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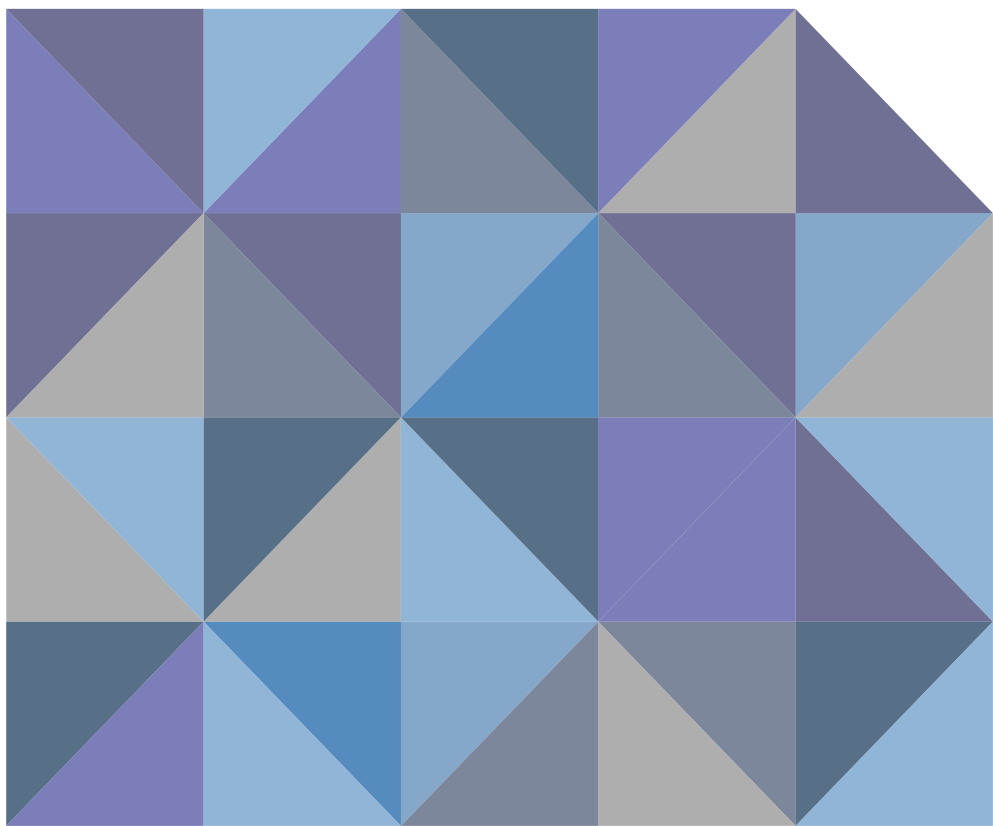
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TAXATION AND INCOME DISTRIBUTION IN BRAZIL: NEW EVIDENCE FROM PERSONAL INCOME TAX DATA

Sérgio Wulff Gobetti¹ and Rodrigo Octávio Orair²

ABSTRACT

This paper presents a critical analysis of income and profit taxes in Brazil, demonstrating how measures adopted in the 1980s and 1990s, as a result of mainstream recommendations, hindered the redistributive role of taxes in the country. An examination of tax data reveals a high degree of concentration at the top of the income distribution, low progressivity and violations of the principles of horizontal and vertical equity. The main reason for these distortions is the complete tax exemption of dividends for shareholders, a benefit that is very rarely seen in developed countries. We propose a return to a progressivity-focused tax reform plan, a theme that has returned as a focus of debates with Piketty (2014).

Keywords: Income tax. Tax progressivity. Tax reform. Income distribution. Tax data.

JEL classification codes: H24; N46; E62

1 INTRODUCTION

Brazil's tax burden is one of the highest among developing countries—around 33 per cent of Gross Domestic Product (GDP)—which is close to the average of the countries comprising the Organisation for Economic Co-operation and Development (OECD). Unlike developed economies, however, the Brazilian burden is more concentrated on indirect and regressive taxes, as opposed to direct and progressive ones.³ The country is also one of the only cases where dividends and profits paid by corporations to their shareholders are completely tax-free. This personal tax exemption was introduced in 1995, together with another benefit that significantly reduced corporate tax: the possibility of deducting a fictitious expense termed 'interest on own capital' (*juros sobre capital próprio*) from their taxable profit.

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These two fiscal peculiarities (or *jabuticabas*),⁴ as will be shown, are partially responsible for the low taxation of profits as well as the low progressivity of the country's tax system as a whole. However, they are not a consequence of the unbridled creativity of the tax authorities but, rather, have their roots in popular concepts and economic policy prescriptions of the 1980s to 1990s, which began to be questioned in the realm of mainstream economic theory by recent literature, from which Piketty (2014) draws.

This literature is a result of a methodological and historical evolution of the theory of optimal taxation that, originally, based on the alleged equity-efficiency trade-off and rather restrictive hypotheses regarding individual behaviour and economic dynamics, produced extreme models in which income tax should have a linear rate and capital gains should not be taxed so as not to distort economic incentives.⁵

Influenced by narrow interpretations of the optimal taxation literature, in a scenario where the neo-classical economic revolution of the 1970s questioned Keynesian fiscal policy, a sort of mainstream consensus was built among policymakers that tax policy, so as not to introduce distortions in the economic system, should abstain from any distributive aspirations, shifting this classic function of fiscal policy to public expenditure instead.

This was the fiscal policy model that prevailed—and still prevails—in Brazil,⁶ and which must be re-evaluated in the face of tell-tale signs of breakdown in redistributive expenditure and barriers to its financing.⁷ History shows that paradigms are revised in moments of crisis, such as today. The existence of income tax as an instrument of progressive taxation in developed countries points to that fact. Up until the 20th century, maximum income tax rates did not exceed 10 per cent, due to resistance from economic and political elites.⁸ Political and economic chaos, brought about at first by the First World War and then by the Russian revolution, was necessary for these elites to agree to sharply raise tax rates to levels above 50 per cent.⁹

In England and the USA, maximum income tax rates exceeded 90 per cent in the 1940s and remained at that level for a few decades. It is interesting to note how the 'confiscatory' experience of the period deeply affected the local elites, helping to understand the roots of the conservative revolution of the 1980s, in particular proposals for tax cuts for the wealthiest in both countries, grounded on supply-side theories such as the Laffer curve, according to which tax rate increases after a certain point would lead to a decrease in revenue by discouraging labour and investment.¹⁰

Convinced that the progressivity of the tax system needed to be eliminated because it penalised capable entrepreneurs and obstructed economic prosperity,¹¹ Ronald Reagan promoted two tax reforms. The first, more moderate one, in 1981, reduced the top income tax rate from 70 per cent to 50 per cent. The second, more radical one, was introduced in 1986–1988, reducing the number of income brackets from 16 to 4, eliminating the tax exemption range, increasing the minimum rate from 11 per cent to 15 per cent and reducing the top rate to 28 per cent. Furthermore, an intermediary income bracket was created immediately beneath the top, subject to a 33 per cent rate, thus breaking the progressive tax ladder.¹²

Curiously, the configuration that has characterised Brazilian income taxes since the mid-1990s—three tax brackets, with a 27.5 per cent top rate and tax-free dividends, after four decades of 12 brackets and top rates of at least 50 per cent—is very similar to the Reagan model, which had reducing progressivity as an explicit objective.¹³ In addition, during the

Reagan administration, corporate taxes were reduced. In a similar vein, two decades later, in 2003 during George W. Bush's administration, taxes on dividends to shareholders were lowered to 15 per cent at the federal level.

This reorientation of taxation in favour of capital and the richest, with a reduction in degrees of progressivity, according to Piketty, Saez and Zucman (2013), has been repeated in varying degrees in practically every developed country between 1980 and 2010 and partly explains the increase in inequality during the period. However, it is interesting to point out that not even Reagan and Bush were able to do what the Brazilian government did in 1995, by completely exempting dividends and distributed profits. Moreover, while in the USA the conservative advance has been partially reversed during recent administrations,¹⁴ in Brazil there have been no progressive tax reforms over the last 30 years of democratic rule, 12 of which were under a centre-left government.

