



Certified by the President
for its
Immediate Enactment
on May 28, 2021

SENATE

S. No. 2232

(In substitution of S. Nos. 1295 and 2076, taking into
consideration H. No. 5777)

PREPARED BY THE COMMITTEE ON WAYS AND MEANS WITH
SENATORS RECTO, MARCOS AND CAYETANO AS
AUTHORS

AN ACT TAXING PHILIPPINE OFFSHORE GAMING
OPERATIONS, AMENDING FOR THE PURPOSE
SECTIONS 22, 25, 27, 28, 106, 108, AND ADDING
NEW SECTIONS 125-A AND 288(G) OF THE
NATIONAL INTERNAL REVENUE CODE OF 1997,
AS AMENDED, AND FOR OTHER PURPOSES

*Be it enacted by the Senate and House of Representatives of
the Philippines in Congress assembled:*

1 SECTION 1. *Declaration of Policy.* – It is hereby
2 declared the policy of the State to promote a just and
3 dynamic social order that will ensure the prosperity and
4 independence of the nation and free the people from
5 poverty through policies that provide adequate social
6 services, promote full employment, a rising standard of

1 living, and an improved quality of life for all. Towards
2 this end, the State shall strictly regulate all forms of legal
3 gambling and prohibit all forms of illegal gambling. While
4 doing so, the State recognizes that revenues generated
5 from legal gambling are not a sustainable source of
6 income. The State further recognizes that all forms of
7 gambling have consequences to Philippine society in
8 general, and to Filipino families, in particular. The State
9 further reiterates that the recognition of legal forms of
10 gambling, including offshore online gaming, shall not be
11 construed as a favorable state endorsement of such
12 activity.

13 SEC. 2. Section 22 of the National Internal Revenue
14 Code of 1997, as amended, is hereby further amended to
15 read as follows:

16 “SEC. 22. *Definitions.* – When used in this Title:

17 “x x x

18 “(II) THE TERM ‘OFFSHORE GAMING
19 LICENSEE’ SHALL REFER TO THE

1 OFFSHORE GAMING OPERATOR,
2 WHETHER ORGANIZED ABROAD OR IN
3 THE PHILIPPINES, DULY LICENSED AND
4 AUTHORIZED, THROUGH A GAMING
5 LICENSE, BY THE PHILIPPINE AMUSEMENT
6 AND GAMING CORPORATION OR ANY
7 SPECIAL ECONOMIC ZONE AUTHORITY
8 OR TOURISM ZONE AUTHORITY OR
9 FREEPORT AUTHORITY TO CONDUCT
10 OFFSHORE GAMING OPERATIONS,
11 INCLUDING THE ACCEPTANCE OF BETS
12 FROM OFFSHORE CUSTOMERS, AS
13 PROVIDED FOR IN THEIR RESPECTIVE
14 CHARTERS.

15 "NOTWITHSTANDING ANY LAW TO
16 THE CONTRARY, NO OFFSHORE GAMING
17 LICENSE SHALL HEREINAFTER BE ISSUED
18 BY THE AURORA PACIFIC ECONOMIC
19 ZONE AND FREEPORT AUTHORITY. ALL
20 OFFSHORE GAMING LICENSEES WHOSE

1 LICENSE WAS ISSUED BY THE AURORA
2 PACIFIC ECONOMIC ZONE AND FREEPORT
3 AUTHORITY, SHALL BE TRANSFERRED,
4 REGULATED, AND MONITORED BY THE
5 PHILIPPINE AMUSEMENT AND GAMING
6 CORPORATION.

7 "FOR PURPOSES OF THIS SECTION,
8 AN OFFSHORE GAMING LICENSEE SHALL
9 BE CONSIDERED ENGAGED IN DOING
10 BUSINESS IN THE PHILIPPINES.

