

# SPECIAL VOLUNTARY DISCLOSURE PROGRAMME (SVDP)

## Applications, Implications and Complications

16 July 2019 (Tuesday), G Hotel Gurney, Penang

18 July 2019 (Thursday), Connexion Conference & Event Centre  
@ The Vertical, Bangsar South, Kuala Lumpur

22 July 2019 (Monday), Holiday Villa Johor Bahru City Centre



### OBJECTIVES

This programme seeks to help you to:

- Carry out the SVDP in confidence
- Be aware of the obligatory documentation to support SVDP
- Distinguish between capital receipt and taxable income
- Distinguish between business deductions and prohibited expenses
- Understand withholding tax compliance and risk factors
- Understand evasion and tax planning
- Know the types of capital receipts

### WHO SHOULD ATTEND

- Chief Financial Officers
- Tax Directors and Consultants
- Finance Directors and Advisers
- Accountants and Auditors
- Company Secretaries
- Lawyers
- Business Entrepreneurs

### METHODOLOGY

PowerPoint presentations, practical applications on case studies, Q&A sessions.

*Each participant will be guided with 2 questions, through personal consultation by Dr. Choong at the end of the programme.*

### PROGRAMME OUTLINE

- Special Voluntary Disclosure Programme (SVDP)
  - > Its scope
  - > Its implications
- Tax Planning, Tax Evasion, Tax Avoidance
  - > The distinctions
- Implications and Complications on Incorrect Return
- The New Taxes Contemplated by the Government to Uncover Under-Reporting Activities
- The Misconception Between Foreign Source Income and Deemed Malaysian Derived Income
- Capital Receipts
  - > Scope and the essential needed evidential proof
- Business Expenditures and Capital Expenditures
  - > The demarcation line
- Withholding Tax
  - > Non compliance risk analysis
- The Meaning of "Plant"
  - > Claim of capital allowance
  - > The possible pitfall
- Repairs and Maintenance with Renovation
  - > The analysis
- Deposit on Services
  - > The mismatch expenses dilemma
- Director's Fees Deduction
  - > Business justification
  - > Basis of computations
- Employees' Benefits-In-Kind
  - > Deduction or non-deductions
  - > Family members
  - > Mandatory reporting in Form EA
- Intercompany Loan
  - > Deemed interest income applications
  - > Loan from/to related parties, common directors, common shareholders: scenario
- Administrative Procedures on SVDP
  - > Step by step guide

The Government has extended the SVDP with a penalty of 10% until 30 June 2019, and 15% for the period 1 July 2019 until 30 September 2019. Businesses must actively participate in SVDP to mitigate hefty tax penalties by reviewing prior tax computations and accurately reporting the correct computations to ensure full compliance.

The Malaysian Government is also tightening tax gaps in the black economy, legislating new taxes, and putting up new regime in uncovering under-reporting tax activities. Additionally, there is a global effort in combatting tax evasion, money laundering, and transfer pricing malpractice, resulting in countries sharing taxpayer information. The rapid developments in tax legislations, IRBM's practices and judicial precedents have made tax computation in compliance with the law a challenging task. This may include new tax amendments being overlooked, expenditures negligently claimed or income wrongly stated.

Gain guidance on practical applications on SVDP, and understand the tax implications and embedded tax complications. The demarcation between taxable income, capital receipts and exempted income will be meticulously analysed by reference to case laws and judicial precedence.

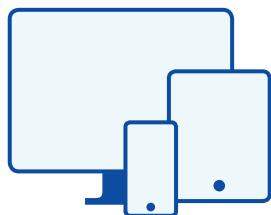
# Special Voluntary Disclosure Programme (SVDP)

