

TECHNICAL

Direct Taxation

IRBM'S BRIEFING ON SPECIALIST DOCTOR'S INCOME

The Inland Revenue Board of Malaysia (IRBM) recently held a briefing on Specialist Doctor's Income on 7 December 2016 in Kuala Lumpur for specialist doctors and tax practitioners. The Institute has obtained the IRBM's [briefing material](#) which provides details on the documents and information to be provided to the IRBM via voluntary disclosure in respect of Specialist Doctor's Income for the year of assessment (YA) 2013 to YA 2015.

It is noted from the briefing material that the documents to be furnished to the IRBM include revised tax computations of both the company and individual, the financial statement of income and deductible expenses to be transferred from the company to the individual, and the directors' resolution and written consent from other directors to allow the company's tax credit to be transferred to the individual. The briefing material also indicates that the penalty under S.113(2) of the Income Tax Act 1967 will be imposed on the additional tax of the individual after deducting the amount of the consequential reduction in the company's tax, provided that it is in respect of the voluntary disclosure in relation to Specialist Doctor's Income for YA 2013 to YA 2015 which is submitted to the IRBM on or before 15 December 2016.

The IRBM clarified at the briefing that the concessions in respect of zakat and approved donation paid in the company's name, as stated in the briefing material, only apply to voluntary disclosures made by or before 15 December 2016 in respect of Specialist Doctor's Income for YA 2013 to YA 2015. The IRBM indicated that it may also consider similar concessions for some deductible expenses incurred by the company or capital allowances claimed by the company subject to certain conditions.

The IRBM added that the voluntary disclosure must be signed by the taxpayer and submitted to the IRBM Tax Compliance Department at Menara Hasil, Cyberjaya or Kaunter Setempat, Tingkat 1 Kanan, Blok 8A, Kompleks Bangunan Kerajaan, Jalan Tuanku Abdul Halim, Kuala Lumpur. The IRBM's receipt chop on the submission must be dated 15 December 2016 or earlier for the submission to be considered for the concessionary penalty rates stated in the briefing material. In addition, payment of the additional tax and penalty must be received by the IRBM not later than 15 December 2016 in order to be considered for the concessionary penalty rate of 15%. Taxpayers and tax practitioners are reminded that Menara Hasil, Cyberjaya will be closed on 12 and 13 December 2016 in conjunction with the public holidays.

Members may read the IRBM's [briefing material](#) in full on the Institute's website for more details.

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