11 "(JJ) THE TERM OFFSHORE GAMING
12 LICENSEE-GAMING AGENT SHALL REFER
13 TO THE REPRESENTATIVE IN THE
14 PHILIPPINES OF AN OFFSHORE-BASED
15 OPERATOR WHO SHALL ACT AS A
16 RESIDENT AGENT FOR THE MERE
17 PURPOSE OF RECEIVING SUMMONS,
18 NOTICES AND OTHER LEGAL PROCESSES
19 FOR THE OFFSHORE GAMING LICENSEE
20 AND TO COMPLY WITH DISCLOSURE

1 REQUIREMENTS OF THE SECURITIES
 2 AND EXCHANGE COMMISSION. THE
 3 OFFSHORE GAMING LICENSEE-GAMING
 4 AGENT SHALL NOT BE INVOLVED WITH
 5 THE BUSINESS OPERATIONS OF THE
 6 OFFSHORE GAMING LICENSEE AND
 7 SHALL DERIVE NO INCOME
 8 THEREFROM."

9 SEC. 3. Section 25 of the National Internal Revenue
 10 Code of 1997, as amended, is hereby further amended to
 11 read as follows:

12 "SEC. 25. Tax on Nonresident Alien
 13 Individual. -
 14 (A) x x x
 15 (B) x x x
 16 (C) x x x
 17 (D) x x x
 18 (E) x x x
 19 (F) x x x

1 "(G) ALIEN INDIVIDUALS EMPLOYED
 2 BY AN OFFSHORE GAMING LICENSEE
 3 AND SERVICE PROVIDERS. - ALIEN
 4 INDIVIDUALS REGARDLESS OF
 5 RESIDENCY AND WHO ARE EMPLOYED
 6 AND ASSIGNED IN THE PHILIPPINES,
 7 REGARDLESS OF TERM AND CLASS OF
 8 WORKING OR EMPLOYMENT PERMIT OR
 9 VISA, BY AN OFFSHORE GAMING
 10 LICENSEE OR ITS SERVICE PROVIDER AS
 11 DEFINED IN SECTION 22(II) AND SECTION
 12 27(G) OF THIS CODE, SHALL PAY A FINAL
 13 WITHHOLDING TAX OF TWENTY-FIVE
 14 PERCENT (25%) ON THEIR GROSS INCOME
 15 AS COMPUTED IN THE SUCCEEDING
 16 PARAGRAPH: PROVIDED, HOWEVER,
 17 THAT THE MINIMUM FINAL
 18 WITHHOLDING TAX DUE FOR ANY
 19 TAXABLE MONTH FROM SAID PERSONS
 20 SHALL NOT BE LOWER THAN TWELVE

1 THOUSAND FIVE HUNDRED PESOS
2 (P12,500.00).

3 "IN COMPUTING THE TAX PROVIDED
4 IN THIS SECTION, GROSS INCOME SHALL
5 INCLUDE, WHETHER IN CASH OR IN
6 KIND, BASIC SALARY/WAGES, ANNUITIES,
7 COMPENSATION, REMUNERATION AND
8 OTHER EMOLUMENTS, SUCH AS
9 HONORARIA AND ALLOWANCES,
10 RECEIVED FROM SUCH SERVICE
11 PROVIDER OR OFFSHORE GAMING
12 LICENSEE: *PROVIDED, THAT* ALL
13 OFFSHORE GAMING LICENSEES AND
14 SERVICE PROVIDERS SHALL SUBMIT TO
15 THE BUREAU OF INTERNAL REVENUE
16 THE ORIGINAL COPY OF NOTARIZED
17 CONTRACT OF EMPLOYMENT CLEARLY
18 STATING THEREIN THE ANNUAL SALARY
19 AND OTHER BENEFITS AND

1 ENTITLEMENTS OF THE CONCERNED
2 ALIEN.

3 "THE TAX IMPOSED HEREIN SHALL
4 BE WITHHELD AND REMITTED IN
5 ACCORDANCE WITH THE PROVISION OF
6 THIS CODE AND FAILURE TO DO SO
7 SHALL BE GOVERNED BY THIS CODE. IN
8 ADDITION, THE ALIEN CONCERNED MAY
9 BE SUBJECT TO DEPORTATION AND MAY
10 BE BARRED FROM REENTERING THE
11 PHILIPPINES, OR BLACKLISTED AS A
12 FOREIGN EMPLOYEE BY THE DEPARTMENT
13 OF LABOR AND EMPLOYMENT, BUREAU
14 OF IMMIGRATION, AND OTHER
15 RELEVANT AGENCIES.

