

e-CIRCULAR TO MEMBERS

CHARTERED TAX INSTITUTE OF MALAYSIA (225750-T)

e-CTIM No.15/2011

18 April 2011

TO ALL MEMBERS

TECHNICAL

FORMs B or BE for year 2010

Individuals who have not received their Income Tax Return Forms B or BE for the year 2010 by 15 March 2011 should contact the nearest LHDNM Branch Office for issuance of e-filing PIN for e-filing of these returns. They may also contact the Customer Service Centre of LHDNM at 1-300-88-3010 for assistance.

New taxpayers who are taxable but have not yet registered a tax file may register their tax files online at <http://ekl.hasil.gov.my/> or visit the nearest LHDNM Branch Office. A new e-Filing PIN will be issued upon successful registration of the tax file.

Applications for e-filing PIN may be made by email to pin@hasil.gov.my indicating the NRIC number, latest address, telephone number and attach a photocopy of MyKad (front and back).

The last day for application of PIN for Forms BE (applicable to individuals without a business source of income) via email is **20 April 2011**. Applications for PIN using a third party's e-mail address will not be entertained.

Members may view the announcements on the LHDNM's website at <https://spsd.hasil.gov.my/Pki/>

CONTINUING PROFESSIONAL DEVELOPMENT

WE ARE BACK!!!



Proudly brings you



NATIONAL TAX CONFERENCE 2011

Date: 19 & 20 July 2011 (Tuesday & Wednesday)
Venue: Kuala Lumpur Convention Centre

The pre-eminent tax conference in Malaysia. The conference provides excellent opportunities for participants to network with LHDNM officials, tax professionals and business leaders.

Who Should Attend

CEOs/CFOs
Tax Directors/Professional/Consultants/
Managers/Agents
Financial Controllers/Finance
Directors/Finance Managers
Academics
Business Leaders



CALL CTIM FOR MORE INFORMATION
TEL : 03-2162 8989 ext 106, 108, 113, 119, 121 EMAIL: ntc@ctim.org.my

1. **Seminar: Interest Restriction, Deductibility of Financing Costs & Withholding Tax**

Date : 20 April 2011
Time : 9.00 a.m – 5.00 p.m
Venue : Hotel Istana, Kuala Lumpur

Morning Sessions

Chairman: Mr. Lim Kah Fan
Council Member, CTIM

Interest: The Issues of Deductibility and Section 33(2) Restriction

Speaker: Ms. Renuka Bhupalan
Executive Director, TAXAND Malaysia Sdn Bhd

Deductibility of Financing Costs

Speaker: Mr. Surin Segar
Head Group Tax, Malayan Banking Berhad

Afternoon Sessions

Chairman: Mr. Poon Yew Hoe
Council Member, CTIM

Minimising Withholding Tax

- *What is withholding tax.*
- *Types of income subject to withholding tax*
- *Compliance issues and penalties*

Speaker: Ms. Pauline Lum
Director, BDO

Withholding Tax on Section 4(f) Income

- *Scope of Section 4(f) income with practical examples*
- *Derivation, withholding tax rate and compliance*
- *Practical issues and pitfalls for Malaysian payers*
- *Issues relating to Malaysian branch of a non-resident company receiving Section 4 (f) Income*

Speaker: Mr. Yee Wing Peng
Executive Director, Deloitte KassimChan Tax Services Sdn Bhd

8 CPD Points

2. **Workshop: New Public Rulings in 2010 & 2011 - Outstation**

<u>Date</u>	<u>Venue</u>
13 May 2011	Traders Hotel, Penang

Time : 9.00 a.m – 5.00 p.m
Speaker : Mr. Chow Chee Yen

Course Contents

- o Public Ruling 2/2011: Interest Expenses and Interest Restriction
- o Public Ruling 1/2011: Taxation of Malaysian Employees Seconded Overseas
- o Public Ruling 2/2010: Allowable Pre-operational & Pre-commencement of Business Expenses for Companies
- o Public Ruling 1/2010: Withholding Tax on Income Under Paragraph 4(f)

