

**e-CTIM No.31/2010**

**23 June 2010**

**TO ALL MEMBERS**

**TECHNICAL**

**Guidelines on Petroleum Income Tax (PITA)**

In the 2010 Budget it was proposed that, with effect from the year of assessment 2010, upstream petroleum companies subject to tax under the Petroleum (Income Tax) Act 1967 (PITA) will be placed under the self-assessment system and assessed to tax on a current year basis.

In view of the above, the Inland Revenue Board has issued guidelines (available only in the Bahasa Malaysia language) on 03 June 2010 to explain the amendments to the PITA.

Members may download the guidelines from the website of the IRB at [http://www.hasil.gov.my/lhdnv3/documents/GarisPanduanTeknikal/Garis\\_Panduan\\_PITA.pdf](http://www.hasil.gov.my/lhdnv3/documents/GarisPanduanTeknikal/Garis_Panduan_PITA.pdf) or view the guidelines on the Institute's website at [http://www.ctim.org.my/technical\\_techdev\\_direct.asp](http://www.ctim.org.my/technical_techdev_direct.asp)

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e-CTIM No. 32/2010

1 July 2010

**TO ALL MEMBERS**

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**NATIONAL TAX CONFERENCE (NTC) 2010**

**25 CPD Points**

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Date : 6 & 7 July 2010  
Time : 9.00 am – 5.00 pm  
Venue : Kuala Lumpur Convention Centre

Please be informed that there are slight amendments to the programme of the National Tax Conference 2010 due to unforeseen circumstances. Some of the sessions need to be swapped between the 1<sup>st</sup> day and 2<sup>nd</sup> day of the NTC.

Kindly refer to the attached brochure or log on to [www.ctim.org.my](http://www.ctim.org.my) or [www.hasil.gov.my](http://www.hasil.gov.my) for the amended programme.

We regret any inconvenience caused and look forward to seeing you at the Conference!

Feel free to contact the following Conference Secretariat team at 03-2162 8989 should you need further information or clarification.

Nur : ext 106 or [nur@ctim.org.my](mailto:nur@ctim.org.my)  
Ally : ext 113 or [ally@ctim.org.my](mailto:ally@ctim.org.my)  
Azlin : ext 108 or [azlin@ctim.org.my](mailto:azlin@ctim.org.my)

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e-CTIM No.33/2010

9 July 2010

TO ALL MEMBERS

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## MEMBERSHIP SERVICES

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### MEMBERSHIP RENEWAL FOR YEAR 2010

We wish to thank members who have renewed their 2010 membership subscription. For those who have yet to renew, we urge you to settle your dues as soon as possible together with the payment advice 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.

If you need assistance on your renewal, please contact Iza (ext 114) or e-mail us at [membership@ctim.org.my](mailto:membership@ctim.org.my)

CTIM takes this opportunity to thank all our valued members for their continued support.

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## OTHER EVENT

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### MAICSA ANNUAL CONFERENCE 2010

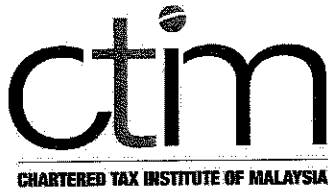
The Malaysian Institute of Chartered Secretaries and Administrators (MAICSA) is organizing the MAICSA Annual Conference for 2010 with the theme '**Governance & Ethical Practices in the Boardroom**'. The Conference will be held at Hilton Kuala Lumpur on **19 & 20 July 2010**. Chartered Tax Institute of Malaysia (CTIM) is a supporting body to this Conference. Members of Chartered Tax Institute of Malaysia (CTIM) who register for the Conference will enjoy a preferential registration fee. For further information on the Conference programme and registration details, please click here: [http://www.maicsa.org.my/training\\_conference.aspx](http://www.maicsa.org.my/training_conference.aspx)

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# e-CIRCULAR TO MEMBERS



CHARTERED TAX INSTITUTE OF MALAYSIA (225750-T)

e-CTIM No.34/2010

22 July 2010

TO ALL MEMBERS

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## ANNOUNCEMENT

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### E-mail scam – Tax refund

The Inland Revenue Board (IRB) has issued a Press Release dated 21 July 2010 to caution the public against a new e-mail scam purportedly issued by the IRB and requesting taxpayers to take immediate action to claim his/her tax credit amounting to RM700.