16 "FOR THE EFFICIENT ASSESSMENT,
17 VERIFICATION, AND ADMINISTRATION
18 OF TAXES IMPOSED IN THIS SECTION,
19 THE BUREAU OF IMMIGRATION, THE
20 DEPARTMENT OF LABOR AND

1 EMPLOYMENT, THE BUREAU OF
2 INTERNAL REVENUE, THE SECURITIES
3 AND EXCHANGE COMMISSION, THE
4 PHILIPPINE AMUSEMENT AND GAMING
5 CORPORATION, AND ANY SPECIAL
6 ECONOMIC ZONE AUTHORITY, TOURISM
7 ZONE AUTHORITY, FREEPORT AUTHORITY,
8 AS PROVIDED FOR IN THEIR RESPECTIVE
9 CHARTERS, SHALL ISSUE JOINT AND
10 CONSOLIDATED RULES AND REGULATIONS,
11 INCLUDING THE ISSUANCE OF A GAMING
12 EMPLOYMENT LICENSE BY THE
13 CONCERNED AGENCY, FOR THE
14 IMPLEMENTATION OF FREE AND
15 EFFICIENT EXCHANGE OF INFORMATION
16 AMONG THE SAID AGENCIES IN
17 RELATION TO THE PROPER PAYMENT OF
18 TAXES BY PERSONS COVERED UNDER
19 THIS SECTION. FOR THIS PURPOSE, THE
20 DATA SHARING AND REPORTING SYSTEM

1 AS WELL AS THE JOINT INSPECTION
2 TEAM CREATED UNDER JOINT
3 MEMORANDUM CIRCULAR NO. 1, SERIES
4 OF 2019, ENTITLED, 'RULES AND
5 PROCEDURES GOVERNING FOREIGN
6 NATIONALS INTENDING TO WORK IN
7 THE PHILIPPINES' SHALL BE
8 INSTITUTIONALIZED.

9 "ALL FOREIGN EMPLOYEES OF
10 OFFSHORE GAMING LICENSEES AND
11 THEIR SERVICE PROVIDERS,
12 REGARDLESS OF NATURE OF
13 EMPLOYMENT, SHALL HAVE A TAX
14 IDENTIFICATION NUMBER. ALL
15 OFFSHORE GAMING LICENSEES AND
16 SERVICE PROVIDERS THAT EMPLOY OR
17 ENGAGE A FOREIGN NATIONAL
18 WITHOUT THE FOREGOING SHALL BE
19 LIABLE FOR A FINE OF TWENTY
20 THOUSAND PESOS (P20,000.00) FOR

1 EVERY FOREIGN NATIONAL WITHOUT
 2 SUCH TAX IDENTIFICATION NUMBER
 3 AND, IN PROPER INSTANCES,
 4 REVOCATION OF THEIR PRIMARY AND
 5 OTHER LICENSES OBTAINED FROM
 6 GOVERNMENT AGENCIES AND/OR
 7 PERPETUAL OR TEMPORARY BAN IN
 8 EMPLOYING OR ENGAGING FOREIGN
 9 NATIONALS FOR THEIR OPERATIONS:
 10 *PROVIDED*, THAT THE FOREIGN
 11 NATIONAL CONCERNED SHALL STILL
 12 PAY, AND THE EMPLOYER SHALL REMIT,
 13 ANY CORRESPONDING TAXES, PENALTIES,
 14 INTERESTS, AND SURCHARGES DUE IN
 15 ACCORDANCE WITH THIS CODE.

