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To whom it may concern

Dott. Sandro Guarnieri
Dott. Marco Guarnieri
Dott. Corrado Baldini
Dott. Paolo Fantuzzi

Reggio Emilia, Jan. 18, 2024

MEMORANDUM N. 6/2024

Dott.ssa Clementina Mercati
Dott.ssa Sara Redeghieri
Dott.ssa Federica Lusenti
Dott. Paolo Caprari
Dott.ssa Beatrice Cocconcelli
Dott. Daniele Pecora
Dott.ssa Veronica Praudi
Dott.ssa Martina Carobbi

Deadline/Fulfillment

Subject: VAT data request 2024 - annual VAT return tax period 2023

The VAT return can be submitted from February 1 **until April 30, 2024.**

In the VAT Form 2024 it is allowed to fill in the VP panel with which to report the VAT settlement data of October-November-December 2023 (monthly subjects) or the fourth quarter 2023 (quarterly subjects).

The reporting of periodic settlement data for the fourth quarter can then be made with the annual VAT return, but in that case the return must be sent by February 29, 2024.

Avv. Francesca Palladi

It should be noted that the amount above which the compliance endorsement in the declaration (or the signature of the body in charge of carrying out the accounting control) is required for the use of annual VAT credit in compensation has been reduced to 5 thousand euros. **In addition, the time from which it is possible to use annual VAT credit in excess of 5 thousand euros in compensation has been brought forward to the tenth day after the day of submission of the return from which the credit emerges.**

The VAT credit accrued as of December 31, 2023 can be used to offset other taxes and contributions ("horizontal" or "external" offsetting), as early as the deadline of January 16, 2024 (tax code 6099 - reference year 2023), but only up to the maximum limit of 5,000 euros.

Pursuant to the changes introduced by Decree Law 50/2017, in all cases of use of VAT credit offsetting, the payment of each individual F24 form must be made exclusively by telematic means (Fisconline/Entratel) and the use of home banking is no longer allowed.

For those who had accrued in 2022 a compensable VAT credit, which was not fully used for compensation during 2023, may continue to use it (tax code 6099 - year 2022) until the annual VAT return for 2023 is filed, within which the previous year's credit will be, so to speak, "regenerated" adding up to the VAT credit accrued in 2023.

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We recall, still on the subject of offsets, that since 2011 the provisions contained in Article 31 of Decree Law No. 78/2010 have been operative, which provided:

- on the one hand, a ban on the use of tax credits in offsets in the presence of debts exceeding 1,500 euros for which the payment deadline has expired (under penalty of a penalty of 50% of the amount unduly offset)
- and, on the other hand, the possibility of paying, even in part, tax roles by offsetting.

The Budget Law 2022 provided for raising, when fully implemented, the ceiling for offsetting tax credits to 2 million euros.

It should also be noted that the rules on the offsetting of VAT credits outlined above only concern the "horizontal" or "external" offsetting of VAT credits, and not also the so-called "vertical" or "internal" offsetting, i.e., the offsetting of the aforementioned credits against VAT due as a down payment, balance or periodic payment.

The tax decree attached to the 2017 Budget Law, converted into Law No. 225/2016, raised from 15,000 to 30,000 euros the amount of excess VAT credit that can be claimed for reimbursement without the need to provide a guarantee or asseveration.

The 2023 VAT balance must be paid:

- in one lump sum, by 18/03/2024 (falling on the 16th of Saturday);
- or by monthly installment, starting from 18/03/2024 (falling on the 16th of Saturday), increasing the installments following the first one by 0.33% monthly interest;
- or by the due date for the balance arising from the Income Form 2024 year 2023 set for 01/07/2024 (falling on the 30th on a Sunday), increasing the amount by 0.40% by way of interest for each month or fraction of a month after 18/03/2024 or by installments from the date of payment, first increasing the amount to be paid by 0.40% for each month or fraction of a month after March 18 and then increasing the amount of each installment after the first by 0.33% monthly.

We request your prompt preparation of copies of the documentation listed below and the schedules on the following pages.

It will be the responsibility of your study contact to contact you to determine how the data will be acquired.