The Press Release may be viewed at the website of IRB at  
[http://www.hasil.gov.my/lhdnv3e/documents/maklumat\\_terkini/Kenyataan%20Media%20e-me%20Bayaran%20Balik%20PALSU.pdf](http://www.hasil.gov.my/lhdnv3e/documents/maklumat_terkini/Kenyataan%20Media%20e-me%20Bayaran%20Balik%20PALSU.pdf)

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## TECHNICAL

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### 1. Price Control and Anti-Profiteering Bill 2010

The Price Control and Anti-Profiteering Bill 2010 has been tabled for first reading in the Parliament.

The purpose of the Bill is to enable the Government to determine the prices of selected goods or charges for services and to curb profiteering activities in the interest of consumers.

When it comes into force, the proposed Act will revoke the Price Control Act 1946. A copy of the Bill can be downloaded at the Parliament of Malaysia's website at <http://www.parlimen.gov.my/eng-index.php>.

### 2. Double Taxation Relief (The Federal Republic of Germany) Order 2010. [P.U. (A) 193/2010]

The above double taxation agreement (DTA) supersedes the DTA signed on 8 April 1977.

Some of the changes observed are on the following:

- i. Redefinition of "permanent establishment" and "deemed permanent establishment" (Article 5).
- ii. Right to tax income from shipping and air transport operations (Article 7).
- iii. Reduction in withholding tax rates on interest, royalties and technical fees (Articles 11 and 12).

**e-CTIM No.34/2010**

**22 July 2010**

iv. Introduction of a new provision on "Independent personal services" (Article 14).

### **3. Stamp (Amendment) Act 2010**

The amendments to the Stamp Act 1949 have been approved by the Parliament.

The introduction of Section 36AA allows a person to elect for advance payment of stamp duty on an instrument for transfer of an immovable property where the consideration consists wholly of money. A formula for ascertaining the market value of the property for the purpose of determining the duty payable in advance is also prescribed in the Act.

With the introduction of Sections 74A and 74B, a person who defaults on payment of stamp duties, penalties or any sums so payable may be prevented from leaving Malaysia.

A copy of the Bill can be downloaded at the Parliament of Malaysia's website at <http://www.parlimen.gov.my/eng-index.php>.

### **4. Media release by Inland Revenue Board (IRB) on refund of overpayment of tax.**

A press release was issued by the IRB on 8 July 2010. It explains the procedure for making a claim for tax refund. This press release is in response to an article in a local daily about the frustration faced by taxpayers over delays in getting refunds for overpaid taxes.

You may view the media release at IRB's website at

[http://www.hasil.gov.my/lhdnv3/documents/maklumat\\_terkini/Kenyataan%20Media%20LHDNM%20-%20Prosedur%20bayaran%20balik%20cukai%20pendapatan.pdf](http://www.hasil.gov.my/lhdnv3/documents/maklumat_terkini/Kenyataan%20Media%20LHDNM%20-%20Prosedur%20bayaran%20balik%20cukai%20pendapatan.pdf)

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## **OTHER EVENT**

### **Professional Services Development Corporation (PSDC)**

#### **Seminars on GST Awareness**

1) Venue :The Gurney Hotel , Pulau Pinang

Date :27 July 2010

2) Venue :The Grand Paragon, Johore Bahru

Date : 5 August 2010

For details of the programme and registration, please click on

<http://www.ctim.org.my/ectim/REGISTRATION%20FORM%20GST.pdf>

<http://www.ctim.org.my/ectim/GST%20-%20BROCHURE%20JULY2010.pdf>

<http://www.ctim.org.my/ectim/REGISTRATION%20FORM%20GSTJB.PDF>

<http://www.ctim.org.my/ectim/GST%20-%20BROCHURE%20JOHOR%202010.pdf>

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

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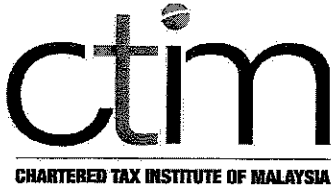
Interested applicants, please click on [http://www.ctim.org.my/ectim/Advert\\_techmgr\\_Jul10.pdf](http://www.ctim.org.my/ectim/Advert_techmgr_Jul10.pdf)

