

# MANAGING TAX AUDITS AND INVESTIGATIONS

Date	Venue	Event Code
10 January 2019	Seri Pacific Hotel, Kuala Lumpur	19WS/004
24 January 2019	Hotel Jen, Penang	19WS/005
21 February 2019	Weil Hotel, Ipoh	19WS/006
28 February 2019	Ramada Plaza Melaka	19WS/007
6 March 2019	Le Meridien Hotel, Kota Kinabalu	19WS/008
7 March 2019	Pullman Hotel, Kuching	19WS/009
21 March 2019	Mutiara Hotel, Johor Bahru	19WS/010

**Time: 9.00am - 5.00pm**

## TAX AUDITS

Tax audits and investigations are meant to provide a fair, transparent and equitable tax administration system which will enhance public confidence in the tax system. From the Malaysian Inland Revenue Board's (MIRB) perspective, compliance with tax laws must be strictly enforced and tax offences such as non-compliance and tax evasion should be penalized in accordance with the provisions of the Income Tax Act 1967. In 2018, the MIRB is scrutinising taxpayers' tax positions very seriously and heavy penalties will be imposed on tax payers that are found to have additional taxes payable as a result of a tax audit or investigation. The Government has announced reduced penalties based on the Budget 2019 for voluntary disclosure by tax payers within a limited timeframe. Taxpayers that have lavish lifestyles and luxury assets may be subject to an audit by the MIRB to ascertain that the taxpayers concerned have reported their income accordingly. Under the Self-Assessment System, tax audit is a primary activity of the MIRB. It is aimed at enhancing voluntary compliance with the tax laws and regulations. A taxpayer can be selected for an audit at any time. The MIRB has issued an audit framework to ensure that tax audits are carried out in a fair, transparent and impartial manner. The framework outlines the rights and responsibilities of audit officers, taxpayers and tax agents in respect of a tax audit.

## MDTD Programme

The Monitoring Deliberate Tax Defaulters Programme (MDTD Programme) has been introduced to strengthen and enhance the effectiveness of existing tax audit activities. This programme is designed to monitor taxpayers identified as noncompliant in accordance with the existing rules and income tax laws.

## TAX INVESTIGATIONS

Tax investigation is the examination of books, documents, objects, articles, materials and things relating to a taxpayer's business and financial matters including personal documents. This examination is carried out to determine that the correct amount of income is reported and the tax thereon is charged and paid in accordance with the tax laws and regulations. Investigation is conducted to gather admissible evidence with a view towards prosecution and conviction of tax offences in court in accordance with the provisions of ITA (or other acts in paragraph 2.2), Penal Code [Act 574], Criminal Procedure Code [Act 593], Evidence Act 1950 [Act 56], Whistleblower Protection Act 2010 [Act 711] and other relevant acts.

MIRB officers may also conduct investigation in accordance with the provisions of AMLATFA as the offences under sections 112, 113 and 114 of the ITA are listed as serious offences under Schedule 2 of AMLATFA. Action may be taken by IRBM to freeze, seize and forfeit movable and immovable properties obtained using proceeds from tax offences.

## OBJECTIVE

In this workshop, the speaker will share his experience and provide key insights into the following areas of discussion:

- What triggers an audit / investigation
- Risk areas for taxpayers
- Typical issues identified
- The Malaysian Penalty Regime
- Taxpayers' Responsibilities
- Preparing for a tax audit / investigation
- Computation of understated income
- The negotiation process and reaching a settlement
- Case studies

## WHO SHOULD ATTEND

- Finance Directors
- Chief Financial Officers
- Financial Controllers
- Finance Managers
- Accountants
- Auditors
- Tax Managers
- Tax Consultants
- Company Secretaries
- Business Advisors

## METHODOLOGY

The workshop will be conducted with PowerPoint presentations, discussions, case studies and sharing of real life example. Recent tax developments, case laws and Public Rulings will be discussed.

## Speaker's Profile

Harvindar Singh is a Fellow of the Chartered Association of Certified Accountants and is a member of the Malaysian Institute of Accountants (MIA) as well as the Chartered Tax Institute of Malaysia (CTIM). Harvindar was attached to the firms of Pricewaterhouse Coopers and Ernst & Young as a tax consultant and is currently the Managing Partner of Harvey & Associates, a boutique firm that specialises in taxation consulting services as well as a Partner in SCS Global Consulting (M) Sdn Bhd. He has more than 20 years of experience in the field of taxation. He is currently serving as the Chairman of the Editorial Board of the Budget Commentary and Tax Information Booklet which is produced jointly by MIA, CTIM and the Malaysian Institute of Certified Public Accountants. Harvindar has extensive experience in taxation advisory, transfer pricing documentation preparation, tax planning as well as tax audits and investigations and he serves as a tax consultant to various MNEs and other organisations

