

Safe Standard® – Country Annex: Guatemala / República de Guatemala (2025.1 Public Template)

Valid only for rentals occurring within Guatemala.

ENGLISH VERSION

1. National Legal Basis Relevant Guatemalan laws: • Civil Code of Guatemala (contracts, obligations, liability) • Consumer Protection and User Assistance Law (Decree 06-2003) • Electronic Communications and E-Commerce provisions • Product Safety & Standards – DIACO / Ministry of Economy • Civil and Commercial Procedure Code Jurisdiction: court where the rental occurs unless agreed otherwise. Contract validity: private rental agreements are enforceable under Guatemalan civil-law principles.
2. Tax and Reporting Rental income is taxable. VAT (IVA): • Standard VAT rate: 12% Record keeping: minimum 4 years (SAT rules).
3. Liability and Insurance Liability requires: • negligence or fault • proven actual damage • causation Gross negligence or intent cannot be excluded. Template limits: • 270 USD per rental • 900 USD for Mobility Recommended insurance: • Civil liability insurance • Equipment or business insurance
4. Consumer Rights & Withdrawal Consumer protection law applies. No EU-style 14-day withdrawal right. Refund rules: • Before handover: per agreement • After handover: only for defective, unsafe, or unusable items.
5. Data Protection Guatemala has developing personal-data rules (no unified GDPR-style law). Safe Standard® stores no personal data; Stripe processes payments externally. Authority: DIACO (oversight for consumer data handling).
6. Enforcement & Cross-Border Cases Handled by Guatemalan civil courts. Foreign judgments require recognition by the Supreme Court (exequátur). Arbitration allowed with written agreement.
7. Use of Templates in Guatemala Annex is internal reference only. Steps: 1. Rental Agreement (Country: Guatemala) 2. Focus Checklist 3. Photo Rule: No notes = no damage = no photos 4. Damage Invoice if needed 5. Annex is NOT shared with renter.

VERSIÓN EN ESPAÑOL

1. Base legal nacional Leyes relevantes en Guatemala: • Código Civil • Ley de Protección al Consumidor y Usuario (Decreto 06-2003) • Normas de comercio electrónico • Seguridad de productos (DIACO) • Código Procesal Civil y Mercantil Competencia: juzgado del lugar del alquiler.
2. Impuestos y registros Los ingresos por alquiler tributan. IVA: • 12 % Documentación: mínimo 4 años.
3. Responsabilidad y seguro Requiere: • negligencia o culpa • daño real • nexo causal No se puede excluir culpa grave o dolo. Límites: • 270 USD por alquiler • 900 USD para Mobility
4. Derechos del consumidor Sin derecho de retracto de 14 días para servicios de fecha fija.
5. Protección de datos Marco en desarrollo. Safe Standard® no almacena datos; Stripe procesa pagos.
6. Ejecución y litigios internacionales Requiere exequátur para sentencias extranjeras.
7. Uso en Guatemala Este anexo no se entrega al cliente.