



**MINISTÉRIO DAS FINANÇAS**  
**AUTORIDADE TRIBUTÁRIA**  
**GABINETE COMISSÁRIO**  
Ministerio das Finanças, Rua Aitarak Iaran

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**Commissioner of Tax Authority**  
**Introduction for Annual Income Tax for the Year Ended 31 Dec 2021**

**Dear Taxpayers,**

**January 2022**

I would like to thank you all for paying taxes regularly to help build Timor Leste, a self-reliant country. You are advised that the due date for submitting **annual income tax forms** is very near.

Generally, all local and international businesses in Timor Leste have an obligation to pay income tax in monthly or quarterly instalments and are also required to lodge an Annual Income Tax Form by 31<sup>st</sup> of March after the end of the tax year.

In accordance with the tax laws of Timor Leste, all employers in Timor Leste have an obligation to withhold wage income tax at the appropriate wage income tax rate at the time of paying salary to their employees and remit the wage income tax to the Tax Authority of Domestic Revenue (TADR) by lodging the monthly taxes form. Employers are also required to lodge an Annual Wage Income Tax Withholding Information Form. The due date for lodgement of the Annual Wage Income Tax Withholding Information Form is also by 31<sup>st</sup> of March after the end of the tax year.

We are providing this package containing copies of the **2021 Annual Income Tax Form and Wage Income Tax Withholding Information Form and a set of Income Tax Form Instructions** to assist you in completing the tax forms accurately and correctly.

If you require further assistance with completing these forms, or about income tax, please telephone the TADR (Dili) on 74002028, 77009024 and 77009032. Alternatively you may wish to visit the TADR between the 8.30am and 5.00pm, Monday to Friday, except public holidays.

The TADR Dili District Office is located in Ministerio das Finanças, Rua Aitarak. In Baucau the TADR office is located in Vilanova Street and in Maliana the TADR Office is located in Holsa Street, Covalima the TADR Office is located in Ahinarai, Debos, Suai, Oecusse the TADR Office is located in Palaban Pante Makassar.

Thank you once again for your valuable contribution towards the development of the Democratic Republic of Timor Leste.

Yours truly,

**Uldarico Maria Rodrigues**  
**Commissioner**  
**Tax Authority**

## **2021 ANNUAL INCOME TAX FORM INSTRUCTIONS**

### **GENERAL INFORMATION**

These Instructions are designed to help you complete your 2021 income tax form. Please note that these instructions are **NOT** a guide to the income tax law and do not exempt taxpayers from consulting the relevant applicable laws. More detailed information about income tax is available in other publications listed at the end of these instructions. If you need more information you can contact the Tax Authority of Domestic Revenue (TADR) for assistance. Contact details for the TADR are provided at the end of these instructions.

### **Private Rulings**

Should you require an official confirmation on how to act on a specific situation, you may request for a private ruling to the Directorate General for Revenue pursuant to Section 67 of the UNTAET Regulation 2000/18.

### **Who is required to lodge an income tax form?**

All taxpayers conducting business activities or who have a business registration are required to lodge a 2020 Annual Income Tax Form.

All businesses are required to file an income tax form for 2021, even if the entire income for 2021 has been subject to Final Withholding Tax or the business has not generated any income for 2021. Simply file a zero-form in case you do not have any income to declare.

All businesses liable to to attach profit and loss statement, balance sheet and cash flow when the annual income tax form for 2021 is filed. Do not submit any other schedules, calculations or other documents with your income tax. You may be required to produce other records at a later date so that information reported in your form can be confirmed.

### **When is my income tax form due and when do I have to pay my tax?**

The annual income tax form is due for lodgement on or before 31<sup>st</sup> March 2022. Any income tax payable is also due for payment by 31<sup>st</sup> March 2022.

### **Income Tax Payments – How to proceed?**

If according to the annual income tax form you have an income tax payment to make you must complete three (3) copies of the income tax form and present these forms together with any payment at a branch of the Banco Nacional Ultramarino (BNU).

The BNU Officer will stamp the forms and return one copy to you for your records.