## Applications, Implications and Complications

With immediate effect, enrolment for all CPE programmes will be

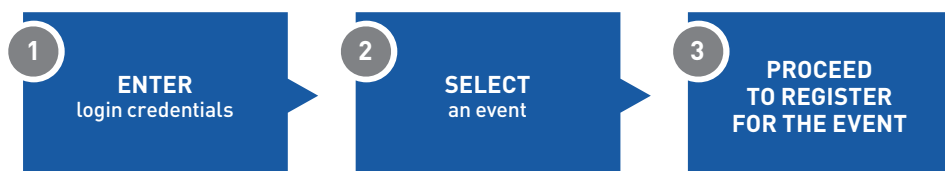
**STRICTLY VIA ONLINE REGISTRATION ONLY**

### REGISTRATION PROCESS

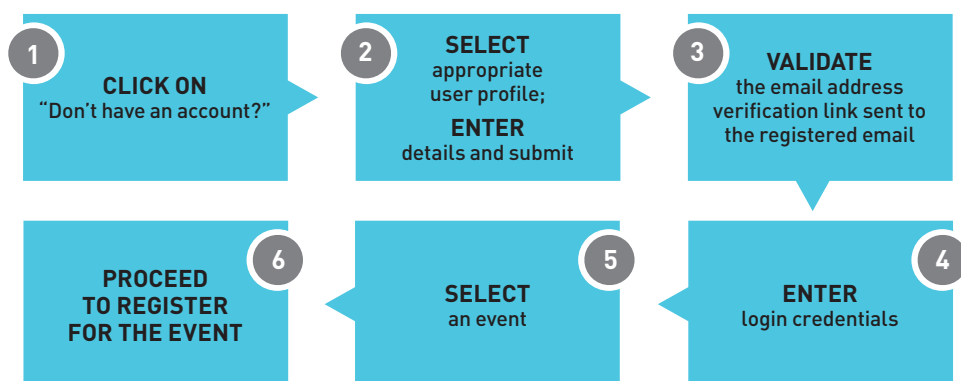


- To view more events and download full brochure, please visit:  
**[pd.mia.org.my](http://pd.mia.org.my)**
- Search and select the event
- Click 'Register' to experience the new system by continuing with the respective steps below:

### EXISTING USER



### NEW USER



For any assistance, please call (8.45am-5.30pm, Monday-Friday)  
**MIA Help Desk @ 603-2722 9000**

### 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.

### FACILITATOR

**DR. CHOONG KWAI FATT** PhD

Dr. Choong is a tax advocate in Malaysia. He practises law under the firm, Kwai Fatt & Associates, which specialises in income tax, sales and service tax (SST) appeals, and provides consultancy and support in income tax matters, particularly on transfer pricing, tax audit and investigation; and matters relating to trusts and wills. He was an associate professor with the University of Malaya for 19 years. Over the years, he has published a total of 104 books on Malaysian taxation, including 3 books on Sales and Service Tax (SST), 15 on Goods and Services Tax (GST), and 7 books on the Companies Act 2016. His research has been widely quoted in tax cases before the High Courts and by the Special Commissioners of Income Tax.

### PROGRAMME FEES

Member / Member Firm	RM 700
Non-member	RM 850

### PROGRAMME DETAILS & REGISTRATION

- 16 July 2019 (Tuesday),  
G Hotel Gurney, Penang

Contact : Sylvia Anthony  
Tel : 04 261 3320  
Fax : 04 261 3321  
Email : miapng@mia.org.my  
Address : Malaysian Institute of Accountants  
Suite 3.4, Level 3,  
Wisma Great Eastern  
25 Lebuhraya, 10200 Penang

- 18 July 2019 (Thursday),  
Connexion Conference & Event Centre  
@ The Vertical, Bangsar South, Kuala Lumpur

Contact : Faiz  
Tel : 03 2722 9291  
Fax : 03 2722 9009  
Email : pd@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

- 22 July 2019 (Monday),  
Holiday Villa Johor Bahru City Centre

Contact : Farzana/Melissa  
Tel : 07 227 0369  
Fax : 07 222 0391  
Email : miajbu@mia.org.my  
Address : Malaysian Institute of Accountants  
5.03A, 5th Floor Menara TJB  
No. 9, Jalan Syed Mohd Mufti  
80000 Johor Bahru