



CPE POINTS AWARDED

8 CPE hours will be awarded and will qualify as CPE Points for the purpose of application or renewal of tax agent licence under Subsection 153(3), Income Tax Act 1967.

TRANSFER PRICING

conference 2019

Navigating a New Landscape



GROUP DISCOUNT

5% discount on total fee for 3 pax and above from the same organisation

CONFERENCE OBJECTIVES

This Conference seeks to help you gain insights into:

- **CURRENT** Malaysian Transfer Pricing regulations and policies imposed based on Budget 2019
- **EFFICIENT** methods to analyse contractual terms within cross-border business taxation
- **ACCURATE** Transfer Pricing reporting in order to avoid being investigated by the tax authority
- **CHALLENGES** in managing Transfer Pricing Audit and proper documentation
- **IMPACTS** on Anti Avoidance provision within Transfer Pricing
- **UTILISING** intra-group financing assistance to smoothen transfer pricing process
- **MANAGING** organisational financial risks by pricing accurately for tax purposes
- **EVOLVING** development of Transfer Pricing in the global business and digital economy

15 July 2019 (Monday), Kuala Lumpur Convention Centre

Master current and future Transfer Pricing practices in Malaysia.

Budget 2019 ushered in key changes impacting the transfer pricing environment. In addition to tracking the impacts of Budget 2019, tax experts and industry players will need to get up to speed with the latest developments in areas such as Base Erosion and Profit Shifting (BEPS), Country-by-Country Reporting (CbCR), Intra-Group Financing services, Analysis of Contractual Terms and Anti-Avoidance provisions, in order to enhance compliance with current Transfer Pricing regulations and policies to avoid punitive action by the tax authorities.

Join us in our value-packed Transfer Pricing Conference which highlights the key areas in Transfer Pricing that tax experts must master in order to avoid being penalised by tax authorities, and improve the profitability of your organisation in the long run.



WHO SHOULD ATTEND

C-Suites, Presidents, Vice Presidents, Directors, Heads, Managers and Executives of:

- Accounting
- Tax
- Finance
- Transfer Pricing
- Business Advisory
- Price Strategy
- Legal Profession

CONFERENCE PROGRAMME

8.00 am REGISTRATION & WELCOME REFRESHMENTS

9.00 am **1. Latest Trends of Transfer Pricing Development in Malaysia**

Despite not being a member of the Organisation for Economic Co-operation and Development (OECD), Malaysia plays an active role as observer and signatory to the Multilateral Competent Authority Agreement (MCAA). Furthermore, the OECD made an official announcement in March 2017 welcoming Malaysia as a BEPS Associate. This session sets the scene for the day by providing an overview of Malaysia's role and the development of transfer pricing in Malaysia.

SPEAKER:

VINAY NICHANI | Partner, Transfer Pricing Services, Ernst & Young Tax Consultants Sdn Bhd

9.45 am **2. Transfer Pricing Issues Focussing on Intra-Group Financing Assistance/Services**

Determining a correct arm's length interest rate for Intra-Group Financial assistance is crucial for a taxpayer. Challenges may arise from comparability factors which need to be considered when searching for and analysing financial transactions and determination of arm's length interest rate. This session will discuss the important elements and principle involved in the determination of arm's length interest rate.

SPEAKERS:

SM THANNEERMALAI | Managing Director, Thannees Tax Consulting Services Sdn Bhd

HISHAM RUSLI | Director, Multinational Tax Branch, Inland Revenue Board of Malaysia

10.30 am MORNING REFRESHMENTS & NETWORKING

11.10 am **3. Complying with Tax Authority on Transfer Pricing: Progress and Challenges** [PANEL SESSION]

Tax practitioners and taxpayers face numerous challenges in complying with legislation and rulings on transfer pricing, whereas the tax authorities need to manage various enforcement challenges. In this session, the tax authorities engage with tax practitioners and industry representatives to map out issues, best practices and lessons learnt relating to transfer pricing matters, progress and challenges.

