

e-CTIM TECH-DT 70/2020

20 October 2020

TO ALL MEMBERS

TECHNICAL

Direct Taxation

LHDNM RESPONSE TO CTIM REQUEST FOR EXTENSION OF TIME FOR INCOME TAX RETURN FORMS TO BE SUBMITTED UNDER SECTION 77A FOR THOSE WITH FINANCIAL YEAR ENDED 31 DECEMBER 2019 AND 31 JANUARY 2020 INCLUDING PAYMENT OF BALANCE TAX AND FOR LBATA 1990

CTIM request for extension of grace period

The Institute has submitted a [letter dated 13 October 2020](#) to the Inland Revenue Board of Malaysia (LHDNM) to request for an extension of time (EOT) up to 15 November 2020 for all tax filing cases which must be submitted to the LHDNM by 31 October 2020 (for 31 December 2019 and 31 January 2020 financial year end tax filing cases) or by 28 October 2020 (for submission of tax returns under the Labuan Business Activity Tax Act (LBATA) 1990 for the year of assessment 2020) including payment of balance tax.

The reason for the request for the EOT is due to the current enforcement of the Targeted Enhanced Movement Control Order (TEMCO) / Conditional Movement Control Order (CMCO) in several states and the rising number of COVID-19 cases nationwide.

LHDNM will not be providing a blanket EOT but will give positive consideration to those impacted by the CMCO and TEMCO subject to application

The LHDNM has provided its response via [email on 16 October 2020](#) to the Institute that the LHDNM will maintain the deadline of 31 October 2020 as stated in the [Filing Programme 2020 Pin 3/2020](#) (reported in our [e-CTIM TECH-DT 35/2020](#) dated 30 April 2020) for the income tax return forms to be submitted under Section 77A for those with financial year ended 31 December 2019 and 31 January 2020.

However, for taxpayers impacted by the CMCO or the TEMCO who need an EOT to make the submission, the taxpayer is allowed to apply in writing to the LHDNM branch where the tax file is maintained. Approval is subject to the merits of each application. The application letter must be addressed to the LHDNM branch or via email to the Public Relations Officer of the relevant LHDNM branch.

The LHDNM is also maintaining the deadline of 28 October 2020 for the submission of tax returns under LBATA 1990 as stated in the [LHDNM letter dated 29 July 2020](#).

CTIM remarks

It has been reported that LHDNM branches in location impacted by TEMCO/CMCO have been supportive of the EOT applications.

Members may read the [Institute's letter dated 13 October 2020](#), the [LHDNM's email reply dated 16 October 2020](#) and the [LHDNM letter dated 29 July 2020](#) in full at the Institute's website – Members Login section.

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