16 "ANY INCOME EARNED FROM ALL
 17 OTHER SOURCES WITHIN THE
 18 PHILIPPINES BY THE ALIEN EMPLOYEE
 19 REFERRED TO UNDER THIS SUBSECTION
 20 SHALL BE SUBJECT TO THE PERTINENT

1 INCOME TAX IMPOSED UNDER THIS
 2 CODE."

3 SEC. 4. Section 27 of the National Internal Revenue
 4 Code of 1997, as amended, is hereby further amended to
 5 read as follows:

6 "SEC. 27. Rates of Income Tax on
 7 Domestic Corporations. -

8 "(A) x x x

9 "(B) x x x

10 "(C) x x x

11 "(D) x x x

12 "(E) x x x

13 "(F) *OFFSHORE GAMING LICENSEES.*

14 - THE PROVISIONS OF EXISTING SPECIAL
 15 OR GENERAL LAWS TO THE CONTRARY
 16 NOTWITHSTANDING, THE NON-GAMING
 17 REVENUES OF PHILIPPINE-BASED
 18 OFFSHORE GAMING LICENSEES AS DULY
 19 LICENSED BY THE PHILIPPINE

1 AMUSEMENT AND GAMING
 2 CORPORATION OR ANY SPECIAL
 3 ECONOMIC ZONE AUTHORITY OR
 4 TOURISM ZONE AUTHORITY OR
 5 FREEPORT AUTHORITY SHALL BE
 6 SUBJECT TO AN INCOME TAX
 7 EQUIVALENT TO TWENTY-FIVE PERCENT
 8 (25%) OF THE TAXABLE INCOME DERIVED
 9 DURING EACH TAXABLE YEAR FROM ALL
 10 SOURCES WITHIN AND WITHOUT THE
 11 PHILIPPINES.

12 (G) ACCREDITED SERVICE
 13 PROVIDERS TO OFFSHORE GAMING
 14 LICENSEES. - UNLESS OTHERWISE
 15 PROVIDED IN THIS CODE, ACCREDITED
 16 SERVICE PROVIDERS TO OFFSHORE
 17 GAMING LICENSEES SHALL NOT BE
 18 SUBJECT TO THE GAMING TAX IMPOSED
 19 BY SECTION 125-A BUT SHALL PAY SUCH
 20 RATE OF TAX AS IMPOSED IN SECTION

1 27(A) OF THIS CODE, AND SHALL BE
 2 SUBJECT TO ALL OTHER APPLICABLE
 3 LOCAL AND NATIONAL TAXES.

4 "FOR PURPOSES OF THIS SECTION,
 5 AN ACCREDITED SERVICE PROVIDER TO
 6 AN OFFSHORE GAMING LICENSEE
 7 ("SERVICE PROVIDER") SHALL BE A
 8 JURIDICAL PERSON THAT IS DULY
 9 CREATED OR ORGANIZED WITHIN OR
 10 OUTSIDE THE PHILIPPINES OR A
 11 NATURAL PERSON, REGARDLESS OF
 12 CITIZENSHIP OR RESIDENCE, WHICH
 13 PROVIDES ANCILLARY SERVICES TO AN
 14 OFFSHORE GAMING LICENSEE AS
 15 DEFINED BY SECTION 22(II) OF THIS
 16 CODE OR TO ANY GAMING LICENSEE OR
 17 OPERATOR WITH LICENSES FROM OTHER
 18 JURISDICTIONS. SUCH ANCILLARY
 19 SERVICES MAY INCLUDE, BUT SHALL
 20 NOT BE LIMITED TO, CUSTOMER AND

1 TECHNICAL RELATIONS AND SUPPORT
 2 INFORMATION TECHNOLOGY, GAMING
 3 SOFTWARE, DATA PROVISION, PAYMENT
 4 SOLUTIONS, AND LIVE STUDIO AND
 5 STREAMING SERVICES.”

