

# PETROLEUM (INCOME TAX) (ACCELERATED CAPITAL ALLOWANCES) (MARGINAL FIELD) (AMENDMENT) RULES 2014

PU (A) 58  
27 February 2014

IN exercise of the powers conferred by paragraph 83(1)(a) of the Petroleum (Income Tax) Act 1967 [Act 543], the Minister makes the following order:

## CITATION AND COMMENCEMENT

1(1) This order may be cited as the **Petroleum (Income Tax) (Accelerated Capital Allowances) (Marginal Field) (Amendment) Order 2014**.

1(2) This Order is deemed to have come into operation on 30 November 2010.

## SUBSTITUTION OF RULE 8

2 The Petroleum (Income Tax) (Accelerated Capital Allowances) (Marginal Field) Rules 2013 [P.U. (A) 119/2013] are amended by substituting for rule 8 the following rule:

**"8(1)** These Rules shall not apply to a chargeable person in a basis period for a year of assessment—

(a) where the chargeable person—

- i. carries on petroleum operations in the Joint Development Area;
- ii. carries on petroleum operations in area under any agreement or arrangement made by the Government with the government of any territory outside Malaysia for the joint exploration and exploitation of petroleum in overlapping areas; or
- iii. has incurred qualifying plant expenditure on the asset which are planned to be used for the purposes of petroleum operations in both marginal and non-marginal field; or

(b) in relation to—

- i. a field; or
- ii. an area in respect of a deep water project

where the chargeable person has been granted an investment allowance under the Petroleum (Income Tax) (Investment Allowance) Regulations 2013 [P.U. (A) 120/2013] relating to such field or area.

**8(2)** Where in the basis period for a year of assessment the accumulated production of petroleum in a marginal field of a chargeable person, from the first basis year petroleum is produced to that year of assessment, is in excess of thirty million stock tank barrels of crude oil or in excess of five hundred billion standard cubic feet of natural gas, these Rules shall not apply to that chargeable person in respect of an income acquired in that basis period for that year of assessment and subsequent years of assessment."