

FINANCE MEMORANDUM

Emergency Extensions of Filing and Payment Due Dates for Power Blackout Victims

The New York City Department of Finance recognizes that many taxpayers and return preparers in the areas affected by the power blackout in the Northeastern United States may have been unable to meet certain New York City filing and payment deadlines. As a result, the Department is providing the following relief:

General Corporation Tax, Unincorporated Business Tax and Banking Corporation Tax: Taxpayers whose General Corporation Tax ("GCT"), Unincorporated Business Tax ("UBT") or Banking Corporation Tax ("Bank Tax") returns were due August 15, 2003 and who could not meet that deadline due to the power failure, may file and pay any tax due on or before August 22, 2003. Any filings and payments made on or before August 22, 2003 will be considered timely and no late filing or late payment penalties will be imposed.

GCT, UBT and Bank Tax taxpayers who previously received extensions and could not file on an extended due date of August 15, 2003 due to the power failure, may file and pay any tax due on or before August 22, 2003 and will be deemed to have reasonable cause for such late filing and late payment.

GCT, UBT and Bank Tax taxpayers who could not file declarations of estimated tax required to be made on August 15, 2003 due to the power failure, may file such declarations on or before August 22, 2003. Taxpayers making any such declaration on or before August 22, 2003 will be deemed to have filed such declarations on the original due date and will not be subject to penalties.

GCT, UBT and Bank Tax taxpayers who could not make payments of estimated tax required to be made on August 15, 2003 due to the power failure, may make such payments on or before August 22, 2003. Taxpayers making any such payment on or before August 22, 2003 will be deemed to have made such payments on the original due date and will not be subject to penalties.

Real Property Transfer Tax: Taxpayers whose Real Property Transfer Tax returns were due on or after August 15, 2003 and before August 22, 2003 and who were unable to file on time due to the power failure may file and pay on or before August 22, 2003 and no late filing or late payment penalties will be imposed.

For purposes of the above taxes, while late filing and late payment penalties are waived, interest at the appropriate underpayment rate must be paid on all tax payments received after the original due date calculated from the original due date to the date of payment.

Cigarette Tax: Taxpayers whose monthly Cigarette Tax returns were due August 15, 2003 and who were unable to file on that date due to the power failure may file on or before August 22, 2003 and such filing will be considered timely.

Returns, extensions, and declarations or payments of estimated tax filed under this announcement should be marked "**BLACKOUT**" on the top center of the first page. Taxpayers must include an explanation of how the blackout adversely affected their ability to meet their filing and payment obligations.