6 SEC. 5. Section 28 of the National Internal Revenue
 7 Code of 1997, as amended, is hereby further amended to
 8 read as follows:

9 “SEC. 28. Rates of Income Tax on Foreign
 10 Corporations. –

11 “(A) Tax on Resident Foreign
 12 Corporations. –

13 “(1) x x x

14 “x x x

15 “(7) OFFSHORE GAMING LICENSEES.

16 – THE PROVISIONS OF EXISTING SPECIAL
 17 OR GENERAL LAWS TO THE CONTRARY
 18 NOTWITHSTANDING, THE NON-GAMING
 19 REVENUES DERIVED WITHIN THE
 20 PHILIPPINES OF FOREIGN-BASED

1 OFFSHORE GAMING LICENSEES AS
 2 DEFINED AND DULY LICENSED BY THE
 3 PHILIPPINE AMUSEMENT AND GAMING
 4 CORPORATION OR ANY SPECIAL
 5 ECONOMIC ZONE AUTHORITY OR
 6 TOURISM ZONE AUTHORITY OR
 7 FREEPORT AUTHORITY SHALL BE
 8 SUBJECT TO AN INCOME TAX
 9 EQUIVALENT TO TWENTY-FIVE PERCENT
 10 (25%) OF THE TAXABLE INCOME DERIVED
 11 DURING EACH TAXABLE YEAR.”

12 SEC. 6. Section 106 of the National Internal
 13 Revenue Code of 1997, as amended, is hereby amended to
 14 read as follows:

15 “SEC. 106. Value-Added Tax on Sale of Goods
 16 or Properties. –

17 “(A) x x x

18 “(1) x x x

19 “(2) The following sales by VAT-registered
 20 persons shall be subject to zero percent (0%) rate:

1 “(a) x x x

2 “(b) x x x

3 “(C) SALES TO OFFSHORE GAMING
4 LICENSEES SUBJECT TO GAMING TAX
5 UNDER SECTION 125-A OF THIS CODE.

6 “x x x.”

7 SEC. 7. Section 108 of the National Internal
8 Revenue Code of 1997, as amended, is hereby amended to
9 read as follows:

10 “SEC. 108. Value-Added Tax on Sale of
11 Services and Use or Lease of Properties. –

12 “(A) x x x

13 “ x x x

14 “(B) Transactions Subject to Zero Percent
15 (0%) Rate. – The following services performed in
16 the Philippines by VAT-registered persons shall
17 be subject to zero percent (0%) rate:

18 “(1) x x x

19 “ x x x

1 “(9) SERVICES RENDERED TO
2 OFFSHORE GAMING LICENSEES SUBJECT
3 TO GAMING TAX UNDER SECTION 125-A OF
4 THIS CODE BY SERVICE PROVIDERS,
5 INCLUDING ACCREDITED SERVICE
6 PROVIDERS AS DEFINED IN SECTION 27(G)
7 OF THIS CODE.”

8 SEC. 8. A new section designated as Section 125-A
9 of the National Internal Revenue Code of 1997, as
10 amended, is hereby added to read as follows:

11 “SEC. 125-A. GAMING TAX ON
12 SERVICES RENDERED BY OFFSHORE
13 GAMING LICENSEES. – ANY PROVISION
14 OF EXISTING LAWS, RULES OR
15 REGULATIONS TO THE CONTRARY
16 NOTWITHSTANDING, THE ENTIRE GROSS
17 GAMING REVENUE OR RECEIPTS OR THE
18 AGREED PREDETERMINED MINIMUM
19 MONTHLY REVENUE OR RECEIPTS FROM

