e-CIRCULAR TO MEMBERS

CHARTERED TAX INSTITUTE OF MALAYSIA (225750-T)

CHARTERED TAX INSTITUTE OF MALAYSIA

e-CTIM TECH-DT 22/2017 **10 March 2017**

TO ALL MEMBERS

TECHNICAL

Direct Tax

AMENDMENTS TO PUBLIC RULING NO. 6/2011 AND PUBLIC RULING NO. 11/2011

1) Amendment to Public Ruling (PR) on Residence Status of Individuals (PR No. 6/2011)

The amendment dated 23 January 2017 to paragraph 6.2.3(iii) of the above PR was uploaded in the Inland Revenue Board's (IRB) website recently and is as follows:

iii) absence in respect of socials visits not exceeding 14 days in the aggregate (social visits include any form of vacation outside Malaysia ~~besides~~ including vacation to home country).

2) Amendment to PR on Bilateral Credit and Unilateral Credit (PR No. 11/2011) (Bahasa Malaysia Version Only)

The amendment dated 24 January 2017 to example 5 of the above PR (Bahasa Malaysia version only) was uploaded in the IRB's website recently and is as follows:

Langkah-langkah menentukan kredit dua belah pihak

(i) Pengiraan bahagian pendapatan berkanun berhubung pendapatan asing

Formula adalah seperti berikut:

$$\frac{\textit{Pendapatan asing (kasar)}}{\textit{Pendapatan asing (kasar) dan Malaysia (kasar) berhubung punca yang sama}^{1}} \times \textit{Pendapatan berkanun } \cancel{\textit{asing}} \textit{ (kasar) berhubung punca sama} \text{ (Note)}$$

$$= \frac{75{,}000}{575{,}000} \times 495{,}000$$

$$= 64{,}565$$

[1]Pemerhatian

Dalam kes ini, Mega Sdn Bhd menerima pendapatan asing dan pendapatan Malaysia daripada punca perniagaan. Oleh itu, kedua-dua pendapatan tersebut adalah dari punca yang sama.

Note

The English version of the PR No. 11/2011 states *"Statutory income in respect of the same source"*.

Members may view the amended PRs at the websites of the Institute and the LHDNM.

You may write to the Institute at technical@ctim.org.my or secretariat@ctim.org.my in respect of any suggestions, concern or comments you may have on the amendment to the above PRs.