

# LAND VALUE INCREMENT TAX

## Hearty Reminder

### Tax Scope

Land value increment tax is collected on the total incremental value at the time of the transfer of the title of land which has previously been set at a certain value. For land that has a Dien Right established, the original land owner (or the Dien Right assignor) must make prepayment of land value increment tax and the said tax paid is refunded without interest when he (or she) redeems the land.

### Taxpayers

The taxpayers of land value increment tax are as follows:

1. For land transferred with compensation, the original title owner.
2. For land transferred without compensation, the acquired title owner.
3. For land with a Dien Right established, the Dien Right assignor.

In the above provisions, "transfer with compensation" means sale-purchase, exchange, government acquisition or requisition at value.

“Transfer without compensation” means transfer by succession or gift.

### Structure of the Tax Rates

Land value increment tax rates are as follows:

1. If the total amount of land value increment is less than 100% of the original decreed land value or the previous transfer value (for calculation of then land value increment tax), 20% of the total increment.
2. If the total amount of land value increment is more than 100%, but less than 200% of the original decreed land value or the previous transfer value (for calculation of then land value increment tax), 30% tax rate on portion in excess of 100% in addition to the tax rate provided under subparagraph 1 above.
3. If the total incremental value is more than 200% of the original decreed land value or the previous transfer value for calculation of then land value increment tax, 40% tax rate on portion in excess of 200% in addition to the tax rate provided under subparagraphs 1 and 2 above.

### **Reductions for Long-term Holding**

1. For land that has been owned for a period of over 20 years, its land value increment tax on the portion exceeding the lowest tax rate above shall be reduced by 20%.
2. When the period is over 30 years, its land value increment tax on the portion exceeding the lowest tax rate above shall be reduced by 30%.
3. If that period is over 40 years, its land value increment tax on the portion exceeding the lowest tax rate above shall be reduced by 40%.

### **Privileged Rate of Self-use Residential Land**

If the sale of self-use residential land by the title owner satisfies the special conditions, the land value increment tax shall be collected at a privileged rate of 10%. The title owner may apply for and enjoy this privileged rate only once in his (or her) lifetime. For landowners who have enjoyed the privileged rate and subsequently transfer other self-use residential land may enjoy the privileged rate again if the following conditions are met:

1. That the amount of the urban land sold doesn't exceed an area of 1.5 acres and that of non-urban land sold doesn't exceed 3.5 acres.
2. At the time of selling, the landowner, his or her spouse, and his or her minor children have no other house except the self-use residence sold.
3. The landowner has owned the self-use residential land for a period of over 6 years before its sale.
4. The landowner, his / her spouse, or his / her minor children have maintained their household registration at the location of the self-use residential land and owned the self-use residence for a period of consecutive 6 years before its sale.
5. The land has never been used for business purposes or rented in the last 5 years before its sale.