1 GAMING, WHICHEVER IS HIGHER, SHALL
2 BE LEVIED, ASSESSED, AND COLLECTED
3 A GAMING TAX EQUIVALENT TO FIVE
4 PERCENT (5%), IN LIEU OF ALL OTHER
5 DIRECT AND INDIRECT INTERNAL
6 REVENUE TAXES, AND LOCAL TAXES,
7 WITH RESPECT TO GAMING INCOME:
8 *PROVIDED*, THAT THE GAMING TAX
9 SHALL BE DIRECTLY REMITTED TO THE
10 BUREAU OF INTERNAL REVENUE NOT
11 LATER THAN THE 20TH DAY FOLLOWING
12 THE END OF EACH MONTH: *PROVIDED*,
13 *FURTHER*, THAT THE PHILIPPINE
14 AMUSEMENT AND GAMING
15 CORPORATION OR ANY SPECIAL
16 ECONOMIC ZONE AUTHORITY OR
17 TOURISM ZONE AUTHORITY OR
18 FREEPORT AUTHORITY MAY IMPOSE
19 REGULATORY FEES ON OFFSHORE
20 GAMING LICENSEES WHICH SHALL NOT

1 CUMULATIVELY EXCEED TWO PERCENT
2 (2%) OF THE GROSS GAMING REVENUE
3 OR RECEIPTS DERIVED FROM GAMING
4 OPERATIONS AND SIMILAR RELATED
5 ACTIVITIES OF ALL OFFSHORE GAMING
6 LICENSEES OR A PREDETERMINED
7 MINIMUM GUARANTEED FEE,
8 WHICHEVER IS HIGHER: *PROVIDED*,
9 *FURTHERMORE*, THAT FOR PURPOSES OF
10 THIS SECTION, GROSS GAMING REVENUE
11 OR RECEIPTS SHALL MEAN GROSS
12 WAGERS LESS PAYOUTS: *PROVIDED*,
13 *FINALLY*, THAT THE TAKING OF WAGERS
14 MADE IN THE PHILIPPINES AND THE
15 GRAVE FAILURE TO COOPERATE WITH
16 THE THIRD-PARTY AUDITOR SHALL
17 RESULT IN THE REVOCATION OF THE
18 LICENSE OF THE OFFSHORE GAMING
19 LICENSEE.

1 "THE PHILIPPINE AMUSEMENT AND
2 GAMING CORPORATION OR ANY SPECIAL
3 ECONOMIC ZONE AUTHORITY OR
4 TOURISM ZONE AUTHORITY OR
5 FREEPORT AUTHORITY SHALL ENGAGE
6 THE SERVICES OF A THIRD-PARTY AUDIT
7 PLATFORM THAT WOULD DETERMINE
8 THE GROSS GAMING REVENUES OR
9 RECEIPTS OF OFFSHORE GAMING
10 LICENSEES. TO ENSURE THAT THE
11 PROPER TAXES AND REGULATORY FEES
12 ARE LEVIED, PERIODIC REPORTS ABOUT
13 THE RESULTS OF THE OPERATION
14 SHOWING, AMONG OTHERS, THE GROSS
15 GAMING REVENUE OR RECEIPTS OF
16 EACH OFFSHORE GAMING LICENSEE
17 SHALL BE SUBMITTED TO THE BUREAU
18 OF INTERNAL REVENUE BY THE
19 PHILIPPINE AMUSEMENT AND GAMING
20 CORPORATION OR ANY SPECIAL

1 ECONOMIC ZONE AUTHORITY OR
2 TOURISM ZONE AUTHORITY OR
3 FREEPORT AUTHORITY AS CERTIFIED BY
4 THEIR THIRD-PARTY AUDITOR:
5 *PROVIDED*, THAT THE THIRD-PARTY
6 AUDITOR SHALL BE INDEPENDENT,
7 REPUTABLE, INTERNATIONALLY-KNOWN,
8 AND DULY ACCREDITED AS SUCH BY AN
9 ACCREDITING OR SIMILAR AGENCY
10 RECOGNIZED BY INDUSTRY EXPERTS:
11 *PROVIDED, FINALLY*, THAT NOTHING
12 HEREIN SHALL PREVENT THE BUREAU
13 OF INTERNAL REVENUE AND THE
14 COMMISSION ON AUDIT FROM
15 UNDERTAKING A POST-AUDIT OR
16 INDEPENDENT VERIFICATION OF THE
17 GROSS GAMING REVENUES DETERMINED
18 BY THE THIRD-PARTY AUDITOR."

