

# GST ON CROSS-BORDER TRANSACTIONS; PRACTICAL IMPLICATIONS

Date : 17 October 2016 (Monday)  
Event Code : 16WS/046

Venue : Seri Pacific Hotel, Kuala Lumpur  
Time : 9.00am to 5.00pm

## Course Description

From an economic policy making perspective, Goods and Services Tax (GST) is a consumption tax and thus the 6% tax should be levied only when the goods or service is consumed in Malaysia. This is known as destination principle and may appear to be a straight forward, but the application of this principle is an area that requires careful attention to avoid costly mistakes.

## Objectives

- Gain in-depth knowledge on zero-rating for service invoices to foreign customers and the practical application of the rules
- Gain in-depth knowledge on reverse charge and issues on registration of foreign entity
- Gain in-depth knowledge on GST issues involved in cross-border supply of goods, including specialised areas such as Free Commercial Zones and Designated Areas.

## Who Should Attend

- Finance Directors
- Finance Managers
- Accountants and Tax Agents

Note:

This specialised course is suitable only for participants with prior knowledge on the principles of GST.

## Speaker Profile

### THENESH KANNA

Thenesh is a partner of Thenesh, Renga & Associates (a.k.a. TraTax Malaysia), a firm of chartered accountants dedicated to providing quality tax advisory services. The firm advises clients from diverse industries – including manufacturing, professional services, trading, F&B chains, construction, property development, healthcare, financial services, telecommunications, societies, Government-linked companies and statutory bodies.

Thenesh is a fellow member of the Association of Chartered Certified Accountants (FCCA, UK) and a member of the Malaysian Institute of Accountants (MIA), the Chartered Tax Institute of Malaysia (CTIM) and the International Fiscal Association (IFA, Netherlands). He also holds a diploma in International Taxation from the Leiden University, Netherlands. Thenesh is a licensed tax agent.

Thenesh has presented on various aspects of taxation in more than 100 conferences and seminars and is the author of several books on Malaysian taxation, including CCH's Master GST Guide. He is also a member of the Chartered Tax Institute of Malaysia's Editorial Committee and the Technical Committee for Indirect Taxes. His views has been published in various accountancy journals, including CTIM's Tax Guardian and MIA's Accountants Today. He has been interviewed on contemporary tax matters by the Traxx.fm (RTM 4, 90.3 fm), THR Raaga (99.3 fm), V'Buzz (Astro), New Straits Times and the Malaysia SME business newspaper.

## Course Outline

- Malaysian GST: The scope of taxation and the eligibility for input tax credit
- Origin vs. destination principle of taxation
- Place of Supply Rules – Services
- Zero-rating for supply of international services:
  - Services under a contract with a person who belongs in a country other than Malaysia
  - Data processing service and provision of information
  - Service of testing goods which are outside Malaysia or goods to be exported
  - Hiring of goods for use outside Malaysia
  - Services supplied directly in connection to land outside Malaysia
  - Services supplied directly in connection to goods outside Malaysia
  - Training, exhibition etc. outside Malaysia and the ancillary services
  - Promulgation of an advertisement
  - Transportation of passengers or goods
  - Other services
- Practical issues in zero-rating international services:
  - 'directly benefit' clause
  - 'directly in connection' clause
  - Fixed establishment and presence issues
  - Supporting documents
- Applying reverse charge on imported services:
  - Objective, definition and scope of reverse charge on imported services
  - Implications of reverse charge to exempt suppliers and wholly taxable suppliers
  - The practical difficulties in the "consumed in Malaysia" test
  - Does reverse charge apply to cross-border inter-branch charges?
  - What is the tax rate for reverse charge?
  - Assembly, maintenance and technical assistance in relation to imported goods
- Place of Supply Rules - Goods
- Import of Goods:
  - Valuation of goods imported
  - Documentations to claim input tax credit
  - Triangular cases
  - Short-landing
  - Short payment
  - Approved Trader Scheme
- Export of Goods:
  - Documentations requirements
  - Time of Supply
  - Value of Supply
  - Triangular cases
- Overview of rules affecting:
  - Bonded Warehouses
  - Free Industrial Zone (FIZ) & Licensed Manufacturing Warehouses (LMW)
  - Free Commercial Zones (FCZs)
  - Designated Areas (Labuan, Langkawi & Tioman)
- Foreign exchange rate rules, the concession and its limitations

