

INCOME TAX ACT 1967

Income Tax (Deduction for Contribution to Retirement Fund) Rules 2010

In exercise of the powers conferred by paragraph 154(1)(b) of the Income Tax Act 1967 [Act 53], the Minister makes the following rules:

Citation and commencement

1. (1) These rules may be cited as the **Income Tax (Deduction for Contribution to Retirement Fund) Rules 2010**.

(2) These Rules are deemed to have effect from the year of assessment 2003 and subsequent years of assessment.

Interpretation

2. In these Rules, “company” means a company incorporated under the Companies Act 1965 [Act 125] and resident in Malaysia.

Deduction

3. (1) In ascertaining the adjusted income of a company from its business in the basis period for a year of assessment, there shall be allowed as a deduction expenses incurred by that company in respect of contribution made by the company to the retirement fund established under the Retirement Fund Act 2007 [Act 662], in relation to a member of the public service who has been conferred with pensionable status and given the approval by the Public Service Department to be seconded to and serve in the company.

(2) For the purpose of subrule (1), the deduction shall be allowed to the extent of the amount of contribution not exceeding nineteen per cent of the actual last drawn monthly salary received by the member of the public service before his employment in the company.

Made 25 January 2010

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Dato’ Seri Haji Ahmad Husni bin Mohamad Hanadzlah
Second Minister of Finance

[To be laid before the Dewan Rakyat pursuant to subsection 154(2) of the Income Tax Act 1967]