



MALTA
INSTITUTE
OF TAXATION

**MIT Short Course on
PERSONAL
TAXATION**

**December 2022 –
February 2023**

MIT Short Course on Personal Taxation

The MIT Short Course on **Personal Taxation** seeks to consolidate various aspects of Malta income tax in the context of individual tax payers, as well as social security and certain immigratory considerations. The lecturers, with numerous years of professional experience, will be covering topics which commence from the basis of taxation to individuals from a Malta income tax perspective and the charging provisions in terms of the Income Tax Act.

Schemes in terms of the Malta income tax act and which confer a special tax status to qualifying beneficiaries along with aspects from an international tax perspective will also be covered. This course is aimed at providing professionals and students alike a thorough oversight of the various aspects which come into play when assisting individual tax payers.

Programme Description: The programme covers the following 9 topics over 12 lectures:

1. **Basis of Taxation:** Residence and Ordinary Residence, as well as Domicile, including reference to case law and relevant judgements; Article 4 ITA as the charging provision, and the way in which the source and remittance basis of taxation is applied thereto; the remittance basis of taxation as well as the CfR guidance issued thereon, along with relevant practical examples.
2. **The Charging Provisions:** The Charging Provisions in terms of the Income Tax Act, in the context of Individuals – namely Article 4(1)(a) and Article 4(1)(b) of the ITA; Badges of trade; Permissible deductions for individuals, including individuals in a trade, business, profession or vocation; Pensions and annuities – in the context of Malta resident individuals and non-resident individuals and Article 12(1)(h) of the ITA.
3. **Fringe Benefits:** The Fringe Benefits Rules, Subsidiary Legislation 123.55 of the Laws of Malta, considering the provider of a benefit, circumstances which give rise to the provision of a benefit, and the timing; Various benefits in relation to motor vehicles, including private use of a vehicle, vehicle allowances, and the calculation of the benefit; Private use of property, movable and immovable, and the calculation of the benefit; Beneficial loan arrangements; Provision of hospitality and the calculation of the benefit; Share option schemes, and the disposal of shares acquired through share option and share award schemes; Reimbursement of private expenses; as well as Exempt benefits.

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4. **Tax Compliance:** The Final Settlement System, including compliance therewith in the context of Article 4(1)(b) income; Tax statement and tax return; Completing a tax return; Tax rates and joint computations, including responsible spouse; Imputation workings in tax return and the inclusion of dividend income; and Payroll.
5. **Special Schemes:** Part Time Rules; Rental Income TA24; Highly Qualified Persons Rules; Qualifying Employment in Innovation and Creativity (Personal Tax) Rules; Qualifying Employment in Maritime Activities and the Servicing of Offshore Oil and Gas Industry Activities (Personal Tax) Rules; Aviation rules; Investment expatriate rules
6. **International Tax Considerations:** International tax aspects; Article 1, 3 and 4 OECD MTC, including MLI considerations; Dual residence case studies; Articles 14, 15 and 16 including Article 5 given the need to refer to PE definition for Article 15; Article 17,18,19 and 20; OECD COVID guidance; implications on the employer – shadow payroll, PE, domestic regulations
7. **Social Security:** Social security and Regulation 883/2004 on the coordination of social security systems; Posted Workers Directive; The Intra-Company Transfers Directive; as well as Key Employee Initiative.
8. **Trusts:** This topic shall delve into issues surrounding trusts from the perspective of individuals; The Malta income tax implications of settlements on trusts; Implications on beneficiaries from a Malta income tax perspective on distributions from a trust; Implications on beneficiaries from a Malta income tax perspective on capital gains derived upon the transfer of a beneficial interest in a trust.
9. **Case Studies**

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WHO SHOULD SIGN UP FOR THE MIT SHORT ON PERSONAL TAXATION?

This course is suitable for professionals within finance and tax, as well as students reading for an accounting or legal degree or equivalent certification.

PROGRAMME DETAILS

- **12 lectures** (2 hours each) between December 2022 and February 2023 at 1700hrs to 1900hrs
- **Online**
- **24** Core CPE Hours
- **A Certificate of Attendance** will be given to attendees.
- **No assessment**
- **Option** to follow the **full programme** (12 lectures) or any lecture of interest. Lectures 3 & 4, Lectures 6 & 7 and Lectures 8 & 9 must be taken as a group.
- **Fee:**
 - Full Course: MIT Member €400; Non-Members €600; Students €300
 - One Lecture: MIT Member €40; Non-Members €60; Students €30
 - Set of Two Lectures: MIT Member €80; Non-Members €120; Students €60

Lecture Timetable

DATE	DETAILS		
7 December 2022	Lecture 1	Basis of Taxation	Rebecca Diacono
14 December 2022	Lecture 2	The Charging Provisions	Elaine Marie Debono
4 January 2023	Lecture 3	Fringe Benefits (Part 1)	Annamaria Mifsud
9 January 2023	Lecture 4	Fringe Benefits (Part 2)	Annamaria Mifsud
11 January 2023	Lecture 5	Tax Compliance	Kenneth Cremona
16 January 2023	Lecture 6	Special Schemes (Part 1)	Rebecca Vella
18 January 2023	Lecture 7	Special Schemes (Part 2)	Rebecca Vella
23 January 2023	Lecture 8	International Tax Considerations (Part 1)	Luca Pace & Chris Curmi
25 January 2023	Lecture 9	International Tax Considerations (Part 2)	Luca Pace & Chris Curmi
30 January 2023	Lecture 10	Social Security	James Bonavia
1 February 2023	Lecture 11	Trusts	Christian Vella
6 February 2023	Lecture 12	Case Studies	VARIOUS

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