Total Tax Required to be Withheld.

TAX RATE	TYPE OF WINNINGS
4%	Winnings from double, forecast/quinella and trifecta bets
10%	Winnings from race horses

13. If this is an amended return, deduct Tax Remitted in Return Previously Filed, otherwise, proceed to item 14 if this is an original return.

14. To get the Tax Withheld Still Due (Overremittance) deduct Item 13 from Item 12 and proceed to Item 16. In case the amount Item 13 is more than the amount in Item 12, enclose the amount of OVERPAYMENT in parenthesis ().

Example:

12. Total Tax Required to be Withheld and Remitted	P 100,000.00
13. Less: Tax Remitted in Return Previously Filed, if this is an Amended Return	110,000.00
14. Tax Withheld Still Due	(P 10,000.00)

15. For late filers with overremittance, extend amount of penalties which are as follows:

Surcharge:

A surcharge of fifty percent (50%) of the tax or of the deficiency tax shall be imposed, in case any payment has been made on the basis of such return before the discovery of the falsity or fraud, for each of the following violations:

- a) Willful neglect to file the return within the period prescribed by the Code or by rules and regulations; or
- b) In case a false or fraudulent return is willfully made.

A surcharge of twenty-five percent (25%) shall be imposed for each of the following violations:

- a) Failure to file any return and pay the amount of tax or installment due on or before the due date;
- b) Unless otherwise authorized by the Commissioner, filing a return with a person or office other than those with whom it is required to be filed;
- c) Failure to pay the full or part of the amount of tax shown on the return, or the full amount of tax due for which no return is required to be filed on or before the due date;
- d) Failure to pay the deficiency tax within the time prescribed for its payment in the notice of assessment.

15A Surcharge

Interest: A twenty percent (20%) per annum, or such higher rate as may be prescribed by rules and regulations (RMO 1-90), or any unpaid amount of tax, from the date prescribed for the payment until the amount is fully paid.

15B Interest

Compromise: Compromise penalty based on RMO 1-90

15C Compromise

Add: Penalties (15A) + Interest (15B) + Compromise (15C) to get the Total Amount of Penalties and place in Item No. 15D.

16. To get the Total Amount Still Due (Overremittance) add Sum of Item 14 and 15D.

NOTE: Please accomplish the Alphabetical List of Payees as an attachment to this form using the following format:

SEQ. NO.	PAYEE DETAILS		ATC	INCOME PAYMENT / TAX RATE		TAX REQUIRED TO BE WITHHELD
	TIN	INDIVIDUAL/ CORPORATION		NATURE OF PAYMENT	AMOUNT	