

# **INCOME TAX (EXEMPTION) (NO.4) 2013 (AMENDMENT) ORDER 2021**

PU (A) 477  
24 December 2021

IN exercise of the powers conferred by paragraph 127(3)(B) of the Income Tax Act 1967 [Act 53], the Minister makes the following order:

## **CITATION AND COMMENCEMENT**

**1(1)** This order may be cited as the Income Tax (Exemption)(No.4) 2013 (Amendment) Order 2021.

**1(2)** This Order is deemed to have effect from the year of assessment 2013.

## **AMENDMENT OF PARAGRAPH 2**

**2** Paragraph 2 of the Income Tax (Exemption) (No.4) 2013 [P.U (A) 28/2013], which is referred to as the “principal Order” in this Order, is amended in subparagraph 2(1)-

- a) in the definition of “building”, by substituting for the word “a” the word “any”; and
- b) in the national language text, in the definition of “pelupusan”, by substituting for the word “layanan” the words “penarikan balik”.

## **AMENDMENT OF PARAGRAPH 4**

**3** Paragraph 4 of the principal Order is amended-

- a) in subparagraph (1)(a), by substituting for the word “2022” the words “2025”; and
- b) in subparagraph (2) –
  - i. by inserting after the word “business” the words “or activity”; and
  - ii. by substituting for the words “3(1)(a)” the words “4(1)(a)”.

## **AMENDMENT OF PARAGRAPH 5**

**4** The principal Order is amended by substituting for paragraph 5 the following paragraph:

“5. (1) Subject to subparagraph (2), for the purpose of this Order, the Income Tax (Property Development) Regulations 2007 [P.U(A) 277/2007] shall apply to the Income of the approved developer derived from the business referred to in subparagraph 4(1)(a).

(2) Regulation 6 of the Income Tax (Property Development) Regulation 2007 is not applicable to income of the approved developer derived from the business referred to in subparagraph 4(1)(a) who carries on property development project using the build then sell method”.

## **AMENDMENT OF PARAGRAPH 6**

**5** Paragraph 6 of the principal Order is amended-

- a) in the national language text, by substituting for the words “perenggan 3(1)(a) and (b) dan apa-apa aktiviti atau perniagaan” wherever appearing the words “subsubperenggan 4(1)(a) atau (b), dan apa-apa perniagaan atau aktiviti yang lain”;
- b) in the English language text, in subparagraph 6(1), by substituting for the words “paragraph 3(1)(a) or (b), and other activity or business” the words “subsubparagraph 4(1)(a) or (b), and any other business or activity”; and
- c) in the English language text, in subparagraph 6(2), by substituting for the words “paragraph 3(1)(a) or (b) and other activity or business” the words “subsubparagraph 4(1)(a) or (b), and any other business or activity”.

## **AMENDMENT OF PARAGRAPH 8**

**6** The principal Order is amended-

- a) in paragraph 8, by substituting for the words “3(1)(b)” the words “4(1)(b)”;
- b) in the national language text, in subparagraph 8(a), by substituting for the words “aktiviti yang disebut dalam subperenggan “3(1)(b)” the words “aktiviti itu yang disebut dalam subsubperenggan 4(1)(b);
- c) in the English language text, in subparagraph 8(a), by substituting for the words “that activity referred to in paragraph 3(1)(b)” the words “the activity referred to in subsubparagraph 4(1)(b)”;
- d) in the national language text, in subparagraph 8(b), by substituting for the words “aktiviti yang disebut dalam subperenggan 3(1)(b) itu” the words “aktiviti itu yang disebut dalam subsubperenggan 4(1)(b)”;
- e) in the English language text, in subparagraph 8(b), by substituting for the words “that activity referred to in subsubparagraph 3(1)(b)” the words “the activity referred to in subsubparagraph 4(1)(b)”.