國立成功大學

捐贈聲明書

(本聲明書僅限文物捐贈使用)

捐贈人(單位)願意無條件捐贈 共計 件，予國立成功大學(以下簡稱本校)，並聲明及同意接受下列事項：

一、捐贈人應確認捐贈物為其所有，其所擁有捐贈物之權利狀態如下：

 □所有權

 □著作人格權

 □著作財產權

 □未設定質權或動產擔保

 □其他

二、捐贈人擔保就捐贈物無任何第三人主張前條權益；如有涉及侵害他人權益時，概由捐贈人自負一切法律責任，與本校無涉。

三、捐贈人(單位)對捐贈物所享有第一條之權利及附贈資料，同意自交付本校時，全部移轉所有與授權使用，並同意不對本校行使著作人格權，本校得自由管理、使用、收益及處分。捐贈物經本校典藏後，捐贈人及其繼承人不得撤銷贈與或提出返還捐贈物之請求。

四、捐贈人同意本校依其專業自主從事包括：展示、重製、攝影、出版、修復、教育、移動、安置、借用、推廣行銷等之任何規劃與應用。

五、捐贈物應依照本校接受捐贈作業程序，由本校受贈文物資產審鑑委員會進行審議。審議通過之捐贈物，交由本校典藏或做為教育研究使用；審議未通過之捐贈物，捐贈人(單位)同意本校將原件返還。

六、依據財政部94年3月16日台財稅字第09404512540號函要旨：「各級政府於接受實物捐贈之相關文書上，免載受贈物之價值」及財政部96年10月22日台財稅字第09604116130號函要旨：「為避免納稅義務人逕依受贈機關開具之致謝函、證明函或其他證明文件上所載之受贈物價值於申報所得稅時列報捐贈列舉扣除而引發認定爭議，請各級政府於接受土地及其他實物捐贈之相關文書上，免載明受贈物之價值」，捐贈人同意本校所出具感謝函或捐贈證明等文件，不載明捐贈物之價值。

此 致

國立成功大學

 捐贈人(單位)：

 身分證(護照)字號：

 戶籍地址：

 通訊地址：

 電話：

 E-MAIL：

中華民國 年 月 日

National Cheng Kung University

Donation Declaration Form

(only applicable to cultural artifacts)

The donor (donating party) agrees to donate \_\_\_\_, a total of \_\_\_ pieces, to National Cheng Kung University (hereinafter “the University”) unconditionally, and hereby agrees to the following terms:

I. The donor should ensure that the object being donated belongs to him or her, and he or she owns the following rights to the object:

 □ Ownership

 □ Moral rights

 □ Economic rights

 □ No established pledges or secured personal property

 □ Others

II. The donor guarantees that no third party claims the rights in Article I. If other people’s rights are infringed, the donor takes full legal responsibility and shall not involve the University.

III. The rights listed in Article I and the attached information enjoyed by the donor shall be transferred entirely and to the University—which is authorized to use them—once the donor agrees to donate. Furthermore, the donor agrees not to exercise moral rights. The University may freely manage, use, profit from, and dispose of the donation. After the donation is archived by the University, neither the donor nor legatee(s) may retrieve the donation or request the return of the object.

IV. The donor agrees that the University may rely on its professionalism and autonomously conduct any planning and applications related to the donation, including exhibition, reproduction, videotaping, publication, restoration, education, relocation, placement, lending, and promotion.

V. The donated object should be reviewed by the University’s Received Cultural Artifacts Assets Review Committee according to the University’s processing procedure for receiving donations. After passing the review, the object shall be handed over to the University for archiving or for education and research uses. Regarding objects that do not pass the review, the donor agrees that the University may return them.

VI. According to the main point of the Ministry of Finance’s Mar. 16, 2005 Tai-Cai Shui-Zi-Di No. 09404512540, “In relevant documents regarding the reception of donations of tangible objects, each level of government is not required to list the value of the donated object,” as well as the main point of the Ministry of Finance’s Oct. 22, 2007 Tai-Cai-Shui-Zi-Di No. 09604116130, “To prevent tax payers from citing thank you notes, certificates, or other documents of proof that list the value of the donated object when applying for income tax, listing the donation for tax deduction, and subsequently causing disputes over value identification, each level of government should not list the value of the donated object on documents related to receiving land or other tangible object donations.” The donor accepts that no thank-you letter or proof of donation from the University will specify the value of the donated object.

To

National Cheng Kung University

 Donor (donating party) :

 ID (passport) number:

 Permanent address:

 Correspondence address:

 Phone:

 E-MAIL:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (YYYY/MM/DD)