2 THE EVOLUTION OF INCOME TAXATION IN BRAZIL

The institution of progressive taxes on income, including capital gains, has played a decisive role in the development of the welfare state and the transformation of the structure of inequality in the 20th century, as evidenced by Piketty (2014). In Brazil there is no similar long-term and detail-rich study which would allow for the analysis of the evolution of tax structure and how it relates to social welfare systems.

In any case, income tax has historically evolved in a coherent form according to international tendencies. Since the early days of the Brazilian republic, the idea of its creation following European moulds was repeatedly championed by such personalities as Rui Barbosa, the first Minister of Finance, as a mechanism to reduce government deficits and, at the same time, inequalities in general. However, it was only in 1922 that the proposal was finally accepted and approved by a majority of Congress.¹⁵

As in Europe and the USA, Brazilian income tax had moderate rates at first, topping out at 8 per cent but with an ample base of capital and labour income. The top rate was gradually increased, reaching 20 per cent in 1944 and jumping to 50 per cent in 1948, after the end of the Second World War. There it remained until 1961, when then president Jânio Quadros increased it to 60 per cent, and, soon afterwards, his successor João Goulart increased it again to 65 per cent, the highest percentage in Brazilian history, right before the 1964 military coup. One of the first measures of the authoritarian regime that immediately followed was a return to the 50 per cent top rate, while in the USA this top rate was reduced from 90 per cent to 70 per cent. Despite this, the income tax structure was still very progressive, not only because of its top rate but due to the existence of 12 tax brackets, and impacting a broad spectrum of capital and labour incomes.¹⁶

This situation endured until 1988-1989, when then president José Sarney, in a Reagan-like move, abruptly reduced the number of tax brackets from 11 to only three, and the top rate from 50 per cent to 25 per cent. From then on—despite the historic new democratic Constitution established on the basis of the desire to develop a robust Brazilian welfare state acknowledging a series of social demands that had been neglected during the military dictatorship¹⁷—income tax in Brazil would not return to its progressive structure. On the contrary, as the country was building its social protection network through expenditure, it shied away from the redistributive goals of

taxation policy in line with mainstream economic prescriptions, although empirical evidence supporting such a theory is fragile.¹⁸ The cycle of increasing tax benefits for capital ownership and for the richest was completed in the 1990s, with the advent of tax-free dividends and the consolidation of a tax structure featuring low progressivity, in addition to numerous idiosyncrasies and asymmetries, which will be explained further.

It is important to observe that in the classical tax system, corporate profits are taxed after balancing of accounts, and dividends paid to shareholders are taxed a second time over. This two-stage taxation of profits—both at personal as well as corporate levels—was the tax model that prevailed worldwide throughout the 20th century, as well as in Brazil for most of it. However, by the 1990s the country no longer followed a purely classical system, because dividends no longer figured at the tax base for personal income taxes, as in many countries, but were, rather, withheld at the source, at lower rates than payroll taxes, which were subject to the progressive table.

Therefore, the tax regime already offered special treatment to dividend recipients, ameliorating the effects of double taxation. However, in 1995, the Brazilian government went a step further and, under the guise of attracting capital and fostering investment, proposed two important legislative changes in the taxation of profits through *Lei* no. 9,249/95:

“Art. 9. The legal entity can deduct, for purposes of calculating actual profits, interests paid or individually credited to the owner, partners or shareholders, as remuneration of own capital, calculated over net worth and limited to the variation, *pro rata diem*, of the Long-Term Interest Rate.

[...]

Art. 10. Profits or dividends calculated based on results starting from the month of January 1996, paid or credited by legal entities and taxed based on actual, presumed or arbitrated profit, will not be subject to taxation at the source, nor will they compose the recipient’s tax base, be it a legal entity or natural person, residing in the Country or abroad.”

Article 9 instituted the figure of ‘interest on own capital’ (*juros sobre capital próprio*—JSCP), a fictitious expense which a company might deduct from its tax base so as to equate itself with another, indebted, company that, in this case, would deduct the costs with interests from their profits. The fictitious expense is calculated by applying the long-term interest rate over the company’s own capital, and this ‘interest’ is paid to shareholders as a type of dividend. The practical effect is that a portion of the profits, which would be taxed at the 34 per cent rate, considering both the corporate income tax (*imposto de renda das pessoas jurídicas*—IRPJ) and the social contribution over net profit (*contribuição social sobre o lucro líquido*—CSLL), is then only taxed at a 15 per cent rate when paid to shareholders. Article 10 states that dividends, previously taxed at the same 15 per cent rate as other capital gains, would be completely tax-free.

Profit taxation was reduced by both channels, and its effect on shareholder net profit is detailed in Table 1. Before the change, corporate profits were taxed at 34 per cent. Once disbursed, the 66 per cent share of dividends were taxed at a 15 per cent withholding tax rate, which reduced the effective amount received by shareholders to 56.1 per cent, and the remaining 43.9 per cent was retained by the government in the form of taxes.

After the changes, the same corporation became able to deduct the JSCP from profits to arrive at the tax base. Hypothetically, let us assume that this is a 30 per cent share. The tax base falls to 70 per cent, and corporate tax falls to 23.8 per cent, which is partially compensated by the 15 per cent tax over the JCSP, or 4.5 per cent of gross profits. This results in a tax decrease, from 34 per cent to 28.3 per cent. In addition, dividend exemption reduces taxes on this share from 9.9 per cent to zero. As a consequence, shareholders who previously received 56.1 per cent of the profit went on to receive 71.7 per cent, with the remaining 28.3 per cent going to the government.

TABLE 1
Profit taxation in Brazil

Profit and taxes	Before <i>Lei No. 9.249</i>	After <i>Lei No. 9.249</i>	Difference
Gross profit	100.0	100.0	0.0
Taxable profit	100.0	70.0	-30.0
IRPJ=25%	25.0	17.5	-7.5
CSLL=9%	9.0	6.3	-2.7
JSCP	0.0	30.0	30.0
Withholding tax (15%)	0.0	4.5	4.5
Dividends	66.0	46.2	-19.8
Withholding tax (15%–0%)	9.9	0.0	-9.9
Tax total	43.9	28.3	-15.6
Shareholder net profit	56.1	71.7	15.6

Source: Authors' elaboration.

Values might change according to the amount of JSCP and dividends disbursed by companies to their shareholders. As a rule, the higher the amount deducted for JSCP, the larger the benefit to shareholders. If the amount deducted for JSCP were increased to 50 per cent, for instance, final taxation would fall to 24.5 per cent, and shareholder gains would increase to 75.5 per cent. In contrast, if the company did not perform JSCP deductions, the only benefit would be dividend exemption, and final taxation would reach 34 per cent.

This is the situation that prevails among large companies. For medium and small companies, whose tax calculation is simplified, the levels of taxation on profits are even lower, reaching at most 10.88 per cent of revenue. In the service sector such tax systems, together with the complete exemption of disbursed dividends, provide incentives for distortive effects such as subcontracting, outsourcing and *pejotização* (i.e. shifting from an individual person to a legal entity) for purposes of tax avoidance.¹⁹

In this context, economic or legal arguments seeking to defend such a situation—mainly tax-free dividends, under the pretext of avoiding the 'double taxation of profits'—are often grounded in formalities and end up contributing to the perpetration of economic distortions and enormous fiscal injustice.

From a legal standpoint, the concept of 'double taxation' is questionable because the passive subjects of corporate income tax and personal tax over dividends are different.²⁰ From an economic standpoint, the argument is formal because it is of no interest to shareholders how many times profit is taxed but, rather, only the final result of taxation.

If we were to increase corporate income taxes from 34 per cent to 44 per cent, we would achieve approximately the same result as ending dividend exemption, and would not engage in 'double taxation'. However, this alteration would be worse for the corporation, by treating retained (and reinvested) profit and distributed profit (which will become mostly private savings and not necessarily return to the company) the same way.

In addition, empirical literature lacks conclusive results that demonstrate that tax benefits to capital ownership (dividend exemption and JSCP deduction) have led to an increase in investment in the country. On the contrary, investments stagnated for over a decade after the adoption of these measures. However, one could unequivocally state that they have consolidated the under-taxation of profits in the country and contributed to low progressivity in taxes, as will be demonstrated further.