### **What if no Income Tax is Due – How to proceed?**

If according to the annual tax form you do not have a payment to make you must complete two (2) copies of the income tax form and lodge your forms directly at one of the TADR District Offices located:

- In **Dili**: Ministerio das Finanças, Rua Aitarak laran
- In **Baucau**: Vilanova Street,
- In **Maliana**: Holsa Street, and
- In **Covalima**: Ahinarai, Debos, Suai
- In **Oecusse**; Palaban Pante Makassar

The forms will be date stamped and one copy will be returned to you for your records.

## **COMPLETING YOUR INCOME TAX FORM**

Please complete your form in **BLOCK LETTERS** using black or blue pen **only**.

### **Change of Taxpayer Details 0.0**

If any of your taxpayer details (i.e. address) have changed since you lodged your 2021 income tax form please **print** your new details in the *Change of Taxpayer Details* section, located on Page 1 of the 2021 Annual Income Tax Form.

### **Taxpayer Declaration and Remittance Form**

The taxpayer declaration and remittance form are on page 5 of your Income Tax Form. Ensure that you correctly complete all the required details carefully. This form **MUST BE RETURNED** with your 2021 Annual Income Tax Form.

### **Employer's Annual Wage Income Tax Withholding Information Form**

The annual wage income tax information form is included at page 6 of your income tax form booklet and instructions are at page 7. If you have a shortfall payment to make this is made as a separate payment to your annual income tax payment. The payment is made by completing the Wage Income Tax "Payment Slip" on page 6.

### **Tax and Private Investment Law**

Holders of Investors Certificate under the Private Investment Law are liable to file an annual Income Tax form, even when they are exempt from Income Tax.

In fact, according to Private Investment Law, Section 21.7:

All holder's of Investor's Certificate entitled to tax benefits shall on a yearly basis submit them to the Finance Ministry, together with their tax returns and other necessary documents, declaring that they do not pay taxes.

It means that all exempted investors must submit annual Income Tax forms, declaring all their income and expenses, together with a copy of the Investors Certificate and a written declaration, that they do not pay the tax.

### **Income statement, Balance Sheet and Cash flow**

For all taxpayers when submitting your 2021 Annual Income Tax Return, you are required to attach profit and loss statement, balance sheet and cash flow reports.

### **Q.1 Are you an Individually-owned business enterprise?**

Answer **YES** to this question if you operate your business as sole proprietor. It means that your business should be registered as ENIN Sole Trader.

Answer **NO** to this question if you operate your business through a legal entity such as a corporation, partnership, a trust or an incorporated association. A Unipessoal Lda, Lda,SA and Representative permanent is considered being a corporation and if you operate your business through one of these legal entities you must answer **NO** to this question.

### **Q.2 Are you an Individually Owned Business Enterprise and a Resident of Timor Leste for Tax Purposes?**

Answer **YES** to this question if you are an **Individually Owned Business Enterprise** and have a permanent establishment located in Timor Leste, or you are a permanent resident of Timor Leste. If you do not have a business establishment physically located in Timor Leste or you are not a permanent resident of Timor Leste, answer **NO**. If you responded 'NO' to Question Q.1,

you must answer ‘NO’ to question Q.2.

**Will you be completing an income tax form for the year beginning January 2022?**

Select YES if you intend to continue to conduct business activities at any time during the 2021 income tax year. If you answer NO, provide a relevant explanation in the field provided.

**Description of main business activity:**

Please describe as accurately as possible the business activity from which you derive the **MOST** income. Please do not use general descriptions such as farmer, manufacturer, retailer or wholesaler. Please use more detailed descriptions such as: “wholesaler of automotive parts”, “retailer of electrical appliances” or “cattle farming”.

**Line 5 - INCOME:**

**A) IF YOU ANSWERED ‘YES’ TO Q.1 and Q.2 (i.e. You ARE an SOLE TRADER - owned business enterprise) THEN FOLLOW THESE INSTRUCTIONS (If you are a non-individual business enterprise go to the instructions at B) below):**

Indicate your total/gross income (i.e. before deduction of any expenses) at Line 5. **DO NOT** include income that has been subject to wage income tax or final withholding tax.