MODERATOR:

THERESA GOH | Partner, Transfer Pricing, Deloitte Tax Services Sdn Bhd

PANELLISTS:

ANNIE THOMAS | Senior Assistant Director of Customs II, SST Division, Royal Malaysian Customs Department

BERNICE TAN | Executive Director, Transfer Pricing, BDO Malaysia

JONAS BLEY | Associate Partner & Head, International Tax/Transfer Pricing, ASEAN-Pacific Region, Rödl & Partner

KOK CHOY HAR | Director, Mutual Agreement Procedure & Transfer Pricing Policy Division, Department of International Taxation, Inland Revenue Board of Malaysia

12.25 pm LUNCH NETWORKING

2.00 pm **4. Tackling Issues in Managing Transfer Pricing Audit** [PANEL SESSION]

The audit on transfer pricing is one of the hot-button topics discussed by tax practitioners and taxpayers. The issues raised are challenging and may lead to potential disputes. This sharing session between tax practitioners and industry representatives would help to drive a better understanding among all parties and help achieve amicable resolutions.

MODERATOR:

DESMOND GOH | Director, Transfer Pricing, PwC Malaysia

PANELLISTS:

SAM BARRETT | Global Head, Tax & Treasury, iflix Malaysia

YOHAN FRANCIS | Executive Director, Transfer Pricing, Baker Tilly Malaysia

QUANG PHAN | Transfer Pricing Associate Director, Grant Thornton Malaysia

SUBHABRATA DASGUPTA | Partner, Transfer Pricing, Deloitte Tax Services Sdn Bhd

3.15 pm **5. Analysis of Recent Transfer Pricing Cases: Identifying the Underlying Legal Issues**

This session analyses the recent key transfer pricing decisions by courts in Malaysia and the Commonwealth with the view of unravelling the legal principles involved.

The landmark transfer pricing cases selected for discussion are:

- Maersk Malaysia: Management fees paid between related parties
- PMP Auto Components: Transfer pricing in share sale transaction
- Chevron Australia: Interest payment in inter-company loan arrangement
- Cameco Corporation: Commercial rationality of transactions
- SM: Cost contribution arrangement vs Intra group services

SPEAKER:

S. SARAVANA KUMAR | Partner, Lee Hishammuddin Allen & Gledhill

4.15 pm **6. Country-by-Country Reporting (CbCR) and BEPS 2.0: Transfer Pricing in a Digitalised World**

Malaysia has joined the Inclusive Framework to implement BEPS actions, including the CbCR reporting. This session explores the implications of CbCR and the exchange of information from the perspective of both i.e. Malaysia headquartered global MNEs and subsidiaries of global MNEs in Malaysia. The session will also survey the cutting-edge developments in global digital taxation that will transform transfer pricing.

SPEAKER:

SAM SIM | Board Member, Tax Executive Institute (Asia), Singapore

5.00 pm AFTERNOON REFRESHMENTS & END OF CONFERENCE

CONFERENCE SPEAKERS



ANNIE THOMAS

Annie is a Senior Assistant Director of Customs II, SST Division of the Royal Malaysian Customs Department, and has ten years' experience on indirect tax matters such as service tax, sales tax, license manufacturing warehouse, Exemption 14(2) Customs Act 1969 and windfall profit levy.



BERNICE TAN

Bernice is an Executive Director of Transfer Pricing at BDO Malaysia. Prior to this, she was Executive Director of Taxand Malaysia. She has over 16 years' experience in transfer pricing in Malaysia, Singapore and Australia, covering transfer pricing planning and risk management, transfer pricing documentation, tax efficient supply chain management and controversy management. Bernice conducts in-house transfer pricing training for clients and at regional transfer pricing schools. She co-authored CCH's "Guide to Transfer Pricing—Rules, Planning and Compliance Strategies".



DESMOND GOH

Desmond is a Director of the Transfer Pricing specialist group of PricewaterhouseCoopers Malaysia. He joined the Tax practice in 2003 and prior to that, he was in the Assurance practice of the firm. His experience includes tax planning, core transfer pricing documentation, developing pricing models for intra-group services, developing pricing frameworks for tangibles and intangibles, coordinating restructuring projects, mutual agreement procedures and preparation of Masterfiles. Desmond also leads assignments in formulating defence strategies and assisting companies during transfer pricing audits, tax audits and investigations. He frequently works with other tax and transfer pricing specialists within the PwC network for assignments that involves clients with Malaysian and other overseas operations.