3 TAXATION OF PROFIT IN THE DEVELOPED WORLD

The classical tax system, as previously mentioned, foresees profit tax at the corporate level and, subsequently—if dividends are disbursed to shareholders—also at the personal level. Among the 34 OECD countries, which include developed and some developing economies that embrace the principles of representative democracy and free market economy, only Estonia, Mexico and Slovakia have strayed from this model by only taxing profit once. In 2011, however, Slovakia introduced a social contribution to finance health care, while Mexico went back to taxing dividends in 2014.²¹ Only Estonia was left with tax-free dividends as in Brazil.²²

The remaining OECD countries, despite adopting mechanisms to integrate corporate and personal profit taxes and partially exempt dividends, practise double taxation. Some have higher taxes at the personal level, while others have higher corporate tax, but what is important is that, on average, profits absorbed by the State as levies are considerably higher than in Brazil. Table 2 shows that, on average, profit taxation in OECD countries is of 43.1 per cent (or 47.9 per cent weighted by GDPs), according to 2015 rates. This tax burden varies from 20 per cent in Estonia to 64.4 per cent in France.

To understand Table 2, it is worth pointing out that, despite maximum income tax rates being over 50 per cent in some countries, taxation on distributed dividends is lower thanks to imputation credits that are applied when taxes are calculated or by the incidence of smaller rates (withholding taxes, for instance). In any case, excluding Estonia, taxation of dividends at the personal level varies from 6.9 per cent (New Zealand) to 35.4 per cent (South Korea), averaging 24.1 per cent.

Another important matter is that, in historical terms, these are among the lowest average tax rates on profits and dividends over the last 35 years. In 1981, according to OECD data, average taxation on profits, both personal and corporate, reached 75.2 per cent. In other words, developed countries have already significantly reduced the taxation of profits and dividends but still present far superior levels when compared with Brazil. In the next section the effect that such tax characteristics have on personal income tax progressivity will be explored.

TABLE 2

Tax rates on dividend income in OECD countries (2015)

Country	Corporate					Personal			
	Pre-tax profit (A)	Tax (B)	Tax (%)	Distributed profit	Withholding tax (%)	Tax over extrapolated dividends (%)	Imputation credit	Tax (C)	Total tax (B+C)/A
Australia	142.9	42.9	30.0	100.0	..	49.0	42.9	27.1	49.0
Austria	133.3	33.3	25.0	100.0	25.0	25.0	..	25.0	43.8
Belgium	151.5	51.5	34.0	100.0	..	25.0	..	25.0	50.5
Canada	135.7	35.7	26.3	100.0	..	49.5	34.5	33.8	51.2
Chile	129.0	29.0	22.5	100.0	..	40.0	29.0	22.6	40.0
Czech Rep.	123.5	23.5	19.0	100.0	15.0	15.0	..	15.0	31.2
Denmark	130.7	30.7	23.5	100.0	..	42.0	..	42.0	55.6
Estonia	125.0	25.0	20.0	100.0	..	0.0	..	0.0	20.0
Finland	125.0	25.0	20.0	100.0	..	33.0	..	28.1	42.4
France	157.2	57.2	36.4	100.0	..	44.0	..	44.0	64.4
Germany	143.2	43.2	30.2	100.0	26.4	26.4	..	26.4	48.6
Greece	135.1	35.1	26.0	100.0	10.0	10.0	..	10.0	33.4
Hungary	123.5	23.5	19.0	100.0	..	16.0	..	16.0	32.0
Iceland	125.0	25.0	20.0	100.0	..	20.0	..	20.0	36.0
Ireland	114.3	14.3	12.5	100.0	..	51.0	..	51.0	57.1
Israel	136.1	36.1	26.5	100.0	..	30.0	..	30.0	48.6
Italy	137.9	37.9	27.5	100.0	26.0	26.0	..	26.0	46.4
Japan	147.3	47.3	32.1	100.0	20.3	20.3	..	20.3	45.9
Luxembourg	141.3	41.3	29.2	100.0	..	40.0	..	20.0	43.4
Mexico	142.9	42.9	30.0	100.0	10.0	42.0	42.9	17.1	42.0
Netherlands	133.3	33.3	25.0	100.0	..	25.0	..	25.0	43.8
New Zealand	138.9	38.9	28.0	100.0	..	33.0	38.9	6.9	33.0
Norway	137.0	37.0	27.0	100.0	..	27.0	..	27.0	46.7
Poland	123.5	23.5	19.0	100.0	19.0	19.0	..	19.0	34.4
Portugal	146.0	46.0	31.5	100.0	25.0	28.0	..	28.0	50.7
Slovakia	128.2	28.2	22.0	100.0	..	0.0	..	0.0	22.0
Slovenia	120.5	20.5	17.0	100.0	25.0	25.0	..	25.0	37.8
South Korea	131.9	31.9	24.2	100.0	..	41.8	11.0	35.4	51.0
Spain	138.9	38.9	28.0	100.0	..	24.0	..	24.0	45.3
Sweden	128.2	28.2	22.0	100.0	..	30.0	..	30.0	45.4
Switzerland	126.8	26.8	21.2	100.0	..	21.1	..	21.1	37.8
Turkey	125.0	25.0	20.0	100.0	..	35.0	..	17.5	34.0
UK	126.6	26.6	21.0	100.0	..	37.5	11.1	30.6	45.1
USA	164.3	64.3	39.1	100.0	..	30.3	..	30.3	57.6

Source: OCDE Tax Database (Table II.4, extracted 29 June 2015).

4 HOW PROGRESSIVE ARE INCOME TAXES IN BRAZIL?

This section rates the progressivity of the personal income tax (PIT) according to the most recent data from the 'Large Numbers of Personal Income Tax Declarations' (*Grandes Números das Declarações de Imposto de Renda das Pessoas Físicas—DIRPF*), systematised in Tables 3 to 5.²³ The initiative to increase transparency by releasing more detailed information to the public has been enabling more realistic analyses of the top of the income distribution and tax progressivity in Brazil.²⁴

Based on these numbers, it can be observed that the volume of distributed profits and dividends has nearly doubled in actual values, from BRL149 billion in 2007 to BRL287 billion in 2013, an increase 41 per cent higher than that of GDP. These values benefit 2.1 million people, or 7.9 per cent of taxpayers, with a higher participation by those of the top strata of the income distribution, which represent 82 per cent of taxpayers with income above BRL1.3 million. Another interesting fact is that the largest portion of this group's earnings is exempt—two thirds of the total on average—especially at the higher brackets. In other words, there are asymmetries in the distribution of those receiving profits and dividends, who are more concentrated at the top and whose major portion of income is exempt from taxes.

Deep analysis is not necessary to realise that profit and dividend exemption means a substantial denial of revenue streams for the government and favours income concentration. For a better understanding of the data, it must be made clear that the three aggregate earnings in Tables 3 and 5 are composed of dozens of heterogeneous components. Although each aggregate mixes incomes from labour and capital ownership, there is a predominance of labour earnings among the taxable incomes, and capital earnings among the other two (incomes subject to withholding taxes and exempt). The components can then be regrouped, by approximation to their main origins, between labour and capital, in addition to asset transfers that are not, in effect, a revenue stream.²⁵

This grouping also reveals tax conditions that are more favourable to capital income. Progressive taxation falls on taxable revenue, in addition to around half of those subject to withholding taxes, both directly linked to labour earnings. There are four rates for incremental brackets at the tax base, from 7.5 per cent to 27.5 per cent based on certain exemption limits. For that reason, the (average) effective rates are far lower: starting from close to zero up to 20.8 per cent at the highest income bracket (see Table 3). These are relatively low rates, when compared to OECD countries or even Latin American ones—which already restrict PIT progressivity, as shown by Castro (2014).

However, the main limitations regarding progressivity are related to the taxation of capital income. A little over half of revenue subject to taxation derives from capital ownership and will be taxed according to linear (neutral) rates. The averages for these rates will be similar and inferior to taxable revenue across all income brackets in Table 5.²⁶ In addition, the bulk of capital ownership will be tax-free, especially profits and dividends.