**Note:** Income that is subject to Final Withholding Tax **but** the Final Withholding Tax has **not been deducted and remitted** to the TADR must be included in you Total/Gross Income at Line 5 of your income tax form.

**For individually owned business enterprises (sole-proprietors) the income categories that are subject to final withholding tax are as follows:**

- prizes and lotteries
- royalties
- rent – land and buildings
- building and construction activities
- building and construction consulting services
- mining and mining support services
- transportation – sea and air
- non-residents without a permanent establishment (all payment types)

Continue completing the annual income tax form starting with Line 10.

**B) IF YOU ANSWERED ‘NO’ To Q.1 (i.e. You are NOT an SOLE TRADER-owned business enterprise) THEN FOLLOW THESE INSTRUCTIONS:**

Indicate your total/gross income (i.e. before deduction of any expenses) at Line 5. **DO NOT** include income that has been subject to wage income tax or final withholding tax.

**Note:** Income that is subject to Final Withholding Tax **but** the Final Withholding Tax **has not been deducted and remitted** to the TADR must be included in you Total/Gross Income at Line 5 of your income tax form.

**For non-individual business enterprises the income categories that are subject to Final Withholding Tax are as follows:**

- prizes and lotteries

- building and construction activities
- building and construction consulting services
- mining and mining support services
- transportation – sea and air
- non-residents without a permanent establishment (all payment types)

**YOU MUST** include at Line 5 of your income tax form the income that was subject to withholding tax regarding the following income categories:

- Royalties
- Rent on Land and/or Buildings

The Withholding Tax withheld from these categories of income is **NOT** a “Final” Withholding Tax for Non-Individual Enterprises. The withholding tax that has been withheld will be allowed as a tax credit against your tax liability assessed for the tax year.

Continue completing the Annual Income Tax Form at Line 10.

**Deductible Expenses:**

**Note:** If you derive income that has been subject to final withholding tax and income that is subject to conventional income tax assessment, you may only claim a deduction for those expenses that relate to the income that is subject to conventional income tax assessment. If you are unsure how you should do this, please contact the TADR for assistance.

**Lines 10 – Purchases of Inventory and Trading Stock:**

You may claim the full purchase cost of all trading stock or inventory you purchased during the 2020 tax year.

**Line 15 - Depreciation:**

A depreciation deduction is allowed in respect of depreciable assets and business buildings. A ‘business building’ is a building used wholly or partly in the conduct of taxable business activities. A ‘depreciable asset’ is any tangible movable property of a taxpayer that has a useful life exceeding one year, is likely to lose value as a result of wear and tear or obsolescence and is used wholly or partly in the conduct of taxable business activities.

Buildings and others assets must be completed and ready for use before depreciations is done.

Under both methods of depreciation the rate is 100%. Therefore, you may claim as a depreciation deduction the full purchase cost of all depreciable assets and business buildings purchased during the tax year.

**NOTE:** Any payments received on the disposal/sale of depreciable assets that have been 100% depreciated are assessable income and must be included in your total income at Line 05.

Refer to the *Income Tax Guide* for further information or contact the TADR for assistance.

**Line 20 - Amortisation of Intangibles:**

A deduction is allowable for the amortisation of intangible assets and expenditure. An ‘intangible asset’ is any property (other than tangible movable or immovable property) that:

- has a useful life exceeding one year; and
- is used wholly or partly in the conduct of taxable business activities.

Intangible assets must be amortised on a straight-line basis.

The amortization rate is 100%. Therefore, you may claim as a deduction the full purchase cost of all intangible assets and intangible expenditure incurred during the tax year.

**NOTE:** Any payments received on the disposal/sale of intangible assets that have been 100% amortised are assessable income and must be included in your total income at Line 05.

Refer to the *Income Tax Guide* for further information or contact the TADR for assistance.

**Line 25 - Bad Debts:**

A bad debt expense is allowable if:

- the debt has previously been included in taxable income,
- the debt is written off in the accounts during the year, and
- there are reasonable grounds for believing that the debt will not be recovered.

Written off bad debts that are later recovered must be included in your total income at line 05.