HISHAM RUSLI

Hisham is a Director of the Multinational Tax Branch at the Inland Revenue Board of Malaysia. He started his career with IRBM in 1998 and has served at the Shah Alam branch, Johor Bahru branch, and the Tax Compliance department, holding responsibilities that cover auditing of MNEs, Advance Pricing Arrangement (APA), and as a Technical Committee member in the Mutual Agreement Procedure (MAP). He had also served as a Director with the Keningau (Sabah) and Melaka Branches, and as Deputy Director of the Large Taxpayer Branch (LTB).



JONAS BLEY

Jonas is an Associate Partner and Head of International Tax/Transfer Pricing, ASEAN-Pacific Region with Rödl & Partner. He is an experienced international tax, transfer pricing and business advisor, specialised in the Asia-Pacific region with more than eight years of experience with advising multinationals on existing or planned inbound investments into Asia, covering a wide range of tax advisory projects, acquisitions, disposals, mergers, group restructurings, transfer pricing, reporting and compliance matters. He also has an in-depth and on-the-ground experience with tax matters in multiple jurisdictions in the region.



KOK CHOY HAR

Kok is a Director for Mutual Agreement Procedure and Transfer Pricing Policy Division, Department of International Taxation, Inland Revenue Board of Malaysia. She has served in various departments and branches in IRBM before joining the Transfer Pricing unit in late 2007. Since then, she has conducted transfer pricing training and workshops for IRBM staff and attended WP6 meeting at OECD. She has been appointed as a speaker/panellist at the following events such as the Japan International Cooperation Agency, TP Presentation at Ministry of Finance, TP Presentation at Ministry of Domestic Trades, Cooperatives and Consumerism, 'The BEPS Actions Plan, International Practices and Vietnam's Perspective' a convention organised by World Bank and Vietnam GDT, BEPS Breakfast Talk organised by PwC Malaysia and TP Minds Asia, Singapore—TP Landscape.



QUANG PHAN

Quang is a Transfer Pricing Associate Director with Grant Thornton Malaysia. He is experienced in advising on compliance, planning and high-level issues such as Vietnamese taxes (corporate income tax, value added tax, personal income tax, foreign contractor tax, customs duties) and labour compliance on compulsory insurances. He also handles cross-border transactions, Transfer Pricing and Advance Pricing Agreements (APA) in Vietnam and Malaysia, and provides regulatory advice in doing business in Vietnam. He is a member of the Vietnam Tax Consultants' Association (VTCA), and an International Tax Affiliate of Chartered Institute of Taxation, UK.



SAM BARRETT

Sam is currently the Global Head, Tax & Treasury with iflix Malaysia. He manages the tax and transfer pricing consequences of the company's global operations, including compliance, government relations, planning and controversy. Prior to joining iflix, Sam had 15 years' experience working in head of international Tax and Global Transfer Pricing roles for a number of well-known multinationals, as well as a Big 4 advisor in Sweden, US, UK, Luxembourg and Mexico. Sam is a frequent speaker and panellist at global tax and transfer pricing conferences.



SAM SIM

Sam is currently a Board Member, Tax Executive Institute (Asia) in Singapore and formerly served with IBM as a Regional Vice-President (Europe, Middle-East, Africa, Asia and Latin America), Tax Executive Institute and chair of Capital Markets Tax Committee Transfer Pricing sub-committee. He has led global teams as Deputy Global Head of Transfer Pricing at a leading European MNE and Transfer Pricing Geo Leader for EMEA and Asia-Pacific in the largest US global Technology MNE. He is passionate in digital taxation and transfer pricing and researched on AI and Taxation at the Centre for Artificial Intelligence at SMU, co-authored IEEE and IBM Research papers on Blockchain.



S. SARAVANA KUMAR

Saravana is a Partner at Lee Hishammuddin Allen & Gledhill, and has appeared in benchmark litigations with a sizeable volume of wins in tax disputes. Praised for his ability to think outside the box and innovative approach in interpreting the law, he is recognised as one of Asia's leading lawyers in Asia Law Profiles 2019, and named one of the 40 top lawyers under 40 years old in Asia by the Asian Legal Business. He is consistently ranked highly on Chambers Asia and The Legal 500, while The Legal 500 Asia Pacific 2019 ranking named him as a Leading Lawyer. Saravana is also an Adjunct Professor with Universiti Tenaga Nasional, and chairs the Taxation Section of LAWASIA.