8 CPD Points

3. **Workshop: Recent Tax Cases 2010/2011 – Kuala Lumpur**

<u>Date</u>	<u>Venue</u>
20 May 2011	Seri Pacific Hotel, Kuala Lumpur

Time : 9.00 a.m – 5.00 p.m
Speaker : Mr. Saravana Kumar & Ms. Siti Fatimah Mohd Shahrom

Course Content

- KPHDN v The Pataling Rubber Estates Limited (2010)
Whether there was a disposal of real estate for the purposes of Real Property Gains Tax 1976
- AlamMaritim (M) Sdn Bhd v LHDN (2010)
Whether the payment made to a non-resident ship operator is subject to withholding tax under Section 4A(iii) of the Income Tax Act?
- Oren-Puba Sdn Bhd v KPHDN (2010)
Whether the diesel purchased by the taxpayer is a deductible expenditure or be disallowed on the ground that the transaction is suspicious?
- KPHDN v Labuan Ferry Corporation Sdn Bhd (2010)
Whether the taxpayer is entitled to claim for tax exemption under Section 54A (1) of the Income Tax Act 1967?
- More cases will be discussed

8 CPD Points

4. Workshop: Recent Tax Cases 2010/2011- Outstation

<u>Date</u>	<u>Venue</u>
20 April 2011	Four Points Sheraton Hotel, Kuching
25 April 2011	Impiana Casuarina, Ipoh
29 April 2011	Renaissance Hotel, Malacca
16 May 2011	Mutiara Hotel, Johor Bahru

Time : 9.00 a.m – 5.00 p.m
Speaker : Mr. Saravana Kumar & Ms. Siti Fatimah Mohd Shahrom

Course Content

- KPHDN v The Pataling Rubber Estates Limited (2010)
Whether there was a disposal of real estate for the purposes of Real Property Gains Tax 1976
- AlamMaritim (M) Sdn Bhd v LHDN (2010)
Whether the payment made to a non-resident ship operator is subject to withholding tax under Section 4A(iii) of the Income Tax Act?
- Oren-Puba Sdn Bhd v KPHDN (2010)
Whether the diesel purchased by the taxpayer is a deductible expenditure or be disallowed on the ground that the transaction is suspicious?
- KPHDN v Labuan Ferry Corporation Sdn Bhd (2010)
Whether the taxpayer is entitled to claim for tax exemption under Section 54A (1) of the Income Tax Act 1967?
- More cases will be discussed

8 CPD Points

5. Workshop: Entertainment & Promotional Activities, Deductibility of Bad Debts – Kuala Lumpur

<u>Date</u>	<u>Venue</u>
18 May 2011	Equatorial Hotel, Kuala Lumpur

Time : 9.00 a.m – 5.00 p.m
Speaker : Mr. Chris Low

Course Content

- Public Ruling 3/2008 : Entertainment Expenses
 - General provision for deduction
 - Principles in determining the deduction of entertainment Section 39(1)(l)
 - Entertainment matrix
- Public Ruling 1/2002 : Deduction for bad and doubtful debts and treatment of recoveries
 - General provision for deduction
 - Circumstances when a debt is considered bad
 - Provision for doubtful debts
 - Circumstances where write off or provision not allowed as deduction
- Tax Case laws
- Case studies

8 CPD Points

6. [Workshop – How to Prevent Taxes From Eating Into your Investments – Kuala Lumpur](#)

<u>Date</u>	<u>Venue</u>
26 May 2011	Hotel Istana, Kuala Lumpur

Time : 9.00 a.m – 5.00 p.m
Speaker : Mr Harvindar Singh

Course Content

- Scope of Malaysian taxation affecting investment income and the various classes of income
- Taxability issues of investment income arising from the following ;
 - Equity investments
 - Investments in bonds
 - Unit trusts
 - Properties
 - Real Estate Investment Trusts
 - Others
- Deductibility of related expenses
- Exemption orders pertaining to exemption of investment income
- Tax planning ideas pertaining to investment income

8 CPD Points

7. [Workshop: Implementation of Single Tier Tax System - Outstation](#)

<u>Date</u>	<u>Venue</u>
19 May 2011	Renaissance Hotel, Malacca
24 May 2011	Impiana Casuarina, Ipoh
9 June 2011	Mutiara Hotel, Johor Bahru
15 June 2011	Hyatt Regency, Kota Kinabalu
16 June 2011	Four Points Sheraton, Kuching

Time : 9.00 a.m – 5.00 p.m
Speaker : Mr. Vincent Josef

Course Content

- The procedures and responsibilities necessary during the Transitional Period in respect of dividends declared and the Section 108 Account. How is the Section 108 Balance determined?
- The requirements on companies and dividend recipients after 31 December 2013. What happens to the Section 108 Balance on 1 January 2014?
- The optimum usage of the available Section 108 balance during the transitional period and the limitations that have been introduced. What are the kinds of Dividends possible?
- The implications of the new system and whether the dividend-paying company and the dividend recipients stand to benefit. What are the benefits of the new system?