In Table 4, it is possible to identify a direct relationship according to which the weight of tax-free income and those subject to withholding tax increases as higher income brackets are reached, be it among recipients of profits and dividends or not. Such a relationship reflects the concentrated profile of capital income and, together with the legal framework awarding them tax advantages, ends up leading to a paradox: effective rates decrease at the top of the income distribution.

TABLE 3

DIRPF revenue (2007–2013) – in constant BRL billions, base year 2013

Revenue	2007	2008	2009	2010	2011	2012	2013
Taxable	968.5	1,034.6	1,071.2	1,125.2	1,197.7	1,271.0	1,293.2
Withholding tax	107.6	149.8	139.3	163.6	204.9	192.7	207.4
Wage income	30.1	50.6	55.1	63.5	70.1	74.6	97.6
Financial investments	32.3	45.8	42.5	45.6	57.2	52.8	45.2
Other capital ownership income	45.3	53.3	41.7	54.5	77.6	65.2	64.6
Exempt	293.2	477.6	473.3	530.4	583.0	601.5	632.2
Wage income	47.2	89.2	92.1	94.8	97.5	105.8	113.5
Profits and dividends	149.4	196.9	195.8	229.7	257.0	271.4	287.3
Other capital ownership income	65.0	128.2	127.3	145.8	167.8	166.5	171.9
Asset transfers	31.7	63.3	58.2	60.3	60.6	57.9	59.4
Total declared revenue	1,369.4	1,661.9	1,683.8	1,819.2	1,985.5	2,065.2	2,132.7

Source: Authors' elaboration based on DIRPF data.

Note: Values converted by the IPCA arithmetic average.

The average rates for total revenue, in the second-to-last column of Table 5, grow up to 11.8 per cent in the intermediary stratum of the 1.5 million taxpayers who earn between BRL162,700 and BRL325,400, where the main source of income is still taxable (wages). From that point on, there is an inflexion in the rates, which fall to 6.7 per cent due to the predominance of capital income (tax-free or taxed at linear, lower rates).

It is worth pointing out that the estimations are averages that cloud the heterogeneity among income brackets and population groups. For example, the average tax rates for recipients of profits and dividends, a category which gathers 60 per cent of exemptions, were up to 6.6 per cent—far inferior to the 14.1 per cent borne by non-recipients in equivalent income brackets.

Such findings lead us to call into question the equity of the Brazilian taxation system, considering the different types of income and the tax treatment they receive. The principles of horizontal and vertical equity, when using grouped income data, can be translated into the need for the average tax rates to be equal (or neutral) among taxpayer groups with the same income levels and increasing (or progressive) for higher income groups. These results suggest that both principles are violated under the current structure of the PIT. Horizontally, because the recipients of profits and dividends have lower average rates, and vertically, as rates decrease at the top of the distribution.

Aiming to provide a broad perspective on the redistributive impacts of taxes, DIRPF data relative to the top one-tenth of the income distribution were supplemented by earnings relative to the other nine-tenths at the bottom, resulting from household surveys and corrected for the bias that would potentially underestimate such incomes. Results are laid out in Table 6 and show that the PIT has a clear, albeit limited, redistributive impact, broadening participation in earnings of 95 per cent of the population to the detriment of the 5 per cent richest. It is estimated that taxes lead to a reduction in the Gini index, from 0.601 to 0.584, representing a 2.8 per cent decrease.²⁷ This decrease is inferior to the ones found by Hanni, Martner and Podestá (2015) in

the more developed South American countries such as Chile, Argentina, Mexico and Uruguay, where it varies from 2.9 per cent to 4.8 per cent, and far inferior to the OECD average, which would be around 6 per cent according to Joumard, Pisu and Bloch (2012).

It is evident that the more developed countries have higher average incomes and less inequality, guaranteeing broader bases for taxation. In the case of the Brazilian middle income and high inequality economy, the PIT ends up being constrained to a tiny portion of the population—almost restricted to the richest 10 per cent—thus limiting its redistributive power, even though the role of tax benefits conferred to capital gains should not be overlooked.

TABLE 4

DIRPF 2014 (base year 2013): summary of declarations by total income brackets
(values in BRL millions)

Income brackets (in BRL thousands)	Taxpayer		Income				Composition of income (%)				Participation (%) in total income
	No.	Part. (%)	Taxable	Withholding tax	Exempt	Total	Taxable	Withholding tax	Exempt	Total	
Up to BRL24.4	5,555,771	100.0	67,481	2,156	5,920	75,557	89.3	2.9	7.8	100.0	3.5
From BRL24.4 to BRL40.7	7,882,026	100.0	215,200	13,691	21,128	250,018	85.9	5.6	8.4	100.0	11.7
From BRL40.7 to BRL81.4	7,300,376	100.0	331,748	29,400	57,667	418,815	78.7	7.6	13.7	100.0	19.6
From BRL81.4 to BRL162.7	3,522,174	100.0	285,867	30,799	82,920	399,587	70.6	8.9	20.5	100.0	18.7
From BRL162.7 to BRL325.4	1,507,344	100.0	212,060	29,274	99,739	341,072	61.1	10.2	28.7	100.0	16.0
From BRL325.4 to BRL650.9	518,567	100.0	109,013	22,815	96,756	228,584	46.7	11.9	41.4	100.0	10.7
From BRL650.9 to BRL1.301.8	136,718	100.0	34,452	14,717	72,002	121,171	27.7	14.3	57.9	100.0	5.7
Over BRL 1.301.8	71,440	100.0	37,384	64,510	196,040	297,934	12.0	24.9	63.0	100.0	14.0
Total	26,494,416	100.0	1,293,205	207,361	632,171	2,132,738	59.6	11.2	29.2	100.0	100.0
Declarations from recipients of profits and dividends, including micro entrepreneurship profits											
Up to BRL24.4	175,986	3.2	1,385	56	1,271	2,712	51.1	2.1	46.9	100.0	0.1
From BRL24.4 to BRL40.7	280,036	3.6	5,369	211	3,605	9,185	58.5	2.3	39.2	100.0	0.4
From BRL40.7 to BRL81.4	481,078	6.6	12,828	902	15,051	28,781	44.5	3.3	52.2	100.0	1.3
From BRL81.4 to BRL162.7	460,465	13.1	20,060	2,350	31,733	54,143	36.8	4.9	58.3	100.0	2.5
From BRL162.7 to BRL325.4	361,166	24.0	29,751	4,969	49,639	84,359	34.9	6.9	58.2	100.0	4.0
From BRL325.4 to BRL650.9	209,954	40.5	29,431	7,149	58,737	95,317	30.4	8.9	60.7	100.0	4.5
From BRL650.9 to BRL1.301.8	80,719	59.0	14,584	7,112	50,770	72,465	19.7	11.6	68.7	100.0	3.4
Over BRL1.301.8	51,419	72.0	19,913	48,458	160,977	229,348	8.3	24.3	67.3	100.0	10.8
Total	2,100,823	7.9	133,319	71,208	371,783	576,310	22.6	14.4	63.0	100.0	27.0

Income brackets (in BRL thousands)	Taxpayer		Income				Composition of income (%)				Participation (%) in total income
	No.	Part. (%)	Taxable	Withholding tax	Exempt	Total	Taxable	Withholding tax	Exempt	Total	
Declarations from non-recipients of profits and dividends, including microentrepreneurship profits											
Up to BRL24.4	5,379,785	96.8	66,096	2,100	4,649	72,845	90.7	2.9	6.4	100.0	3.4
From BRL24.4 to BRL40.7	7,601,990	96.4	209,831	13,480	17,523	240,834	87.0	5.8	7.3	100.0	11.3
From BRL40.7 to BRL81.4	6,819,298	93.4	318,920	28,498	42,616	390,034	81.2	7.9	10.9	100.0	18.3
From BRL81.4 to BRL162.7	3,061,709	86.9	265,808	28,449	51,187	345,444	75.9	9.5	14.6	100.0	16.2
From BRL162.7 to BRL325.4	1,146,178	76.0	182,309	24,304	50,100	256,713	69.6	11.3	19.1	100.0	12.0
From BRL325.4 to BRL650.9	308,613	59.5	79,582	15,666	38,019	133,267	58.2	14.0	27.8	100.0	6.2
From BRL650.9 to BRL1.301.8	55,999	41.0	19,868	7,605	21,233	48,706	39.5	18.4	42.2	100.0	2.3
Over BRL 1.301.8	20,021	28.0	17,472	16,052	35,062	68,586	24.3	27.0	48.7	100.0	3.2
Total	24,393,593	92.1	1.159,886	136,153	260,388	1,556,428	73.5	10.0	16.5	100.0	73.0

Source: Authors' elaboration based on DIRPF data.

