

## PENSION

### Payment received by a retiree due to retirement

#### TERMS FOR TAX EXEMPTED PENSION

- > Reach the compulsory retirement age
- > Pension due to ill-health
- > Injury and disability pension
- > Widow's and orphans' pension
- > Political pension

#### TAXABLE PENSION

- > Received from unapproved retirement scheme
- > Received more than one pension (Paragraph 30, Schedule 6, Income Tax Act 1967)
- > Retire before reaching compulsory age of retirement age (optional retirement)

Further Information On Pension Can Be Viewed At HASiL Official Portal Via [www.hasil.gov.my](http://www.hasil.gov.my)

## BENEFIT-IN-KIND

One of the benefits received by employees in employment is Benefit-In-Kind (BIK). BIK is a benefit that not convertible into money and it is also subject to tax.

Subsection 32(1) of the ITA provides that the value of BIK to be taken as gross income from an employment of an employee is an amount which is just and reasonable in the circumstances. Two methods may be used to determine the value of BIK provided to the employee by the employer.

The value of BIK can be abated if the BIK is :

- i) It is provided for less than a year, or/and
- ii) It is shared with another employee, or/and
- iii) It is used for purpose of the business of the employer.

There is certain BIK which are either exempted from tax or are regarded as not taxable, such as :

- i) Dental benefit,
- ii) Child-care benefit, and
- iii) Employee group insurance premium.

Further information regarding BIK can be obtained from the Public Ruling No. 11/2019 in HASiL Official Portal, [www.hasil.gov.my](http://www.hasil.gov.my) under Legislation menu.

## LAWYER'S ROLE CREATED FOR SUBMISSION OF REAL PROPERTY GAIN TAX FORM RETURN VIA e-CKHT

To ensure that the needs of taxpayers are always prioritized, the role of lawyers has been created in the e-CKHT system to allow lawyers to electronically submit taxpayers' Real Property Gains Tax Act (RPGT) Return Form accordance with Section 57A(3) of the RPGT Act 1976.

Applications for this lawyer role are only allowed to lawyers under law firms registered with the Bar Association. Applications can be submitted online through the MyTax Portal.

Further information regarding the role of lawyers can be found in the User Manual for Lawyer Role Application and Termination, which is accessible through the MyTax Portal at <https://mytax.hasil.gov.my/> under the User Manual menu.

## OPERATIONAL GUIDELINES NO. 2 YEAR 2024 – PROCEDURE ON INDIVIDUAL TAX CLEARANCE LETTER APPLICATION

An individual tax clearance letter (TCL) is a letter issued by HASiL to employers related to the income tax affairs of employees who will stop working / retire / die or want to leave Malaysia.

Operational Guidelines No. 2 Year 2024 – Procedure on Individual Tax Clearance Letter Application aims to provide an explanation regarding the individual TCL application procedure starting from the date the application is received from the employer until the tax claim in the TCL (if any) is fully paid. It also outlines the responsibilities of employers, employees and HASiL based on the rules that have been set.

Further information Operational Guidelines issued by HASiL can be referred through the HASiL Official Portal at [www.hasil.gov.my](http://www.hasil.gov.my) under Legislation menu

### SVDP 2.0 INFO : SUBMISSION BY TAX AGENT

If the taxpayer appoints a tax agent to submit a voluntary declaration under the Special Voluntary Declaration Programme (SVDP) 2.0, the disclosures should be made through the following methods :

- i) For new taxpayers :  
Tax agent must submit the return form through the TAeF System.
- ii) For existing taxpayers :
  - a) Have not submitted the return form Tax agent must submit ITRF through the TAeF System.
  - b) Has submitted the return form but there is undeclared income Tax agent needs to log in to MyTax Portal to submit the SVDP 2.0 Additional Income Reporting Form and tax computation by using individual ID and choose Tax Agent Category.

Tax agent needs to enter the taxpayer's information by ensuring that the taxpayer's information is accurate and then upload the SVDP 2.0 Additional Income Reporting Form and tax computation. The tax computation should only be submitted by taxpayer with company, business and partnership file category. For more information on SVDP 2.0, kindly visit HASiL Official Portal, [www.hasil.gov.my](http://www.hasil.gov.my) and refer to Top Pages menu.

#### SCAMMER ALERT :

TAXPAYERS ARE RECOMMENDED NOT TO GIVE PERSONAL INFORMATION SUCH AS IDENTIFICATION CARD NUMBERS, BANK ACCOUNT NUMBERS OR OTP (ONE-TIME PASSWORD) NUMBERS TO UNKNOWN PARTIES. PLEASE CONSULT WITH HASiL FOR YOUR TAX MATTERS.

**BE CAREFUL AND DON'T BE FOOLED.**

## NATIONAL INITIATIVE : e-INVOICE

The introduction of e-Invoice aims to streamline and enhance the national tax system, promote transparency in income reporting, and increase tax compliance rates. It is also seen as a solution to address issues of revenue leakage resulting from unreported and manipulated transactions.

### e-INVOICE TRANSMISSION MECHANISMS

MyInvois Portal  
provided by HASiL

Application  
Programming  
Interface (API)

*Note: The e-Invoice model in Malaysia adopts the Continuous Transaction Control (CTC) Model, which enables a high level of control through the validation of e-Invoices received by HASiL*

## MORE INFORMATION ON e-INVOICE

- 1) Refer to the e-Invoice microsite on HASiL Official Portal : [www.hasil.gov.my](http://www.hasil.gov.my),
- 2) Refer to e-Invoice Guidelines and FAQs, or
- 3) Drop an e-mail to [myinvois@hasil.gov.my](mailto:myinvois@hasil.gov.my) for further queries and feedback

MANDATORY USE OF

**e-SERVICES**

via Mytax : <https://mytax.hasil.gov.my>

**STARTING ON 1<sup>st</sup> JANUARY 2024**