**Line 30 - Foreign Currency Exchange Losses:**

Foreign currency transactions must be accounted for in accordance with International Accounting Standard IAS 21. Foreign exchange losses are not recognized to the extent that exposure to such loss is hedged.

**Line 35 - Salary and wages:**

Salary and wages include amounts paid or payable to persons employed in your business. If you replied YES to Q.1 (i.e. you ARE an individually-owned enterprise), you cannot be an employee of your own business. Payments to yourself cannot be claimed as a deduction in calculating your taxable income or loss.

**Lines 40 & 45 - Contractor, sub-contractor and commission expenses:**

These are expenses for labour and services provided under contract other than those in the nature of salaries and wages.

You are required to attach a list of receivers, in case you have deducted any commission expense in this line. Please provide the name and address of the relievers of commission and how much was paid to each of the receivers.

**Line 50 - Rent and/or Lease Expenses:**

Rent is expenditure as a tenant on rental of land and/or buildings used in the conduct of taxable business activities. Lease expenses are expenses incurred through operating leases on leasing plant and equipment, including motor vehicles.

Please note that finance lease is treated as sale and purchase of the leased asset. Such purchases are depreciated if used in the conduct of taxable business activities.

**Note** – if you wish to claim Rental or Lease expenses for land and/or buildings, it is mandatory to provide full and complete information to the TADR in the ‘Landlord Contact Details’ section of your income tax form. Failure to provide complete and accurate Landlord Contact Details information will result in the automatic denial of any rental or lease expense claimed.

**Line 55 - Motor Vehicle Expenses:**

These are motor vehicle running expenses such as fuel, oil, repairs, and insurance premiums.

**Line 60 -Repairs and Maintenance:**

This is expenditure (other than expenditure of a capital nature) on repairs and maintenance of plant, machinery, equipment and property used in conducting taxable business activities. Expenditure on repairs to property used partially for business or income producing purposes must be apportioned. Where items are newly acquired, the costs of repairs to remedy defects in existence at the time of acquisition are generally of a capital nature and are not a deductible repair and maintenance expense. Expenditure incurred in making alterations, additions or improvements is of a capital nature and is not deductible as repairs and maintenance but depreciation can be claimed.

**Line 65 - Research and Development Expenses:**

This is expenditure incurred in Timor Leste or outside Timor-Leste on research and development

**Line 70 - Scholarship, apprenticeship and training costs:**

This is expenditure that has been incurred in providing scholarships, apprenticeships and training to employees.

**Line 75 – Royalties expenses:**

This is the expenditure that has been incurred in paying royalties.

**Line 80 - Losses from Sale/Transfer of Property:**

These are losses due to the sale or transfer of property owned and used in the conduct of taxable business activities or owned for the purposes of earning, recovering or securing income. Gains from the sale or transfer of property are to be included in Gross Income at Line 05.

**Line 110 – Other tax-deductible expenses:**

Include all other tax-deductible expenses that have not been included at Lines 10 to 80. All claims for other tax-deductible expenses exceeding \$1,000 must be described in full and detailed at lines 115 – 130 or if necessary attach an additional page with the details to your income tax form.

**Notes: Only Financial Institutions** are entitled to claim interest expense as a deductible expense. **Financial Institutions** should include their claim for deductible interest expense here.)

**Line 135 - Total Expenses:**

Total all deductible expense items shown at **lines 10 to 110.**

**Line 140 – 2021 Net Income or Loss before deducting/adding carry forward losses:**

Subtract *Total Expenses* Line 135 from *Total Income* Line 5. If this figure is negative (i.e. a net loss), clearly indicate this by using a negative sign (-) in the appropriate field.

**Line 145 - Loss carried forward from 2020:**

If you had a carried forward loss from the 2020 tax year, write the amount of the loss at this line. If you did not have a carried forward loss from the 2020 tax year leave this Line blank. **Note:** Any carried-forward loss claim is subject to verification by the TADR Assessment Unit.