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## e-CIRCULAR TO MEMBERS



CHARTERED TAX INSTITUTE OF MALAYSIA (225750-T)

e-CTIM No.35/2010

28 July 2010

TO ALL MEMBERS

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### TECHNICAL

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1. **Media release by the Inland Revenue Board (IRB) on the due date for submission of tax returns (with accounting period ended 31 December 2009) for the year of assessment 2009.**

A media release was issued by the IRB on 27 July 2010. It reminds companies, trust bodies and co-operative societies, with accounting period ended 31 December 2009, that the due date for filing their respective tax returns is on or before 31 July 2010.

Based on the *Revised 2010 Tax Returns Filing Programme* issued by the IRB on 2 April 2010, a grace period of 7 days is allowed for paper filing of Return Forms C, R, C1, TA, TC and TR, by post and by hand where the **due date for filing** of these returns **falls in the calendar year 2010**. The grace period is also applicable to the payment of outstanding taxes under subsection 103(1), Income Tax Act 1967.

You may view the media release at the IRB's website at [http://www.hasil.gov.my/lhdnv3e/documents/maklumat\\_terkini/Tarikh%20akhir%20mengemukakan%20Borang%20Nyata%20Cukai%20Pendapatan.pdf](http://www.hasil.gov.my/lhdnv3e/documents/maklumat_terkini/Tarikh%20akhir%20mengemukakan%20Borang%20Nyata%20Cukai%20Pendapatan.pdf).

Members can also view the media release from the website of the Institute at [http://www.ctim.org.my/technical\\_techdev\\_direct.asp](http://www.ctim.org.my/technical_techdev_direct.asp).

2. **Media release by the IRB on the directive to employers to deduct tax from the employees (CP 38).**

A media release was issued by the IRB on 27 July 2010. It seeks to notify the public that the IRB is in the process of issuing directives to employers to deduct tax from their employees (via CP 38) for cases where the individuals' / employees' accounts with the IRB show outstanding balances. The deductions to be effected are in addition to the deductions made under the Monthly Tax Deduction (MTD) scheme.

The computer-generated CP 38 will be issued to the employee with a copy to his/her employer. Where the employee finds the additional deductions burdensome, he may appeal for a revision of the payment schedule. Taxpayers may also request to have the CP 38 directive cancelled if their outstanding taxes have been settled, or the amount of tax liability has been reduced.

# IBFD International Tax Academy

## 20% discount for CTIM members

IBFD, Your Portal to  
Cross-Border Tax Expertise

### Develop your tax career in Asia-Pacific

Dear colleague,

IBFD's International Tax Academy (ITA) has a proud tradition of training current and future tax professionals since 1989. ITA offers training in international taxation at an introductory, intermediate, or advanced level.

### Experience the benefits for yourself at 20% discount!

When registering for the course(s) of your choice, simply enter the promotional code **ITAKL22** together with your CTIM membership details on the order form, and you will receive a **20% discount\***.

### Register to Principles of International Taxation

We look forward to welcoming you to **Kuala Lumpur**.

Kind regards,

*Aurobindo Ponniah*  
Head Asia-Pacific  
IBFD

\*Not valid in conjunction with other offers.

### Course in the spotlight

#### Principles of International Taxation

Location: Kuala Lumpur

Date: 8 - 12 November 2010

Recommended CPE/CPD points: 33

Price: \$ 1,500 (MYR 5,100)

Promotional code: **ITAKL22**.

#### Topics covered

- Double Tax Relief Methods
- Permanent Establishment Concept
- Introduction to Transfer Pricing
- Basic Tax Planning Schemes
- Anti-Avoidance Rules
- Employment Income

[Full programme](#) | [Read more](#) | [Register](#)

More courses are available at a discount, such as [Permanent Establishment Workshop](#), in Singapore on 24 - 25 March 2011.

[Contact us](#) for more details.