## GST ON CROSS-BORDER TRANSACTIONS; PRACTICAL IMPLICATIONS

### \*Registration Fees

- CTIM/ACCA Member  
 Member's Firm Staff  
 Non-Member

#### Klang Valley

RM424.00  
 RM477.00  
 RM530.00

\* The above registration fees are inclusive of 6% GST

- \* Seats are limited and based on first-come, first-served basis
- \* Registration of participants will be confirmed upon registration, receipt of full payment or an acceptable employers guarantee and settlement of previous outstanding dues.
- \* All outstanding payment must be received on or prior to the date of the event for participants to be allowed to attend. The institute reserves the right to cancel the registration if no payment is received prior to or on the date of the event.
- \* Walk-in participant registration and attendance is subject to availability of seats and full payment.
- \* Certificate of attendance will only be released upon participant signing the attendance register before 10.30am, full attendance and after completion of the event.

### Enquiries



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 Fax: 03-2161 3207  
 03-2162 8990  
 Email: cpd@ctim.org.my



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### Contact Person:

*For Klang Valley events:*  
 Ms Yus (ext 121 / yusfariza@ctim.org.my)  
 Ms Jaslina (ext 131 / jaslina@ctim.org.my)  
*For Outstation events:*  
 Mr Jason (ext 108/ jason@ctim.org.my)  
 Ms Ramya (ext 119 / ramya@ctim.org.my)  
*General enquiries:*  
 Ms Ally (ext 123 / ally@ctim.org.my)

### Participant's Contact Details

Full Name : \_\_\_\_\_ Company : \_\_\_\_\_  
 I/C Number : \_\_\_\_\_ Designation : \_\_\_\_\_  
 CTIM/ACCA Membership No : \_\_\_\_\_ Tel : \_\_\_\_\_  
 Company Address : \_\_\_\_\_ Fax : \_\_\_\_\_  
 \_\_\_\_\_ Email : \_\_\_\_\_  
 Dietary Requirements (if any) : \_\_\_\_\_ Mobile : \_\_\_\_\_

### Payment Method

I / we hereby enclose

- Cash** for Amount of RM \_\_\_\_\_
- Cheque** No. \_\_\_\_\_  
 For Amount of RM \_\_\_\_\_  
 (Non-refundable and made payable to "CTIM-CPE")
- Online Payment** via CIMB Clicks  
 (Please attach together the transaction slip)
- MASTER / VISA Credit Card**  
 For amount of RM \_\_\_\_\_  
 Please complete the credit card details

### Credit Card details

Card No \_\_\_\_\_ Expiry Date \_\_\_\_\_

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Cardholder's Name ( as per credit card ) \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_ Cardholder's Signature

\_\_\_\_\_ Company Stamp & Signature \_\_\_\_\_ Date

### Replacements

Please note registrations for the event are not interchangeable but replacements are acceptable. Please notify us at least three days prior to the event if you intend to send a replacement. CPD points will be allocated to the designated attendee. If the replacement is not a Member but a Member's Firm Staff or Non-Member, the appropriate fees will apply.

### Cancellations

The Chartered Tax Institute of Malaysia must receive cancellations in writing five working days prior to the event. Refund amount is subject to deduction of administration and finance charges. No refund will be given for cancellations received within less than five working days of the event.

### Confirmation of Registration

The confirmation letter will be emailed 5 days before the commencement of the event upon receipt of full payment. In the event you do not receive the confirmation letter 5 days before the event, please contact us immediately.

### Disclaimer

The Organiser reserves the right to change the speaker, date, venue or to cancel the event if the number of participants is less than 20. A minimum of 3 days notice will be given.

### Recording

Video / Sound recording is strictly prohibited.