1 SEC. 9. A new subsection designated as Section
2 288(G) of the National Internal Revenue Code of 1997, as
3 amended, is hereby added to read as follows:

4 “SEC. 288. Disposition of Incremental Revenues. –

5 “(A) x x x

6 “x x x

7 “(G) *DISPOSITION OF REVENUES FROM*
8 *GAMING TAX ON OFFSHORE GAMING*

9 *LICENSEES. – THE PROVISIONS OF*

10 *EXISTING LAW TO THE CONTRARY*

11 *NOTWITHSTANDING, SIXTY PERCENT*

12 *(60%) OF THE TOTAL REVENUE*

13 *COLLECTED FROM THE GAMING TAX*

14 *IMPOSED ON OFFSHORE GAMING*

15 *LICENSEES SHALL BE ALLOCATED AND*

16 *USED EXCLUSIVELY IN THE FOLLOWING*

17 *MANNER:*

18 “(1) SIXTY PERCENT (60%) FOR THE
19 IMPLEMENTATION OF REPUBLIC ACT NO.

1 11223, OTHERWISE KNOWN AS THE
2 ‘UNIVERSAL HEALTH CARE ACT OF 2019’;

3 “(2) TWENTY PERCENT (20%) SHALL
4 BE ALLOCATED TO THE HEALTH
5 FACILITIES ENHANCEMENT PROGRAM
6 (HFEP), THE ANNUAL REQUIREMENTS OF
7 WHICH SHALL BE DETERMINED BY THE
8 DEPARTMENT OF HEALTH; AND

9 “(3) TWENTY PERCENT (20%) SHALL
10 BE ALLOCATED FOR THE ATTAINMENT OF
11 THE SUSTAINABLE DEVELOPMENT GOALS
12 (SDGS): *PROVIDED*, THAT THE SPECIFIC
13 SDG TARGETS SHALL BE DETERMINED BY
14 THE NATIONAL ECONOMIC AND
15 DEVELOPMENT AUTHORITY.”

16 SEC. 10. *Oversight and Review.* – Within three (3)
17 months from the effectivity of this Act and every three (3)
18 months thereafter, the Bureau of Internal Revenue shall
19 submit a report to Congress, containing all pertinent
20 information, including but not limited to, reports by the

1 third-party auditors and collection performance data of all
 2 offshore gaming licensees, for review of the same for
 3 possible adjustment of rates or any other matter pertinent
 4 to the taxation of Philippine Offshore Gaming Operations.

5 SEC. 11. *Implementing Rules and Regulations.* –
 6 Within ninety (90) days after the effectivity of this Act, the
 7 Secretary of Finance shall, upon the recommendation of
 8 the Commissioner of Internal Revenue, promulgate the
 9 necessary rules and regulations for its implementation.

10 SEC. 12. *Separability Clause.* – If any provision of this
 11 Act shall be held unconstitutional or invalid, the other
 12 provisions not otherwise affected shall remain in full force
 13 and effect.

14 SEC. 13. *Repealing Clause.* – All laws, decrees,
 15 executive orders, rules and regulations or parts thereof,
 16 including Republic Act No. 9487, otherwise known as
 17 “PAGCOR Charter”, Section 12(f) of Republic Act No. 9490
 18 as amended by Republic Act No. 10083, otherwise known
 19 as the “Aurora Special Economic Zone Act of 2007”, and

1 Republic Act No. 11494, otherwise known as the
 2 “Bayanihan to Recover As One Act”, which are contrary to
 3 or inconsistent with this Act are hereby repealed, amended
 4 or modified accordingly.

5 SEC. 14. *Effectivity.* – This Act shall take effect fifteen
 6 (15) days after its publication in the *Official Gazette* or in a
 7 newspaper of general circulation.

Approved,