### Your instructors

#### Principles of International Taxation



[Bart Kusters](#)

[Kamesh Susarla](#)

[Steve Towers](#)

[Daljit Kaur](#)

[Rachel Saw](#)

[SM](#)

[Thanneermalai](#)

[Jagdev Singh](#)

[Tom Toryanik](#)

Click to view their biography.

### Contact IBFD

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## e-CIRCULAR TO MEMBERS



CHARTERED TAX INSTITUTE OF MALAYSIA (225750-T)

e-CTIM No.37/2010

13 August 2010

TO ALL MEMBERS

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### MEMBERSHIP SERVICES

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#### KIND REMINDER FOR OUTSTANDING MEMBERSHIP SUBSCRIPTION

We regret to note from our record that the subscription for some members are still outstanding. **We appeal to you to kindly 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. Thank you for your kind co-operation.

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### PUBLICATION

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#### 2011 Budget Commentary and Tax Information

In supporting CTIM's continuing mission to be the consultative authority on taxation as well as to provide leadership and direction to enable members to contribute effectively to the development of the nation, we would like to offer for sale to your organisation, the *2011 Budget Commentary & Tax Information* booklet which is a comprehensive easy to read guide on the 2011 budget and tax information. This booklet is certainly a useful tool that no financial or taxation professional should do without.

Please click [http://www.ctim.org.my/PDF/announcement/Order%20Form-BB11\\_CTIM.pdf](http://www.ctim.org.my/PDF/announcement/Order%20Form-BB11_CTIM.pdf) to download the Order Form. You may call Ms Khalijah at 03-21628989 if you require assistance in placing your orders.

## **e-CIRCULAR TO MEMBERS**



**CHARTERED TAX INSTITUTE OF MALAYSIA (225750-T)**

**e-CTIM No.38/2010**

**24 August 2010**

**TO ALL MEMBERS**

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### **TECHNICAL**

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#### **1. e-SPC system and User Manual**

The Inland Revenue Board (IRB) has launched the e-SPC (*Sijil Penyelesaian Cukai* / Tax Clearance Certificate) system which allows the online submission of notifications of cessation of employment (ie., Forms CP22A, CP22B or CP21) by employers for the purpose of obtaining tax clearance for their employees.

The system also provides for the updating of employees' information, the online checking of the status of application(s) made and the printing of the Tax Clearance Certificate.

You may access the e-SPC system and/or view the user manual at the IRB's website at:  
<https://ekls.hasil.gov.my/espc/>.

Members may also view the user manual at the Institute's website at:  
[http://www.ctim.org.my/technical\\_techdev\\_direct.asp](http://www.ctim.org.my/technical_techdev_direct.asp).

#### **2 Issues to be brought up at dialogues with the IRB**

The Institute is continuously collating issues which members would like to have them raised at dialogues with the IRB. In this connection, members are encouraged to forward issues in the following areas to the Institute:

- a) Tax audit and investigation issues
- b) Technical issues
- c) Compliance issues (particularly those related to the recent filing of Forms B and P (deadline was on 30 June 2010) and Forms C (deadline was on 31 July 2010)
- d) Other operational issues

The issues should reach the Secretariat by Friday, 30 August 2010 for compilation.

Time : 9.00 am – 5.00 pm  
 Speaker : Mr Chow Chee Yen

**Highlights**

Income tax is a major cost of doing business in Malaysia, therefore tax planning to reduce the tax cost is very essential for companies. This workshop will provide participants with practical guide on various tax planning tools for companies. The speaker will also share his vast experience with participants on the practical issues that may be encountered in corporate tax planning.

3. **Workshop: Minimising Withholding Tax Exposure & Maximising The Benefits of Double Taxation Agreements In Cross Border Transactions**

8 CPD Points

<u>Date</u>	<u>Venue</u>
1 October 2010	Impiana Casuarina Hotel, Ipoh
7 October 2010	Equatorial Hotel, Malacca
30 November 2010	Traders Hotel, Penang
16 December 2010	Mutiara Hotel, Johore Bahru

Time : 9.00 am – 5.00 pm  
 Speaker : Mr Sivaram Nagappan

**Highlights**

This workshop aims to share the implications arising on all payments subject to withholding tax and how to mitigate them besides being tax compliant. The effectiveness of using double taxation agreements (DTA) in cross border assignments and its implication of withholding tax, corporate tax and individual tax obligations are also shared in this workshop.