TABLE 5

DIRPF (base year 2013): average rates (%) and per capita values (in BRL) by income brackets

Income brackets (in BRL thousands)	No. of declaring taxpayers	Taxable income				Withholding taxes		Tax exempt income	Income total		Net worth
		Revenue	Deductions	Tax base	Average rate	Revenue	Average rate		Revenue	Average rate	
Up to BRL24.4	5,555,771	12,146	-2,338	9,935	0.0	388	0.0	1,066	13,600	0.0	50,810
From BRL24.4 to BRL40.7	7,882,026	27,303	-6,699	20,825	0.5	1,737	2.9	2,681	31,720	0.6	55,645
From BRL40.7 to BRL81.4	7,300,376	45,443	-12,328	33,318	3.7	4,027	8.4	7,899	57,369	3.5	91,578
From BRL81.4 to BRL162.7	3,522,174	81,162	-19,022	62,356	10.7	8,744	14.2	23,542	113,449	8.8	218,526
From BRL162.7 to BRL325.4	1,507,344	140,684	-26,918	114,392	16.4	19,421	17.4	66,169	226,273	11.8	576,090
From BRL325.4 to BRL650.9	518,567	210,220	-36,508	174,617	19.0	43,997	17.9	186,583	440,800	11.0	1,266,459
From BRL650.9 to BRL1.301.8	136,718	251,994	-39,279	213,699	20.5	107,642	17.3	526,649	886,285	8.2	3,116,914
Over BRL 1.301.8	71,440	523,295	-104,501	421,583	20.8	902,994	16.9	2,744,117	4,170,406	6.7	16,884,229
Total	26,494,416	48,811	-11,139	37,914	8.8	7,827	14.6	23,861	80,498	6.9	200,668

→

Income brackets (in BRL thousands)	No. of declaring taxpayers	Taxable income				Withholding taxes		Tax exempt income	Income total		Net worth
		Revenue	Deductions	Tax base	Average rate	Revenue	Average rate		Revenue	Average rate	
Declarations from recipients of profits and dividends, including microentrepreneurship profits											
Up to BRL24.4	175,986	7,869	-1,653	6,407	0.0	319	0.0	7,223	15,410	0.0	82,864
From BRL24.4 to BRL40.7	280,036	19,173	-4,182	15,118	0.2	754	0.3	12,872	32,799	0.1	110,223
From BRL40.7 to BRL81.4	481,078	26,665	-6,582	20,265	2.0	1,874	5.4	31,286	59,826	1.1	193,989
From BRL81.4 to BRL162.7	460,465	43,564	-10,809	33,027	6.9	5,104	11.7	68,915	117,584	3.1	380,302
From BRL162.7 to BRL325.4	361,166	82,374	-18,347	64,554	13.2	13,760	15.5	137,440	233,573	5.7	950,376
From BRL325.4 to BRL650.9	209,954	140,176	-28,497	112,453	16.8	34,051	16.9	279,762	453,989	6.6	1,650,527
From BRL650.9 to BRL1.301.8	80,719	180,672	-32,623	149,135	18.7	88,107	16.8	628,970	897,749	5.6	3,533,707
More than BRL1.301.8	51,419	387,264	-65,322	324,570	21.1	942,419	16.7	3,130,698	4,460,381	5.8	19,896,267
Total	2,100,823	63,461	-13,427	50,442	13.1	33,895	16.3	176,970	274,326	5.3	1,100,498
Declarations from non-recipients of profits and dividends, including microentrepreneurship profits											
Up to BRL24.4	5,379,785	12,286	-2,361	10,050	0.0	390	0.0	864	13,541	0.0	49,761
From BRL24.4 to BRL40.7	7,601,990	27,602	-6,792	21,036	0.6	1,773	3.0	2,305	31,680	0.7	53,634
From BRL40.7 to BRL81.4	6,819,298	46,767	-12,733	34,238	3.7	4,179	8.5	6,249	57,196	3.7	84,354
From BRL81.4 to BRL162.7	3,061,709	86,817	-20,257	66,767	11.0	9,292	14.4	16,718	112,827	9.7	194,195
From BRL162.7 to BRL325.4	1,146,178	159,058	-29,619	130,097	16.9	21,205	17.7	43,711	223,973	13.8	458,151
From BRL325.4 to BRL650.9	308,613	257,871	-41,958	216,909	19.9	50,764	18.3	123,192	431,827	14.1	1,005,172
From BRL650.9 to BRL1.301.8	55,999	354,801	-48,875	306,764	21.8	135,800	17.8	379,160	869,760	11.9	2,516,133
More than BRL1.301.8	20,021	872,659	-205,125	670,737	20.4	801,740	17.4	1,751,279	3,425,678	9.7	9,148,551
Total	24,393,593	47,549	-10,942	36,835	8.3	5,582	13.7	10,675	63,805	7.5	123,173

Source: Authors' elaboration based on DIRPF data.

Table 7 presents the results of the most renowned methodology in literature for the breakdown of the measure of tax progressivity (Kakwani indicator), calculated for taxpayers in the richest 10 per cent. The analysis is inspired by Castro's study (2014), which presents a similar breakdown but, because it does not include exempt income that reduces the tax base—especially at the top of the distribution—reaches results that indicate higher progressivity.²⁸

The results of this study are of reduced values for the measure of progressivity, between 0.238 and 0.273, and decreasing as time goes on. The breakdown shows that progressivity results from the tax rate effect of labour income. The base effect of labour income was negative, showing that its deductions/exemptions contribute to increasing inequality, and the contribution from capital income was close to zero. This offers additional empirical evidence on the relationship between reduced progressivity and tax benefits to capital ownership.²⁹

Even the slight progressivity result must be relativised due to the inflexion of average rates at the top of the distribution, which violates the principle of progressivity (see Table 6). Rates increase until their apex of 12.1 per cent, for the first half of the richest 1 per cent of the population, and drop to 7 per cent for the top 0.05 per cent.

TABLE 6

Distribution of income and tax rates in 2003

Tenths, Hundredths and Thousandths	Participation in total pre-PIT income			Participation in total post-PIT income			Average tax rate		
	Labour	Capital	Total	Labour	Capital	Total	Labour	Capital	Total
Up to 10%	0.9	0.0	0.9	1.0	0.0	1.0	0.0	0.0	0.0
From 10% to 20%	2.8	0.0	2.8	2.9	0.0	2.9	0.0	0.0	0.0
From 20% to 30%	3.3	0.0	3.3	3.5	0.0	3.5	0.0	0.0	0.0
From 30% to 40%	3.4	0.0	3.5	3.6	0.0	3.6	0.0	0.0	0.0
From 40% to 50%	4.1	0.0	4.2	4.3	0.0	4.4	0.0	0.0	0.0
From 50% to 60%	5.0	0.1	5.1	5.2	0.1	5.3	0.0	0.0	0.0
From 60% to 70%	6.2	0.1	6.3	6.5	0.1	6.6	0.0	0.0	0.0
From 70% to 80%	7.8	0.3	8.1	8.1	0.3	8.5	0.0	0.0	0.0
From 80% to 90%	10.8	0.9	11.7	11.2	0.9	12.2	0.3	0.8	0.3
From 90% to 95%	9.1	1.0	10.2	9.3	1.0	10.3	3.1	3.6	3.1
From 95% to 97%	6.3	1.0	7.4	6.2	1.1	7.2	6.8	3.4	6.4
From 97% to 98%	3.8	0.8	4.6	3.6	0.8	4.4	10.2	3.3	9.0
From 98% to 99%	5.9	1.6	7.5	5.3	1.7	7.0	13.0	3.1	10.8
From 99% to 99.5%	4.3	1.5	5.8	3.8	1.5	5.3	15.3	3.0	12.1
From 99.5% to 99.9%	4.5	3.3	7.8	4.0	3.3	7.3	16.8	2.8	11.0
From 99.9% to 99.95%	0.9	1.2	2.1	0.8	1.2	2.0	16.3	2.7	8.6
From 99.95% to 100%	2.4	6.4	8.8	2.1	6.4	8.5	14.8	4.1	7.0
Total	81.6	18.4	100.0	81.4	18.6	100.0	4.7	3.2	4.4
Gini index	-	-	0.6011	-	-	0.5844	-	-	-

Source: Authors' elaboration based on DIRPF, National Household Sample Survey (PNAD) and national accounts.