**Line 150 – 2021 Taxable Income or Loss:**

This figure is calculated as follows:

**1. If the figure at Line 140 is positive then:**

- If you **did not** have a carry forward loss from the 2020 tax year, that is you **do not** have an amount written at Line 145, transfer the same amount written at Line 140 to Line 150. Income tax will be calculated on this amount.
- If you **did** have a carry forward loss from the 2020 year, that is you **do** have an amount written at Line 145, you may claim the loss, up to the same amount as the net income shown at Line 140, as an expense in calculating your taxable income. For example, if your net income before deducting losses (Line 140) was \$6,000 and the carry forward loss from the 2020 tax year (Line 145) is \$10,000 you may claim \$6,000 of this loss as an expense. The amount at Line 150 will then be zero (\$6,000 - \$6,000). The balance of the carried forward loss is \$4,000.

**Note:** *Losses incurred in the 2008 or later tax years may be carried forward indefinitely. Losses incurred in the 2007 or earlier tax years may be carried forward for a maximum of five years from the tax year in which the loss was incurred.*

**2. If the amount at Line 140 is negative then:**

- Transfer the same amount written at Line 140 to Line 150. Make sure you indicate your loss by using a negative sign (-) in the field at Line 150. This loss may be carried forward indefinitely until expired.

**Line 155 - Total Losses to Carry Forward to 2022**

This figure will be the sum of any unexpired carried forward loss from the 2020 tax year plus the current tax year if there was a loss. **Note that only losses incurred in the 2021 or later years can be carried forward to 2022:**

- If you have an unexpired loss from the 2020 tax year of \$4,000 and you made a loss in the 2021 tax year of \$3,000 (Line 150), the amount to carry forward to 2022 is \$7,000
- If you do not have a loss carried forward from the 2020 tax year and you have made a net loss in the 2021 tax year of \$3,000 (Line 150), the amount to carry forward to 2022 is \$3,000.

**LINE 160 - INCOME SUBJECT TO INCOME TAX**

**Copy your taxable income from Line 150 on your tax form to this line. This is your**

**Income subject to tax.**

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**LINE 165 – CALCULATION OF TAX OWING**

Use the 2020 tax rates provided below to calculate the tax payable on your income that is subject to tax.

If you answered ‘Yes’ to Question 1 (i.e. you ARE an individually-owned business enterprise) then use **Table A** below to calculate your tax payable. If you answered ‘No’ to Question 1 (i.e. you are **NOT** an individually-owned business enterprise such as a company or partnership), then use **Table B** below to calculate your income tax payable.

<b>Table A: 2021 Tax Rates –SOLE TRADER Business Enterprises</b>	
<b>Taxable Income</b>	<b>Tax on this Income</b>
0 - \$6,000	0% for each dollar
\$6,001 and above	10% for each dollar above \$6,000

<b>Table B: 2021 Tax Rates – Unipessoal Lda, LDA, SA and ect. Business Enterprises</b>	
<b>Taxable Income</b>	<b>Tax on this Income</b>
All Taxable Income	10% for each dollar

Tax on income subject to income tax.

\$

**Copy the income tax calculated above to line 165 in the 2021**

**Income Tax Form.**

*Note: Round any tax owing **down** to the nearest dollar.*

**Allowable Income Tax Credits**

**Line 170 – Foreign Tax Credits:**

A resident taxpayer is entitled to a credit for any foreign tax paid by the taxpayer in respect of foreign-sourced income included in taxable income for a tax year. This is known as a **foreign tax credit**. Limitations may apply to the claiming of foreign tax credits. You can obtain more information on foreign tax credits in the Taxes and Duties Act 2008 or by seeking assistance from the TADR. If you have qualifying Foreign Tax Credits for the 2021 Tax Year, insert this amount at line 170. You can only claim an amount up to the value of the amount of Timor Leste tax calculated on that category of foreign income. All amounts claimed at line 170 are subject to verification by the TADR.

**Line 175 – Income Tax Instalments Paid:**

Add the total of all income tax instalments you have paid towards your 2021 Annual Income Tax liability. This total is subject to verification by the TADR.