4. **2011 BUDGET SEMINARS**

We are pleased to inform that CTIM will be organising the 2011 Budget Seminar Roadshow throughout Malaysia from 18 October till 2 November 2010. The **MUST-ATTEND** Budget Seminar provides **10 CPD points** to all participants for the purpose of applying for or renewing their tax agent's license under Section 153, Income Tax Act 1967.

Date	Town
18 October 2010	Subang Jaya
20 October 2010	Kuala Lumpur (Budget Talk with MOF)
20 October 2010	Penang
21 October 2010	Seremban
21 October 2010	Kuching

**e-CIRCULAR TO MEMBERS**



**CHARTERED TAX INSTITUTE OF MALAYSIA (225750-T)**

**e-CTIM No.38/2010**

**24 August 2010**

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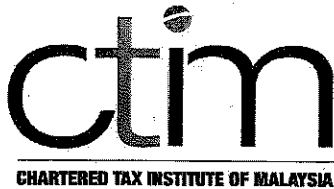
Interested applicants, please click on [http://www.ctim.org.my/ectim/Advert\\_techmgr\\_Jul10.pdf](http://www.ctim.org.my/ectim/Advert_techmgr_Jul10.pdf)

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# e-CIRCULAR TO MEMBERS



CHARTERED TAX INSTITUTE OF MALAYSIA (225750-T)

e-CTIM No.39/2010

26 August 2010

TO ALL MEMBERS

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## CONTINUING PROFESSIONAL DEVELOPMENT

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### 1. Seminar: Cross Border Transactions Issue

8 CPD Points

Date : 22 Sept 2010  
Time : 9.00 am – 5.00 pm  
Venue : Seri Pacific Hotel, Kuala Lumpur

**Chairman:**

Mr Ronnie Lim  
Managing Director, Deloitte KassimChan Tax Services Sdn Bhd

**Topics and Speakers:**

- **Exploring Double Taxation Agreements (DTA) Issues**  
*Speaker:*  
Mr Tan Hooi Beng  
Executive Director, Advent Tax Consultants Sdn Bhd
- **Withholding Tax In Cross Border Transactions: The Law & Issues**  
*Speaker:*  
Datuk D. P Naban  
Senior Partner, Lee Hishamuddin Allen & Gledhill
- **Transfer Pricing Pitfalls**  
*Speaker:*  
Ms Thang Mee Lee  
Executive Director, TAXAND Malaysia Sdn Bhd
- **Taxation Issues Surrounding Foreign Investments**  
*Speaker:*  
Mr Chew Theam Hock  
Executive Director, KPMG Tax Services Sdn Bhd

### 2. Workshop: Essential Tax Planning For Companies In 2010

8 CPD Points

## e-CIRCULAR TO MEMBERS



CHARTERED TAX INSTITUTE OF MALAYSIA (225750-T)

e-CTIM No.39/2010

26 August 2010

Date	Town
18 October 2010	Subang Jaya
20 October 2010	Kuala Lumpur (Budget Talk with MOF)
20 October 2010	Penang
21 October 2010	Seremban
21 October 2010	Kuching
23 October 2010	Kuala Lumpur
26 October 2010	Ipoh
27 October 2010	Kota Kinabalu
27 October 2010	Johor Bahru
28 October 2010	Kuantan
29 October 2010	Malacca

In addition to the above locations, the CTIM will jointly collaborate with ACCA Malaysia to organise the 2011 Budget Seminar at the following towns:

Date	Town
28 October 2010	Labuan
29 October 2010	Miri
30 October 2010	Kota Bharu
31 October 2010	Kuala Terengganu
2 November 2010	Sibu

The brochures will be ready soon! Kindly mark your diary to ensure that you do not miss the opportunity to participate in our Annual Budget Seminars.