A last notable aspect of these results is that they reveal substantially higher levels of income concentration at the top of the distribution, compared to usual analyses based on household surveys, corroborating the results from the study by Medeiros, Souza and Castro (2015). Our results based on more recent tax data are similar: the richest 10 per cent concentrates a little more than half of the total income (52 per cent), the top 1 per cent close to one fourth (23.2 per cent), and the top 0.1 per cent reaches one tenth (10.6 per cent).³⁰ This

study's additional contribution is to show that the concentration is even more impressive when one reaches the top 0.05 per cent: around 71,000 people hold 8.5 per cent of all income; this is unparalleled, as can be concluded by comparing Brazil with other countries with available data (see Figure 1).³¹

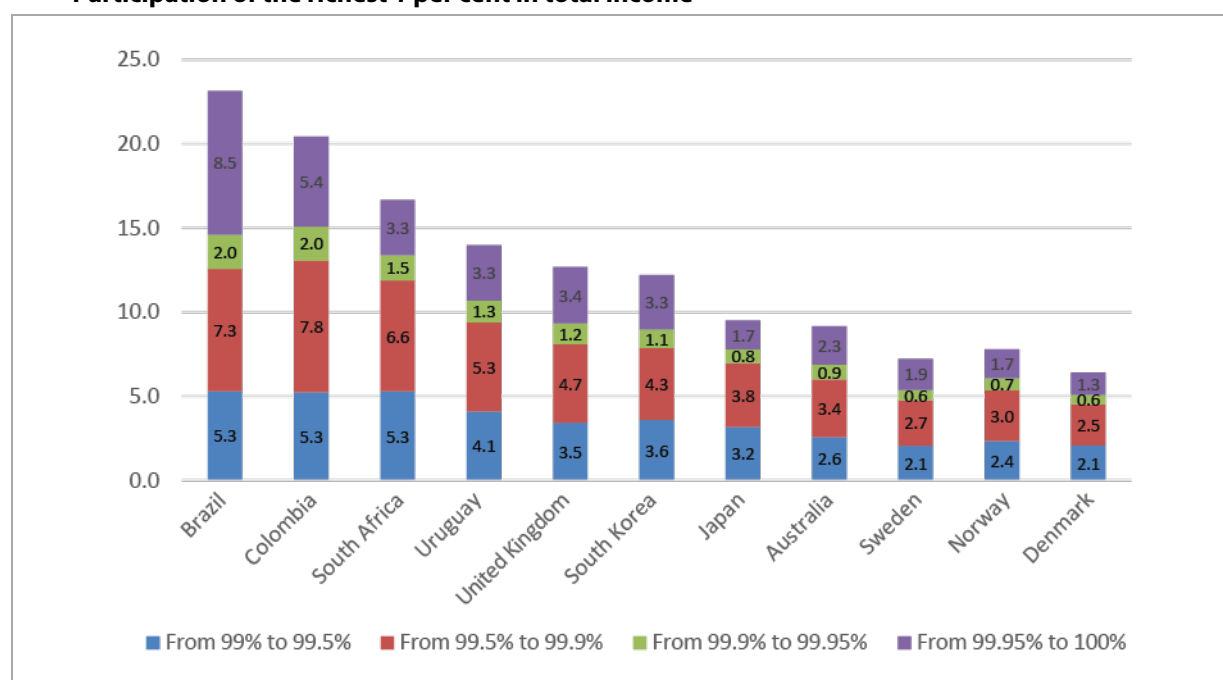
TABLE 7

Measure of progressivity among taxpayers in the top 10 per cent of the distribution

	2007	2008	2009	2010	2011	2012	2013
Measure of progressivity	0.273	0.254	0.271	0.253	0.244	0.244	0.238
Contribution from labour income	0.218	0.200	0.221	0.202	0.184	0.194	0.198
Tax rate effect	0.314	0.303	0.319	0.305	0.292	0.298	0.299
Base effect	-0.097	-0.104	-0.098	-0.103	-0.107	-0.105	-0.101
Contribution from capital income	0.056	0.054	0.049	0.051	0.060	0.051	0.039
Tax rate effect	0.000	0.000	0.000	0.000	0.000	0.000	0.000
Base effect	0.056	0.054	0.049	0.051	0.060	0.051	0.039

Source: Authors' elaboration.

FIGURE 1

Participation of the richest 1 per cent in total income

Source: Authors' elaboration based on own calculations for Brazil and data from The World Top Incomes Database (extracted 19 September 2015).

Note: Sample relative to countries with available data for income concentration at the 0.05 per cent richest.

5 SIMULATION OF CHANGES IN PIT LEGISLATION

The structure of the PIT in Brazil is not very progressive as a whole, when one considers the different types of income and tax treatments. The fact that a predominant portion of the income of the richest people comes from capital ownership and will be tax-free or subject to linear rates that are lower than the ones applicable to labour income creates countless distortions, such as the effective tax rate for the richest being lower than for the middle strata of taxpayers, as seen in the previous section. Therefore, measures targeting the increase of tax progressivity are recommended not to depend solely, or primarily, on the structure of rates applied to wages and other taxable income. It is necessary to expand the taxable base by including incomes that are currently tax-free, such as distributed profits and dividends.

To ground this proposition, we present, as follows, a series of simulations regarding alternative proposals for changes in tax legislation. Three effects are estimated: over revenue, inequality (represented by change in the Gini index) and the number of people affected. These are static simulations that do not consider possible dynamic effects but nevertheless contribute to the comparative analysis of the different tax measure proposals, some of them currently under discussion.

The present PIT structure generated BRL149.7 billion in revenue in 2013 and reduced inequality, as expressed by the Gini index, by 2.78 per cent. Considering this reference scenario, four others were simulated to capture the effect of different alterations in tax legislation (see Table 8):

1. The first alternative, of taxing profits and dividends as in up to 1995, with a 15 per cent withholding tax, independently of the recipient's total income, would reach 2.1 million people, increase revenue by BRL43 billion (in 2013 values) and reduce inequality by 3.67 per cent (0.89 points more than today).³²
2. The second alternative, of taxing profits and dividends according to the current progressive table, with an exemption bracket and rates varying from 7.5 per cent to 27.5 per cent, according to the recipient's income, would yield an additional BRL59 billion in revenue, reaching 1.2 million people and reducing inequality by 4.03 per cent.
3. The third alternative, of maintaining dividend exemption but changing the tax table, would have to be profound enough to create three new rates (35 per cent, 40 per cent and 45 per cent) from modest income levels (BRL60,000, BRL70,000 and BRL80,000, respectively) to obtain the same additional revenue, less of a reduction in income inequality than the first alternative and reach a far larger number of taxpayers (3.8 million).
4. The fourth and last alternative under analysis is to create an additional rate of 35 per cent exclusively for very high incomes (over BRL325,000) and simultaneously to submit profits and dividends to the progressive table, as in the second alternative. This would reach around 1.2 million people, generating an additional BRL72 billion in revenue and reducing inequality by 4.31 per cent.

