

GROSS INCOME - EXCLUSIONS

1. Exclusions defined: The term “exclusions” refers to items that are not included in the determination of gross income either because:

- a) they represent return of capital or are not income, gain or profit; or
- b) they are subject to another kind of internal revenue tax; or
- c) they are income, gain, or profit that are expressly exempt from income tax under the constitution, tax treaty, Tax Code, or general or special law.

2. Sec.32 (B) Exclusions from Gross Income - The following items shall not be included in gross income and shall be exempt from taxation:

a. Exclusions from gross income	1) Proceeds of life insurance; 2) Amount received by insured as returns of premium; 3) Gifts, bequests and devises; 4) Compensation for injuries or sickness; 5) Income exempt under treaty; 6) Retirement benefits, pensions, gratuities, etc.; 7) Miscellaneous items: a) Income derived by foreign government; b) Income derived by the government or its political subdivision; c) Prizes and awards; d) Prizes and awards in sports competition; e) 13th month pay and other benefits; f) GSIS, SSS, Philhealth and other contributions; g) Gains from the sale of bonds, debenture or other certificate of indebtedness with maturity of more than 5 years; h) Gains from redemption of shares in mutual fund.
b. Used to be excluded but now subject to final tax	1) Interest on government securities (now subject to 20% final tax) 2) Income derived as informer's reward to persons instrumental in the discovery of violations of the NSRC and in the discovery and seizure of smuggled goods (now subject to 10% final tax based on 10% of the revenues, surcharges or fees recovered and/or fine or penalty imposed or P1,000,000 per case whichever is lower.)

3. Exclusions from Gross Income Explained

a. Life Insurance

Life Insurance	The proceeds of life insurance policies paid to the heirs or beneficiaries upon the death of the insured, whether in a single sum or otherwise, but if such amounts are held by the insurer under an agreement to pay interest thereon, the interest payments shall be included in gross income.
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Gross Income Exclusion Solution Manual

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Gross Income Exclusion Solution Manual:

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