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LIST OF DOCUMENTS TO BE PREPARED

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- a) annual VAT sales printout broken down by rates and type of VAT transactions (non-taxable, exempt, etc.);
- b) annual VAT purchases printout broken down by rates and type of VAT transactions (non-taxable, exempt, etc.);
- c) copy of the accounting ledger related to the "ERARIO C/VAT" account;
- d) monthly/quarterly VAT settlements;
- e) list of monthly/quarterly payments and any operational repayments;
- f) copy of the F24 forms referred to in the previous point;
- g) copy of the F24 form relating to the December VAT advance payment and indication of the method used for its calculation (e.g. historical method, forecast method, analytical - actual method);
- h) VAT credit year 2022 used for compensation via F24 form during 2023 (attach copies of F24 forms) or requested for refund in year 2023;
- i) interim refunds claimed or credit resulting from the first 3 quarters of 2023 offset in the F24 form (attach copies of the payment forms);
- j) **copy of Periodic VAT Settlement Reports, if not submitted by the Firm;**
- k) **copy of Intra forms, if not submitted by the Firm;**
- l) indication of the amount of purchases made with taxpayers who have availed themselves of concessional flat-rate schemes;
- m) indication of the amount of purchases made with taxpayers who have made use of the "cash VAT" provision, if you are under the "cash VAT" scheme;
- n) indicate whether any VAT payments were made during the year 2023 using the EU car registration F24 form and attach copies of the relevant F24 forms;
- o) indicate whether any purchases, disposals and leases of real estate (residential, instrumental, heritage) were made;
- p) indicate whether transactions have been carried out with respect to condominiums;
- q) indicate whether any transactions were carried out under the margin scheme;
- r) indication of the amount of purchases and supplies of cell phones, microprocessors, central processing units, game consoles, tablets and PCs and laptops in the marketing stages prior to retail sale with application of the reverse charge mechanism;
- s) indication of the amount of purchases and supplies of services of the construction and related sectors and goods and services of the energy sector with application of the reverse charge mechanism;
- t) indication of the amount of transactions made to public entities with application of split payment;
- u) disclosure of any options, waivers and revocations;
- v) **BOX VP reporting of periodic settlement data for the fourth quarter 2023 if you decide to send it with the VAT return;**
- w) **ALL of the following tables:**

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Indication of the use of VAT credit p. i. 2023

TOTAL VAT credit p.i. 2023

Split this value into

€

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1 amount for which repayment is sought	€
2 amount carried forward to 01/01/2024	€
3 amount that you intend to use in horizontal compensation in the F24 form with other tax or contribution debts (other than VAT)	€

VF - Procurement Breakdown 2023

Enter the total purchases (including intra-EU purchases and imports) net of VAT recorded in 2023 <i>and split this value into</i>	€
1 cost of both tangible and intangible depreciable assets, including the redemption price of leased assets and assets with a value not exceeding €516.46 (property, plant, machinery, cars, transport vehicles, trademarks, software, etc.)	
2 cost of non-depreciable capital assets (e.g., land) and total amount of lease payments, rent, usufruct, rental and other contracts for consideration	€
3 cost of goods for resale, raw, ancillary and consumable materials, semi-finished goods, and packaging used in the production of goods and services	€
4 total amount of purchases of other goods and services inherent in the business activity not included in the preceding codes, obtained by the difference between the above total purchases	€
and the sum of the previous fields	€

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VE - Disposal of depreciable assets 2023

Report the amount of sales of depreciable goods (for regular exporters, proceed to the detail of sales by individual month)	€
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VT - Breakdown of sales 2023

Indicate the
total taxable SALES at 4%, 10% and
22% €

total tax on SALES at 4%, 10%
and 22% €

and allocate the above values btw

VAT entities €

€

final consumers €

€

in case of supplies to final consumers specify, in addition, the autonomous region/province where the activity is carried out

Abruzzo €

€

Basilicata €

€

Bolzano €

€

Calabria €

€

Campania €

€

Emilia Romagna €

€

Friuli Venezia Giulia €

€

Lazio €

€

Liguria €

€

Lombardia €

€

Marche €

€

Molise €

€

Piemonte €

€

Puglia €

€

Sardegna €

€

Sicilia €

€

Toscana €

€

Trento €

€

Umbria €

€

Valle d'Aosta €

€

Veneto €

€

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For regular exporters, those, that is, who make domestic, intra-EU and import purchases without the application of VAT following a declaration of intent, also prepare:

1. indication of methodology:

solar ceiling monthly ceiling

2. monthly summary of domestic purchases made using the plafond;

3. monthly summary of intra-EU purchases made using the plafond;

4. monthly summary of imports made using the plafond;



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5. monthly VAT sales printout broken down by rate and type of VAT transactions (non-taxable, exempt, etc.);
6. monthly detail of sales of depreciable goods;

The firm remains available for clarification.

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