TABLE 8

Simulation of potential effects of different changes in IRPF, based on 2013

	Annual revenue (BRL billion)	Affected taxpayers (millions)	Gini index		
			Pre-PIT	Post-PIT	Growth Rate
Current IRPF structure	149.7	-	0.60111	0.5844	-2.78%
1. Reinstitution of profits and dividends taxation by the 15 per cent linear rate	192.8	2.101	0.60111	0.5791	-3.67%
2. Taxation of profits and dividends by progressive rates (0–27.5%)	208.4	1.164	0.60111	0.5769	-4.03%
3. Additional rates (35%, 40% and 45%), maintaining the exemption of profits and dividends	192.8	3.815	0.60111	0.5793	-3.63%
4. Inclusion of an additional rate and taxation of profits and dividends by progressive rates (0–35%)	221.4	From 1.164 to 1.280	0.60111	0.5752	-4.31%

Source: Authors' elaboration.

Analysing the magnitude of variations in inequality indicators, the effects might not seem very significant, which is explained by the fact that the simulations impact a small proportion of the population at the top of the income distribution, and, that the Gini index is more sensitive to changes in the middle strata of the distribution, which in the Brazilian case comprises dozens of millions of people with low income that are exempt from taxes. In any case, taxation of dividends in any of the simulations would bring the distributive potential of taxes in Brazil closer to the levels seen in Mexico and Uruguay (4.8 per cent and 4.0 per cent, respectively).

In turn, the alternative to increase progressivity by creating additional rates while still maintaining the exemption of dividends requires reaching a much larger number of taxpayers to yield a similar level of revenue and a lower reduction in the Gini index compared with the alternative of taxing dividends by a linear 15 per cent rate—in addition to obscuring a relevant fact, which is the increase in inequality between the intermediary and top strata of taxpayers. This occurs because, proportionally to their income, the intermediary strata—especially salaried workers—would be more burdened than the very rich, keeping in mind that a significant part of the latter's income would remain exempt.³³

These results indicate that the tax system would become more progressive if profits and dividends were to be taxed. Alternatives limited to tweaking the tax table without broadening the taxable base might yield some improvements in the distribution of income but will be more closely linked to income transfers from upper-middle-class salaried workers than from capital owners and top executives.

6 CLOSING REMARKS

This study has undertaken a historic analysis of income tax in Brazil, showing how the tax measures that reduced its progressivity between the 1980s and 1990s and benefited capital holders were influenced by theoretical concepts that are being questioned and revised even in

mainstream economic theory, whose main expression are the works of Piketty (2014). It is noteworthy that this inflexion in Brazilian taxation policy, abandoning redistributive goals, has occurred simultaneously to recognising a series of social rights and benefits inscribed in the 1988 Constitution. In developed countries, the progressivity of the tax system and capital taxation have been at the core of the construction of their welfare states.

Seemingly a paradox, this is the result of one of the main economic policy prescriptions that the mainstream economic theorists disseminated in the 1980s and 1990s, according to which the redistributive function of fiscal policy should be exercised only via expenditures, falling on the tax authority to collect levies with a minimal level of economic distortion. It is clear that the Brazilian tax system has not advanced significantly towards greater economic efficiency as foreseen by like-minded normative theorists but, rather, has been used very creatively to ensure tax benefits to capital owners, such as through the deductibility of JSCP and tax-free distributed profits and dividends.

As observed, Brazil is one of the few countries in the world where such mechanisms are enforced. It was also shown that taxation of profit, considering the load on both corporations and individuals, is significantly higher as an average in OECD countries than in Brazil, despite similar tax burdens.

In addition, based on analysis of tax data recently made available by the Federal Revenue, the following conclusions were reached:

1. The level of income concentration at the top of the distribution in Brazil is significantly higher than has been estimated based on the usual household surveys, confirming the results seen in Medeiros, Souza and Castro (2015). Around half of the total income is concentrated among the richest 10 per cent, something close to a quarter among the top 1 per cent, and close to one tenth among the top 0.1 per cent of the population, far surpassing the tolerable limits for democratic societies, according to Piketty (2014). Our additional contribution is to show that the concentration is even more impressive in the top 0.05 per cent, which appropriates 8.5 per cent of all income. Such distribution is unparalleled worldwide, at least according to data currently available in The World Top Incomes Database.
2. Income tax structure is not very progressive and favours such a concentration. The progressivity indicator among taxpayers is lower than what is commonly reported in the literature, declining as time passes and almost entirely explained by the progressive rates of labour income. The contribution by capital income is null, because it is either exempt or subject to linear, lower rates, restricting the redistributive effect of the income tax (a decrease in the Gini index of 2.8 per cent). This is lower than in other Latin American countries such as Chile, Argentina, Mexico and Uruguay, and considerably lower than the OECD average.
3. The result that points towards the slight progressivity of the income tax must be relativised, because the principles of horizontal and vertical equity are violated (and, therefore, the concept of progressivity itself). The average rate, considering total income, increases progressively until the start of the last hundredth of the distribution, reaching 12.1 per cent, but then falls to 7 per cent among the 0.05 per cent richest. On average, the 0.05 richest pay less taxes, proportionally to their income, than around 4 million people, including parts of the middle class, whose income lies between BRL131,000 and BRL1 million.

In short, tax benefits to capital income, among other asymmetries, contribute to the fact that Brazil has one of the highest—if not the highest—concentrations of income at the top of the distribution worldwide. This situation could be partially reversed by the reinstatement of the taxation of dividends and distributed profits. Were they taxed according to the current progressive tax table, simulations show that the redistributive effect, as measured by the decrease in the Gini index, would grow to around 4 per cent, matching the rates of Uruguay and Mexico but still quite far from the average of OECD countries.

However, the same simulations suggest that the simple creation of additional tax rates and not taxing dividends would not yield the same revenue increase, or the same redistributive effects, even if a much larger number of taxpayers were reached, up to the intermediary strata with taxable income superior to BRL60,000 and with marginal rates of up to 45 per cent. In this case, the income disparities would increase between the upper middle class—especially salaried workers—and the very rich, the majority of whose income would remain exempt.

Facing this situation, it is suggested that measures geared towards progressivity, in order not to make distortions worse, be oriented mainly to increasing the tax base, including currently tax-free incomes such as profits and dividends. This is also a feasible path for the government to increase its revenue, given the current scenario of fiscal adjustments, by concentrating the burden at the top of the distribution.

In addition, it is argued that the viability of the approval of such measures in the current troublesome political scenario would be improved if they were part of a broader tax reform that, in tandem with taxing dividends, also reduces corporate taxes, aligning Brazil's tax system with common practices of OECD countries.

Furthermore, as part of these measures, it is suggested that the fiscal space created by the taxation of dividends, which in the short term would contribute to fiscal adjustment efforts, be channelled towards a medium-term reform of the main indirect federal tax (PIS/Cofins), based both on its transformation into a unified value-added tax as well as the incremental reduction of its rates. In that sense, at the end of a transition period, the overall tax burden would return to initial levels.³⁴

A reform with these characteristics has the considerable advantage of combining equity with efficiency, which tends to favour the performance of the Brazilian economy. Gains, in terms of progressivity, are clear because they both broaden the redistributive impact of the income tax and reduce taxation on goods and services, which has a regressive profile. From the perspective of economic efficiency, gains are a result of tax standardisation and simplification; a change in the composition of income tax with the reduction of rates at the corporate level; and an increase in local production competitiveness by the reduction of value added tax.

Even among neoclassical economists who are against the progressivity of taxes, few would dispute the net efficiency gains of a tax reform on these lines.³⁵ On the other hand, among Keynesian economists there would be more unanimous support, because it implies focusing taxes on a small portion of the savings of very wealthy families, not directly related to investment and, therefore, attached to a higher level of employment and production.³⁶

In short, such a proposition illustrates a possible path for tax reform, with characteristics that favour inclusive growth and more likely to accrue support from society and be approved in Congress. The most important step is to make use of the space that is being opened—from the repercussions of the international debate around taxation and inequality, to Piketty's works (2014), and the recent availability of greater detail around Brazilian personal income tax declarations—to recover the long since neglected progressive agenda in the country.

