



TaxSnaps

Indirect Tax

VOLUNTARY DISCLOSURE AND AMNESTY PROGRAMME

An opportunity not to be missed!

To Participate or Not To Participate?

If you are contemplating on participating in this Indirect Tax Voluntary Disclosure and Amnesty Programme (“VDA Programme”) in exchange for the incentives that are being offered, but unsure on whether to participate in the programme or not, we have come up with a couple of scenarios that may assist you in your decision-making.

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Who should participate?

Your company is a Multinational Enterprise or a Company with a high level of Corporate Governance.

You are unsure and concerned about your indirect tax compliance obligations in the past and feel something is amiss.

You would like to “seize” this opportunity and –

- ensure that the right amount of indirect taxes were declared in the past; and
- make the appropriate filing now in the event of misfiling, incorrect filing or non-filing, etc.

How can we assist you?

We have come-up with a 2-step approach to assist you with your indirect tax concerns.

Step 1 | Undertake a “HEALTH-CHECK”

- We will conduct a broad “health-check” review on whether the Company is indirect tax compliant and the general level of accuracy and completeness of documentation.
- We will discuss our findings with Management to determine the next course of action, and based on the said findings, make the appropriate recommendations.
- If the decision is to move to Step 2, we will outline the course of action needed to regularise matters, the documentation needed, and the desired approach to avail the company of what is offered under the Programme.



Step 2 | Approach Royal Malaysian Customs Department to Regularise it

- We will liaise with the Royal Malaysian Customs Department (“Customs”) on your behalf and be involved in the process of preparing the relevant documents for submission purposes (including Indirect Tax Return Forms, if any) as required under the VDA Programme
- We will negotiate the best possible outcome with Customs for your organisation
- We will continuously brief Management of the progress of the case, and take instructions on how your organisation wishes to proceed on all material matters

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Areas Of Concern

The various areas of indirect taxes that might be of concern

Sales Tax	Service Tax	GST	Import Duty Export Duty	Others
Sales Tax 1.0 Sales Tax 2.0	Service Tax 1.0 Service Tax 2.0 Imported Service Tax Digital Service Tax			Tourism Tax Excise Duty Departure Levy

Areas of concern:

- whether your business is appropriately registered for the relevant indirect tax licenses
- whether you have accounted for the correct indirect taxes
- whether appropriate past GST input tax claims were made
- whether you have calculated imported service tax/GST accordingly
- whether the conditions for indirect tax exemptions are complied with
- whether the correct HS tariff codes are applied
- whether other indirect tax issues are in compliance, etc.

Here at Baker Tilly Malaysia, we practice the highest levels of integrity and confidentiality. We have established a dedicated contact to handle any enquiries you may have. Do contact Mr Anand Chelliah at anand.chelliah@bakertilly.my or Ms Sandra Saw at sandra.saw@bakertilly.my for a discussion in strictest confidence.

For the full details of the VDA Programme including the incentives being offered by the relevant authorities for participation in the said programme, please refer to our earlier TaxSnaps dated 4 January 2022 [HERE](#).

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