Please visit [www.ctim.org.my](http://www.ctim.org.my) for the latest update on the events or contact CPD Secretariat, Ms Ally/Ms Azlin/Ms Nur at 03-2162 8989 ext 108/113/106 for further information. Alternatively, you can email your enquiries to [cpd@ctim.org.my](mailto:cpd@ctim.org.my).

**e-CIRCULAR TO MEMBERS**



**CHARTERED TAX INSTITUTE OF MALAYSIA (225750-T)**

**e-CTIM No.39/2010**

**26 August 2010**

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## e-CIRCULAR TO MEMBERS



CHARTERED TAX INSTITUTE OF MALAYSIA (225750-T)

e-CTIM No.40/2010

2 September 2010

TO ALL MEMBERS

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### CONTINUING PROFESSIONAL DEVELOPMENT

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#### 1. 2011 BUDGET SEMINARS

i) 2011 Budget Talk with the Ministry of Finance

**10 CPD Points**

Date : 20 October 2010  
Time : 1.30 pm – 5 pm  
Venue : Berjaya Times Square Hotel, Kuala Lumpur

YBhg Dato' Siti Halimah bt Ismail, Under-Secretary of Tax Analysis Division, Ministry of Finance Malaysia will summarise and deliver the salient features of the 2011 Budget Speech presented by the Honourable Prime Minister of Malaysia/Minister of Finance, YAB Dato' Seri Najib Tun Razak. Representatives from Inland Revenue Board of Malaysia and Chartered Tax Institute of Malaysia will be sharing their views on the impact and effects of the 2011 Budget.

ii) 2011 Budget Seminar (Subang)

**10 CPD Points**

Date : 18 October 2010  
Time : 9.00 am – 5.00 pm  
Venue : Grand Dorsett Hotel, Subang Jaya  
Speaker : Mr Chow Chee Yen

iii) 2011 Budget Seminar (Kuala Lumpur)

**10 CPD Points**

Date : 23 October 2010  
Time : 9.00 am – 5.00 pm  
Venue : Cititel Mid Valley Hotel, Kuala Lumpur  
Speakers : Mr Amarjeet Singh, Ms Farah Rosley and Mr Saravana Kumar

iv) 2011 Budget Seminar (Outstation)

**10 CPD Points**

**Time: 9.00 am – 5.00 pm**

Date	Venue	Speaker
19 October 2010	Traders Hotel, Penang	Mr Sivaram Nagappan
21 October 2010	Royale Bintang Hotel, Seremban	Mr Harvinder Singh



Senior Partner, Lee Hishamuddin Allen & Gledhill

➤ **Transfer Pricing Pitfalls**

*Speaker:*

Ms Thang Mee Lee

Executive Director, TAXAND Malaysia Sdn Bhd

➤ **Taxation Issues Surrounding Foreign Investments**

*Speaker:*

Mr Chew Theam Hock

Executive Director, KPMG Tax Services Sdn Bhd

3. **Workshop: Minimising Withholding Tax Exposure & Maximising The Benefits of Double Taxation Agreements In Cross Border Transactions**

8 CPD Points

Date

1 October 2010

7 October 2010

30 November 2010

16 December 2010

Venue

Impiana Casuarina Hotel, Ipoh

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Traders Hotel, Penang

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**Highlights**

This workshop aims to share the implications arising on all payments subject to withholding tax and how to mitigate them besides being tax compliant. The effectiveness of using double taxation agreements (DTA) in cross border assignments and its implication of withholding tax, corporate tax and individual tax obligations are also shared in this workshop.

4. **Workshop: Essential Tax Planning in 2011**

8 CPD Points

Due to an overwhelming response, the CTIM is conducting another session on the above workshop as follows:

Date : 2 October 2010

Time : 9.00 am – 5.00 pm

Venue : Equatorial Hotel, Kuala Lumpur

Speaker : Mr Chow Chee Yen

Fax your registration form NOW as the seats are limited!

Please visit our website [www.ctim.org.my](http://www.ctim.org.my) for the latest update on the events or contact CPD Secretariat, Ms Ally/Ms Fadeah/Ms Nur at 03-2162 8989 ext 108/119/106 for further information. Alternatively, you can email your enquiries to [cpd@ctim.org.my](mailto:cpd@ctim.org.my).