8 CPD Points

8. Workshop: Implementation of Single Tier Tax System – Kuala Lumpur

<u>Date</u>	<u>Venue</u>
1 June 2011	Hotel Istana, Kuala Lumpur

Time : 9.00 a.m – 5.00 p.m
 Speaker : Mr. Vincent Josef

Course Content

- The procedures and responsibilities necessary during the Transitional Period in respect of dividends declared and the Section 108 Account. How is the Section 108 Balance determined?
- The requirements on companies and dividend recipients after 31 December 2013. What happens to the Section 108 Balance on 1 January 2014?
- The optimum usage of the available Section 108 balance during the transitional period and the limitations that have been introduced. What are the kinds of Dividends possible?
- The implications of the new system and whether the dividend-paying company and the dividend recipients stand to benefit. What are the benefits of the new system?

8 CPD Points

9. Workshop: New Public Rulings 2010/2011 – Kuala Lumpur (Re-run)

<u>Date</u>	<u>Venue</u>
8 June 2011	Hotel Istana, Kuala Lumpur

Time : 9.00 a.m – 5.00 p.m
 Speaker : Mr. Chow Chee Yen

Course Content

- Public Ruling 1/2011: Taxation of Malaysian Employees Seconded Overseas
- Public Ruling 2/2011: Interest expenses and interest restriction
- Public Ruling 3/2011: Investment Holding Company
- Public Ruling 4/2011: Income from Letting of Real Property

8 CPD Points

10. Workshop: New Public Rulings 2010/2011 – Ipoh (Re-run)

<u>Date</u>	<u>Venue</u>
20 June 2011	Impiana Casuarina, Ipoh

Time : 9.00 a.m – 5.00 p.m

Speaker : Mr. Chow Chee Yen

Course Content

- Public Ruling 1/2011: Taxation of Malaysian Employees Seconded Overseas
- Public Ruling 2/2011: Interest expenses and interest restriction
- Public Ruling 3/2011: Investment Holding Company
- Public Ruling 4/2011: Income from Letting of Real Property

8 CPD Points

Please visit our website www.ctim.org.my for the latest updates on our events or contact the CPD Secretariat, Ms Fadeah/Ms Yus/Mr Ridzuan at 03-2162 8989 ext 108/119/121/106 for further information. Alternatively, you can email your enquiries to cpd@ctim.org.my

MEMBERSHIP SERVICES

KIND REMINDER FOR OUTSTANDING MEMBERSHIP SUBSCRIPTION

We regret to note from our record that the subscription for some members are still outstanding. We urge you to settle your dues as soon as possible to enjoy uninterrupted membership services. If your payment is on the way, we thank you for your support and would appreciate if you could kindly inform the Secretariat duly.

CHARTERED TAX INSTITUTE OF MALAYSIA IS RECRUITING AN ASSISTANT MANAGER / TECHNICAL MANAGER

The Chartered Tax Institute of Malaysia is inviting suitably qualified candidates to apply for the position in the premier body for tax professionals.

Interested applicants, please click on http://www.ctim.org.my/ectim/Advert_techmgr_Jul10.pdf

For queries or feedback on the CTIM e-circular, please email secretariat@ctim.org.my.

Disclaimer

Although the Chartered Tax Institute of Malaysia has taken all reasonable care in the preparation and compilation of the information contained in the CTIM e-circular, the Institute / each party providing the material displayed herein expressly disclaim all and any liability or responsibility to any person(s) for any errors or omissions in the contents of the CTIM e-circular or for anything done or omitted to be done by any such person in reliance whether wholly or partially, upon the whole or any part of the contents of the CTIM e-circular.