**Lines 180 – 185 - Withholding Tax paid on Royalties and the Rental of Land and/or Buildings:**

**Non-Individually-owned enterprises (i.e. companies, partnerships, etc.)** are required to include the total amount of the above types of income they received during the tax year in Total/Gross Income in their income tax form at Line 05. Non-Individual business enterprises are also entitled to a “Tax Credit” for any withholding tax that has been withheld from this income and remitted to the TADR. On the appropriate line, claim the amounts of withholding tax that has been deducted from these income categories and remitted to the TADR.

In case you claim any credit in these lines you will have to specify where the credits are coming from.

It can be either Withholding Tax paid under your own TIN number or it can be Withholding Tax paid from other entities, e.g. persons renting land and buildings from you. Please specify under which TIN number the Withholding Tax was paid and how much was paid under each TIN number. In case there is not enough space in the form, please report the specification in a separate attachment.

If you have included any credit in line 180 – 185 your Income Tax form will only be accepted if you have specified the TIN numbers where the Withholding Tax was paid and how much was

paid under which number.

**Lines 190 – 205 - Withholding Tax paid on income from the provision of the following services:**

Providers of the following services:

- Building and construction activities,
- Building and construction consulting services,
- Air and sea transportation services, and
- Mining and mining support services.

Who have **selected** for withholding tax **not to be final** are subject to conventional income tax assessment. They are required to complete an annual income tax form declaring all assessable income and allowable deductions related to the carrying on of the above activities or services.

They are also entitled to claim a credit for withholding tax that has been withheld from the income received for the provision of the above activities or services and remitted to the TADR.

In case you claim any credit in these lines you will have to specify where the credits are coming from.

It can be either Withholding Tax paid under your own TIN number or it can be Withholding Tax paid from other entities, e.g. persons paying your business for construction services. Please specify under which TIN number the Withholding Tax was paid and how much was paid under each TIN number. In case there is not enough space in the form, please report the specification in a separate attachment.

If you have included any credit in line 180 – 185 your Income Tax form will only be accepted if you have specified the TIN numbers where the Withholding Tax was paid and how much was paid under which number.

**Line 215 – Total Credits:**

Add the amounts claimed at lines 170 to 205 and insert here.

**Line 220 – Tax Owning/Overpaid:**

Subtract Total Credits (Line 215) from Tax on Income Subject to Tax (Line 165). If this amount is positive this is the outstanding tax you are required to pay. If the amount is negative you may be entitled to tax credit.

## **Payment Advice**

**Lines 225 and 230 – Income tax owing:**

If the amount shown at Line 220 is positive transfer the amount to Line 225. This is the outstanding income tax you are required to pay. This is done by inserting the amount at Line 225 at Line 230 and presenting 3 copies of the completed income tax form and the due payment amount at a branch of the BNU.

**Income Tax Instalments for the 2022 Tax Year:**

Business enterprises with a total turnover in excess of \$1,000,000 for the previous tax year are required to pay their income tax instalments monthly. All other business enterprises are required to pay their instalments quarterly. If you require further information on how to

calculate and pay income tax instalments you may attend one of the TADR Districts Offices and obtain an Income Tax Instalments information brochure. Alternatively you may access this and other tax information brochures on the Ministry of Finance website through the following link- <https://attl.gov.tl/>

## **MESSAGES**

### **Self assessment and what it means to you?**

The Tax Authority of Domestic Revenue (TADR) has prepared publications that will provide you with the information and guidance you need to complete your income tax form. It is your responsibility to lodge a tax form that is complete and correct. The TADR does not check everything in the form and will accept the information in the form as lodged. However, the TADR does conduct a significant number of compliance checks and you may be required to verify the accuracy of the information you provided in your income tax form at a later date.

Please remember, even if someone else helps you to complete your income tax form, you have to sign the *Taxpayer's Declaration* and you are responsible for the information provided in your tax form.

### **What if there is a mistake in my tax form?**

Mistakes may be made either by the taxpayer or by the TADR.

If the TADR makes a mistake that affects the amount of tax payable by you, or the amount of tax refundable to you, you will receive an amended assessment notice and an explanation about the mistake.

If you realise that there is an error in your form, you should correct it as soon as possible by requesting an amendment. You can request an amendment by writing a letter to the Commissioner of Revenue or submitting an amended tax form.