## MANAGING TAX AUDITS AND INVESTIGATIONS

### Registration Fees

- CTIM/ACCA Member  
 Member's Firm Staff  
 Non-Member

	Outstation	Klang Valley
CTIM/ACCA Member	RM350.00	RM400.00
Member's Firm Staff	RM450.00	RM500.00
Non-Member	RM500.00	RM600.00

- \* Seats are limited and based on first-come, first-served basis
- \* Registration of participants will be confirmed upon registration, receipt of full payment or an acceptable employers guarantee and settlement of previous outstanding dues.
- \* All outstanding payment must be received on or prior to the date of the event for participants to be allowed to attend. The institute reserves the right to cancel the registration if no payment is received prior to or on the date of the event.
- \* Walk-in participant registration and attendance is subject to availability of seats and full payment.
- \* Certificate of attendance will only be released upon participant signing the attendance register before 10.30am, full attendance and after completion of the event.

### Enquiries



Tel: 03-2162 8989  
 Fax: 03-2161 3207  
 03-2162 8990  
 Email: cpd@ctim.org.my



B-13-1, Block B, Level 13, Unit 1,  
 Megan Avenue II,  
 No 12, Jalan Yap Kwan Seng,  
 50450 Kuala Lumpur

### Contact Person:

*For Klang Valley events:*  
 Ms Yus (ext 121 / yusfariza@ctim.org.my)  
 Mr Jason (ext 108/ jason@ctim.org.my)  
*For Outstation events:*  
 Ms Jaslina (ext 131/ jaslina@ctim.org.my)  
 Ms Zaimah (ext 119/ zaimah@ctim.org.my)  
*General enquiries:*  
 Ms Ally (ext 123 / ally@ctim.org.my)

### Participant's Contact Details

Full Name : \_\_\_\_\_

Company : \_\_\_\_\_

I/C Number : \_\_\_\_\_

Designation : \_\_\_\_\_

CTIM/ACCA Membership No : \_\_\_\_\_

Tel : \_\_\_\_\_

Company Address : \_\_\_\_\_

Fax : \_\_\_\_\_

\_\_\_\_\_

Email : \_\_\_\_\_

Vegetarian

Mobile : \_\_\_\_\_

Please tick the relevant boxes

- | Date                                      | Venue                            |
|---|----------------------------------|
| <input type="checkbox"/> 10 January 2019  | Seri Pacific Hotel, Kuala Lumpur |
| <input type="checkbox"/> 24 January 2019  | Hotel Jen, Penang                |
| <input type="checkbox"/> 21 February 2019 | Weil Hotel, Ipoh                 |
| <input type="checkbox"/> 28 February 2019 | Ramada Plaza Melaka              |

- | Date                                   | Venue                            |
|--|----------------------------------|
| <input type="checkbox"/> 6 March 2019  | Le Meridien Hotel, Kota Kinabalu |
| <input type="checkbox"/> 7 March 2019  | Pullman Hotel, Kuching           |
| <input type="checkbox"/> 21 March 2019 | Mutiara Hotel, Johor Bahru       |

### Payment Method

- Online Payment** via JomPAY



**Billor Code:** 21790  
**Ref-1:** Event Code  
**Ref-2:** Mobile Number

JomPAY online at Internet and Mobile Banking with your Current, Savings or Credit Card account

- Cash** for Amount of RM \_\_\_\_\_

- Cheque No.** \_\_\_\_\_

For Amount of RM \_\_\_\_\_

\*All cheque should be made payable to "CTIM-CPE"

- MASTER / VISA Credit Card**

For amount of RM \_\_\_\_\_

Card No

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Expiry Date

Authorised Signature

\_\_\_\_\_  
 (month/year)

Cardholder's Name ( as per credit card )

### Replacements

Please note registrations for the event are not interchangeable but replacements are acceptable. Please notify us at least three days prior to the event if you intend to send a replacement. CPD points will be allocated to the designated attendee. If the replacement is not a Member but a Member's Firm Staff or Non-Member, the appropriate fees will apply.

### Cancellations

The Chartered Tax Institute of Malaysia must receive cancellations in writing five working days prior to the event. Refund amount is subject to deduction of administration and finance charges. No refund will be given for cancellations received within less than five working days of the event.

### Confirmation of Registration

The confirmation letter will be emailed 5 days before the commencement of the event upon receipt of full payment. In the event you do not receive the confirmation letter 5 days before the event, please contact us immediately.

### Disclaimer

The Organiser reserves the right to change the speaker, date, venue or to cancel the event if the number of participants is less than 20. A minimum of 3 days notice will be given.

### Recording

Video / Sound recording is strictly prohibited.