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DU-BALADAD AND ASSOCIATES

# ADVISORY

SERIES OF 2026

Temporary Enjoinment of  
the Implementation of  
Revenue Memorandum  
Circular Nos. 5-2024 and  
38-2024

**BUREAU OF INTERNAL REVENUE**  
**CTA Case No. EB SCA-0003**  
**Resolution dated March 31, 2026**

**TEMPORARY ENJOINMENT OF THE IMPLEMENTATION**  
**OF RMC NOS. 5-2024 AND 38-2024**

The Court of Tax Appeals *En Banc*, in its Resolution dated March 31, 2026, has granted the Application for Writ of Preliminary Injunction, thereby **enjoining the implementation, in any manner, of RMC Nos. 5-2024 and 38-2024** while the case is pending until further orders from the Court.

**NOTE:**

**It is our Firm's view that RMC No. 24-2026 is likewise encompassed by the injunction.** As indicated in its title, RMC No. 24-2026 was issued to clarify RMC Nos. 5-2024 and 38-2024. It does not introduce a new issuance but merely provides clarification on the RMCs that are currently enjoined. Accordingly, such clarification should also be considered suspended, until and otherwise ordered by the court.

*Source:*

*Australia and New Zealand Banking Group Limited, et al. vs. Commissioner of Internal Revenue*  
*CTA Case No. EB SCA-0003*  
*Resolution dated March 31, 2026*

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Du-Baladad and Associates (BDB Law) is a multi-awarded, global tax law firm in the Philippines that offers services around 3 major areas of practice – **tax, legal and consulting.**

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