**If you submit an amended tax form, please remember to write 'AMENDED' on the top of the first page. You should also include a covering letter containing an explanation of why the amendment is necessary. It is important that you provide an explanation of why you made the mistake so that we can assess any additional tax or overpayment correctly.**

If you write to the Commissioner requesting an amendment your letter should include the following details:

- TIN
- Full taxpayer name and address
- Information about what you want to amend
- An explanation of why an amendment is necessary

### **How to make a payment using Electronic Funds Transfer (EFT)**

If you wish to pay your tax debt electronically, you may transfer US\$ to:

**Bank:** The Federal Reserve Bank of New York  
33 Liberty Street  
New York, NY 10045

**Swift Code:** FRNYUS33

**Beneficiary:** Central Bank of Timor Leste

**Account Number:** 021080740

**Or AU\$ to:**

**Bank:** Reserve Bank of Australia

**Account name:** Central Bank of Timor Leste

**BSB:** 092 – 002

**Account number:** 81731 - 3

When making your payment please provide the following reference details:

- Taxpayer Name,
- TIN,
- Year, and
- Tax Type.

Note that your completed income tax form will still need to be sent to the TADR with “electronic payment” marked on the payment advice section on the last page of the form.

### **Exchange rates - What rates do I use for calculating my foreign income?**

For Timor Leste tax purposes all amounts must be expressed in US dollars. For the purposes of calculating your foreign income, all non-US\$ amounts should be converted to US\$ using the average monthly exchange rates provided to TADR by the Central Bank.

Non-US\$ amounts in each month should be converted to US\$ by dividing the non-US\$ income by the exchange rate applicable for that month. Where income cannot be identified as having been earned in a particular month, the average annual exchange rate for 2021 can be used.

For a number of currencies the monthly average exchange rates for the 2021 tax year may be found on the Ministry of Finance website using the following path: <https://atfl.gov.tl/> and select Average Monthly Exchange Rates – 2021.

### **Retention of records**

All records should be kept and be readily accessible by, or be produced to, the National Directorate of Domestic Revenue (TADR) if required. Records must be maintained for five years in one of the following languages:

- English
- Portuguese
- Indonesian
- Tetum

### **Penalties**

Penalties may apply if you:

- Lodge a form after the due date.
- Fail to make a tax payment by the due date.
- Understate the amount of tax owing on your tax form.
- Fail to create and retain records.

### **FURTHER INFORMATION**

You can find out more about income tax and other taxes by obtaining copies of the following publications from the TADR:

- *Income Tax Guide*
- *Taxes and Duties Act 2008 (Law no. 8/2008 of 30 June)*
- *TADR Designation Notice 2022/1-Persons required to complete the 2021 income tax form*
- *Guide for withholding tax on rent from land and/or buildings*
- *Guide for withholding tax on construction activities and consulting services*
- *Guide for Income Tax Instalments.*

The TADR has also produced a number of brochures to assist taxpayers in understanding and calculating their tax obligations. These brochures are available at the TADR District offices and include information on:

- *Wage Income Tax*
- *Services Tax*
- *Income Tax*
- *Instalment Tax*
- *Withholding Tax*
- *Withholding Tax for Building and Construction Activities and Consulting Services*
- *Non-Government Organisations – General Information*
- *Registering for a Tax Identification Number (TIN)*
- *Annual Income Tax forms*
- *Summary of tax changes*
- *The Appeals process*

The above and other information is also available on the Ministry of Finance website via the following path - <https://attl.gov.tl/>

If you require further assistance with completing your income tax form, or about income tax, please telephone the TADR (Dili) on **74002028, 77009024 and 77009032**. Alternatively you may wish to visit the TADR between 8.30am and 5pm, Monday to Friday, public holidays excluded. The TADR District offices are located:

- **In Dili:** Ministerio das Finanças, Rua Aitarak Iaran
- **In Baucau:** Vilanova Street,
- **In Maliana:** Holsa Street, and
- **In Covalima;** Ahinarai, Debos, Suai.
- **In Oecusse;** Palaban Pante Makassar