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NOTES

3. According to Orair (2015), the Brazilian tax burden represented 33.4 per cent of GDP in 2014, of which only 8.1 per cent were taxes on income and property, 9.6 per cent were payroll taxes (including social contributions), with taxes on goods and services reaching 15.7 per cent. The average for OECD countries—around 34 per cent of GDP—is composed of 13.1 per cent income and property taxes, 9.3 per cent payroll taxes and 10.5 per cent on goods and services taxes.⁴ *Jabuticaba* is a rare thick-skinned fruit native to Brazil that is also found in a few other countries like Paraguay and Bolivia. Here the term is used as a metaphor for a characteristic particular to Brazil and that is unusual elsewhere.
5. Such were the conclusions of the articles from Mirrlees (1971) and Atkinson-Stiglitz (1976), respectively. Although, over time, both authors have since reviewed their stances and adopted a more realistic and pragmatic approach (see Banks and Diamond 2010; Mirrlees et al. 2011). Comprising the recent literature that questions the design of the optimal taxation model are both the new generation—represented by Thomas Piketty and Emmanuel Saez, among many others—and revisions by the older generation—represented by James Mirrlees, Peter Diamond, Anthony Atkinson and Joseph Stiglitz.
6. The testimony of Andrea Lembruger Viol (2005: 12), an economist of the Brazilian Federal Revenue Secretariat, illustrates the point: “Recently it has been recommended, especially in developing countries where income distribution is very concentrated, that taxation should be kept neutral and expenditure should be dedicated to redistribution. Many countries have adjusted their taxation systems in light of this recommendation.”
7. See Gobetti and Orair (2015a) about the problem of fiscal model sustainability.
8. See Piketty (2014: 489–490). In France, for instance, one of the most influential economists of the 19th century, Paul Leroy-Beaulieu, argued without any concrete empirical grounds that “income inequality was on the verge of decreasing” and that France, unlike the United Kingdom, did not need progressive taxes at all, because it was “an egalitarian country by grace of the French Revolution”.
9. According to Irving Fisher, extreme social inequality threatened the democratic foundations of society.
10. Ronald Reagan used to refer to himself as a victim of the Laffer curve due to, during his acting career in the 1940s and 1950s, having repeatedly reached the income threshold beyond which he would be subjected to confiscatory tax rates, according to one of his prior advisors.
11. Basic tenet of the ‘trickle down’ theory, according to which tax cuts for the richest would benefit society as a whole, due to increasing savings (Galbraith 1982).
12. In practice, such taxation design would imply an inverted ‘U’ shape for the marginal rate curve as a function of income. The result is that income concentration increased, with the participation of the richest 1 per cent rising from 8.4 per cent in 1984 to 13.5 per cent in 1989, according to Altig and Carlstrom (1999).
13. Also because, as will be seen in section 4, tax-free dividends led to a paradox under which average income tax rates fell at the top of the income distribution and broke the progressivity ladder.
14. Barack Obama increased the dividend tax for the richest again in 2013.
15. See Baleeiro (1938).
16. Although having more progressive rates, the system allowed for a broader range of deductions, which restricted this progressivity.
17. See Gobetti and Amado (2011).
18. See Banks and Diamond (2010), Diamond and Saez (2011) and Piketty, Saez and Zucman (2013).
19. In the presumed income system, common among medium-sized companies, the legislation presumes that profits are equal to, depending on economic sector, up to 32 per cent of revenue. The IRPJ and CSLL are calculated over the presumed base, which results in a 10.88 per cent maximum tax rate over revenue. In the service sector, total taxation on companies varies from 16.33 per cent to 19.53 per cent of revenue if the company is framed under presumed profit, or from 4.5 per cent to 16.85 per cent if it is framed under the Simple system of micro and small companies. This encourages an individual person to constitute a legal entity providing a service in order not to be taxed up to 27.5 per cent in their tax declaration. See Castro (2014) and Afonso (2014) for further details.
20. See Freitas, Costa and Moreira (2012) for more on this subject.
21. Slovakia taxes dividends at 14 per cent, and Mexico taxes them at source at 10 per cent, and at an additional 7.14 per cent for dividends received by those with an annual income of over MXN3 million (or BRL600,000).
22. Estonia is a small country which, in the early 1990s, after the end of Soviet rule, implemented one of the most radical pro-market reforms in the world. Its tax system, for instance, was a pioneer by introducing, in 1994, a uniform tax rate (20 per cent) inspired by the aforementioned Mirrlees model (1971), and by introducing tax-free dividends. The result is that Estonia has become one of the most liberal and unequal economies in the European Union.
23. The tabulations and results of this section demanded a series of estimation procedures that are described in a methodological appendix which can be made available through email contact with the authors.
24. For example, Castro (2014), Afonso (2014), Medeiros and Souza (2014), Medeiros, Souza and Castro (2015) and Gobetti and Orair (2015b) make use of tax data, which capture earnings at the top of the distribution and property income better

than through household surveys. Among the studies that analyse tax progressivity based on household surveys, it is worth mentioning Rocha (2002), Hoffmann (2002), Receita Federal (2004), Silveira (2008), Soares et al. (2010) and Hanni, Martner and Podestá (2015).

25. It is worth noting that these approximations admittedly contain some measure of imprecision. Some tax-free earnings, such as profits and dividends, approximated to capital earnings, are in fact labour income (or mixed income where capital and labour are mingled), when earned by independent professionals or self-employed workers. In the same way, there is a portion of real estate property income (rent) counted as taxable income. Unfortunately, published data do not allow us to exactly determine the sources of income.

26. Except in the first brackets predominantly featuring labour income under progressive taxation.

27. The Gini value is higher than the 0.491 from Castro (2014) because tax-free earnings were included, and lower than the 0.688 from Medeiros and Souza (2014), who investigate inequality with microdata from the population at the base of the distribution (and not between income brackets). The decrease in the Gini index of 2.8 per cent, on the other hand, is slightly higher than microsimulations with household surveys of 2.0 per cent in Soares et al. (2010) and 2.3 per cent in Hanni, Martner and Podestá (2015).

28. For example, the Kakwani index reported by Castro (2014) was of 0.487 for 2012.

Another distinction is that we are considering only the progressivity among taxpayers in the richest decile.

29. The rate effect of capital gains was null due to the predominance of linear rates and the slightly positive base effect, because tax-free earnings—such as dividends—proved to be less concentrated than the tax base (calculated at the source), which includes earnings from financial investments.

30. Medeiros, Souza and Castro (2015) estimate that, on average for the 2006–2012 period, the 0.01 per cent richest received 11 per cent of total income, and the 1 per cent richest received 25 per cent.

31. Note that international comparisons must be approached with caution, as the measurements and concepts for population and income might differ between countries.

32. Castro (2014) arrives at similar results for 2012, projecting BRL31 billion for the 15 per cent rate and BRL50 billion for the progressive rates. The key difference is that his simulations do not consider income distributed to shareholders and owners of micro and small companies under the Simple system; therefore, his estimates are slightly lower.

33. For example, if only new rates were instituted, as simulated in the third alternative, the total proportion of income appropriated by the richest 0.1 per cent would remain practically unaltered at 10.6 per cent, while the proportion of income of the richest 5 per cent (excluding the 0.1 per cent) would fall from 31.2 per cent to 30.2 per cent of total income. If profits and dividends were taxed linearly at 15 per cent, as simulated by the first alternative, the percentages of the richest 5 per cent (excluding the 0.1 per cent) would change less, from 31.2 per cent to 31.0 per cent, and the decrease would be more concentrated in the richest 0.1 per cent, from 10.6 per cent to 10.0 per cent.

34. According to our simulations, the end of JSCP and the return of taxation on dividends, under current PIT progressive rates, would be enough to finance an immediate decrease in the taxation of corporate profit from the current 34 per cent to 29 per cent, together with the uniformisation of PIS/Cofins in the non-cumulative system, with a gradual decrease in rates from 9.25 per cent to 6 per cent over seven years (between 2016 and 2022). The seven-year period was calibrated so that the net result on revenue, in proportion to GDP, is null at the end of the period.

35. It is worth mentioning not only theoretical studies following general equilibrium models such as Altshuler et al. (2010), but especially a broad empirical literature synthesised in Johansson et al. (2008), which posit that corporate taxes have more damaging effects on growth than the PIT.

36. About this subject, see Mott and Slattery (1994).



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