

Dear Readers:

The purpose of this **Tax Bulletin # Administrative Council of Tax Appeals** is to inform our clients and those interested in the main issues being discussed and decided in this court.

In this 113th edition of our note, we comment a decision in which the Administrative Council of Tax Appeals (“CARF”) considered legitimate a tax planning with the intention of reducing the tax burden on the capital gain of a legal entity. According to CARF, the tax planning could not be disqualified, since the operation was based on business issues and in accordance with the Brazilian law.

We have also commented the decision in which CARF recognized the statute of limitations of social security debts, under the terms of the CARF’s Precedent n° 99, in addition to confirming the possibility for the Administrative Authority to disregard contracts formally concluded between legal entities to levying of social contributions.

**Schneider, Pugliese, Sztokfisz, Figueiredo e Carvalho Advogados** is available to its clients should they have any questions on the decisions commented in this newsletter. Also, if requested, we are fully available to translate our Tax Bulletin to English.