SM THANNEERMALAI

Thanneermalai is the Managing Director of Thannees Tax Consulting Services Sdn Bhd, with extensive experience in transfer pricing and corporate tax. He specialises in international tax planning, tax audits, corporate tax, transfer pricing, intra group transactions, developing pricing policies and representation before IRB of Malaysia. He also works closely with regulatory authorities on government policies and legislation. He is a member of ICAEW and MIA, Council member and Past President of CTIM and a Trustee member of Malaysia Tax Research Foundation.



SUBHBRATA DASGUPTA

Subha is a Partner in the transfer pricing service line of Deloitte Malaysia. He has extensive experience in working with Deloitte network offices in Asia, the EMEA and the Americas on global and regional transfer pricing documentation and planning engagements involving policy design, implementation, delivery and follow-up/monitoring elements for U.S., EU and Asian clientele. He handles a portfolio of both foreign and local multinational and domestic groups. Currently, he is leading the TP Technology and FSI offerings from Deloitte in Malaysia



THERESA GOH

Theresa is a Partner of Transfer Pricing at Deloitte Tax Services Sdn Bhd, with over 30 years' experience as a tax professional encompassing transfer pricing, tax audits, investigations, tax advisory work, supply chain management and business model optimisation projects. She is a frequent speaker at conferences, nationally and abroad, focussing on emerging transfer pricing and tax issues. She is a certified public accountant (Malaysia), a chartered accountant, and is a council member of Malaysian Institute of Certified Public Accountants (MICPA) and Chartered Tax Institute of Malaysia (CTIM), chairing MICPA's Membership Affairs Committee and CTIM's Transfer Pricing Technical Committee. She is also an approved tax agent under the Malaysian Income Tax Act, 1967.



VINAY NICHANI

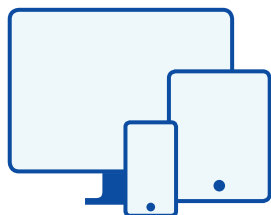
Vinay is a Partner in Ernst & Young Malaysia's transfer pricing practice and has more than 11 years of experience working as a transfer pricing consultant. His experience includes leading engagement teams for the preparation of transfer pricing documentation for a wide range of transactions including software services, back office support services, sale and purchase of goods, intangible transactions such as royalty and technical fees, and the provision of management services.



YOHAN FRANCIS

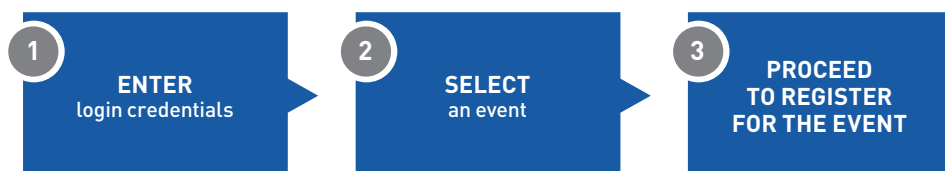
Yohan is an Executive Director for Transfer Pricing with Baker Tilly Malaysia. He has an experience of over 10 years in assisting local clients with transfer pricing documentation, planning and audit defence. His experience spans across industries and functions, from manufacturing and distribution to services, in FMCG, IT & ITES, technology related products, branded apparel, lifestyle goods, food & beverages, and oil & gas.

REGISTRATION PROCESS

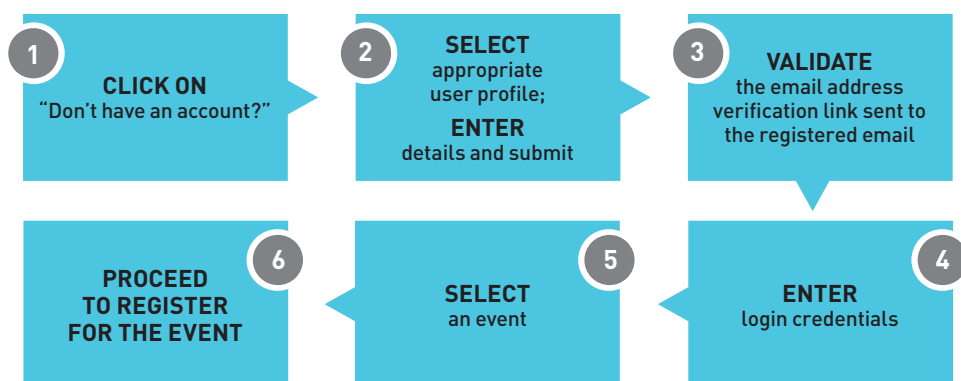


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MIA Help Desk @ 603-2722 9000

CONFERENCE FEES

Member (MIA/ACCA/CAANZ/CIMA/FPLC/ MICPA/SAMENTA/Boardroom clients*)/ Member Firm	RM 850
Non-member	RM 1,150
Academicians*	RM 550

**Academicians and members of ACCA/CAANZ/CIMA/FPLC/ MICPA, SAMENTA & Boardroom are required to contact MIA to register for this conference*

CONFERENCE DETAILS & REGISTRATION

15 July 2019 (Monday)
 Kuala Lumpur Convention Centre

Contact : Vino
 Tel : 03 2722 9290
 Fax : 03 2722 9009
 Email : sp@mia.org.my
 Address : Malaysian Institute of Accountants
 Dewan Akauntan
 Unit 33-01, Level 33
 Tower A, The Vertical
 Avenue 3, Bangsar South City
 No. 8, Jalan Kerinchi
 59200 Kuala Lumpur

GROUP DISCOUNT

5% discount on total fee for 3 pax and above from the same organisation

TERMS & CONDITIONS

PROGRAMME FEE

- Fee is payable to **MALAYSIAN INSTITUTE OF ACCOUNTANTS**
- Depending on the event, the fee includes course materials and/or lunch and/or tea breaks.
- **Individual Registration:** Full payment shall be made at the point of online registration.
- **Corporate Registration:** Full payment shall be made within thirty (30) days from the date of the Proforma Invoice or on the day of the event, whichever earlier.
- Admittance may be denied upon failure to make full payment as per the above requirement.

CANCELLATION

Should the participant decide to cancel his/her enrolment, a cancellation policy shall be applied as follows:

a. Written cancellation received less than seven (7) days from the date of the event:

- A refund (less administrative charge of 20%) will be made.
- Unpaid registrations will also be liable for 20% administrative charges.

b. Written cancellation/no show on the day of the programme:

- No refund will be entertained.
- Unpaid registrations will also be liable for full payment of registration fee.

Substitutes for cancellation will be treated as a new registration and full payment shall be made as per the above requirement.

PARTICIPANT'S CLASSIFICATION AND INFORMATION

Category: Corporate / Individual

- Please select the participant classification carefully as it determines the fee payable. No alteration will be allowed upon registration.
- The information on Corporate/Individual provided shall be deemed true and correct. No alteration will be allowed upon registration.

VERIFICATION OF ATTENDANCE

- All participants are required to present photo identification (NRIC, driving licence or company's ID card) at the point of registration prior to signing the registration list when attending MIA CPE programme. Admittance may be denied upon failure to present photo identification.

CERTIFICATE OF ATTENDANCE AND CPE HOURS

- Upon full attendance of the programme, participants will be issued an "e-certificate". For this purpose, it is **COMPULSORY** to fill in the email address clearly.
- For MIA members, the CPE hours will be credited into the Membership System within 2 weeks of the event.
- Participants will only be entitled to the CPE hours upon attending the entire duration of the programme. **CPE hours will not be accorded for partial attendance.**

DATA PROTECTION

Personal Data is gathered in accordance with the Personal Data Protection Act 2010 (Act 709).

DISCLAIMER

Malaysian Institute of Accountants (MIA) reserves the right to change the speaker(s), date(s) and to cancel the programme should circumstances beyond its control arise. MIA shall not be responsible for any costs, damages or losses incurred by the participant due to the changes and/or cancellation. MIA also reserves the right to make alternative arrangements without prior notice should it be necessary to do so. Upon registering, you are deemed to have read and accepted the terms and conditions herein.