



Tax Incentive For Angel Investor

**The Angel Investment Tax Incentives That Could
Save You Hundreds of Thousands**



Tax Incentive 税务优惠

- Tax exemption in respect of his aggregate income for the basis period for a year of assessment, in the second year of assessment following the year of assessment (YA) in which an investment is made

给予天使投资人的奖励是对其在一个评估年度的总收入，在投资后的第二个评估年度内免税

- Tax exemption allowed per annum = amount of investment made or RM500,000, whichever is the lower.

每年允许的免税额为投资额或500,000令吉，以较低者为准。

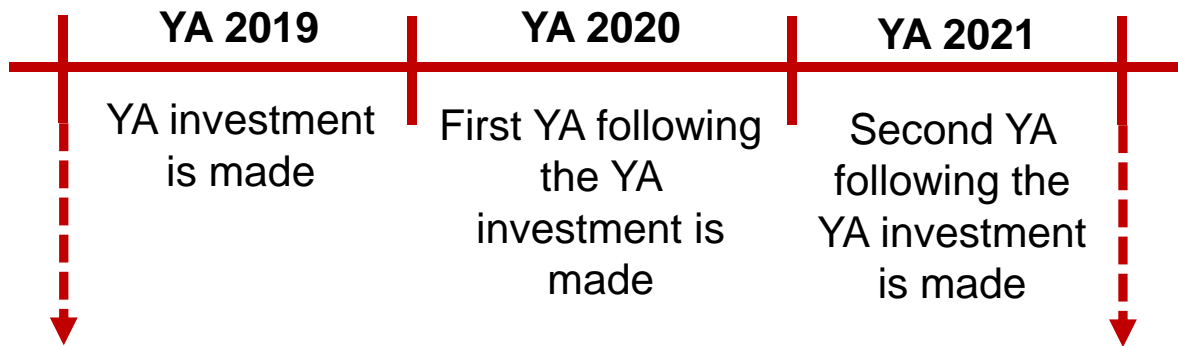


- If the amount of investment > the aggregate income (basis period of YA), the excess amount of investment is disregarded.

In other words, the excess amount of investment will not be refunded or be available as a credit to set off his tax liability for subsequent years of assessment.

如果投资额超过天使投资人在投资年度的总收入，则不计入有效投资额。换言之，超出的投资额将不会被退还，也不能在以后的纳税年度中作为抵扣。

Illustration;



Date of investment
1.1.2019

Eligible for tax exemption if
investment made is not disposed
of before 31.12.2020



Angel Investor – Criteria

- Must be resident in Malaysia

必须是大马居民

- Either considered a High Net Worth Individual or High Income Earner

高净值人士或高收入者

- High Net Worth Individual – Total wealth or net personal assets of RM3 million and above or its equivalent in foreign currencies

财富总额或个人净资产300万令吉及以上或等值外币

- High Income Earner – The gross annual income of not less than RM180k in the preceding 12 months; or jointly with one's spouse, a gross amount total annual income of RM250k in the preceding 12 months

前12个月的年收入总额不少于180万令吉；或与配偶共同在前12个月的年收入总额为250万令吉



Angel Investor – Criteria



- Sources of income is not derived solely from business
其收入来源不仅仅来自商业
- Investment is solely to finance activities of investee company and the amount shall not be more than 30% of the total paid-up share capital of the investee company
其投资仅是经财政部批准用于该被投资公司的融资活动的唯一目的和投资不得超过被投资公司实缴资本总额的30%
- Must not have family relationship with investee company
不得与被投资公司有亲属关系



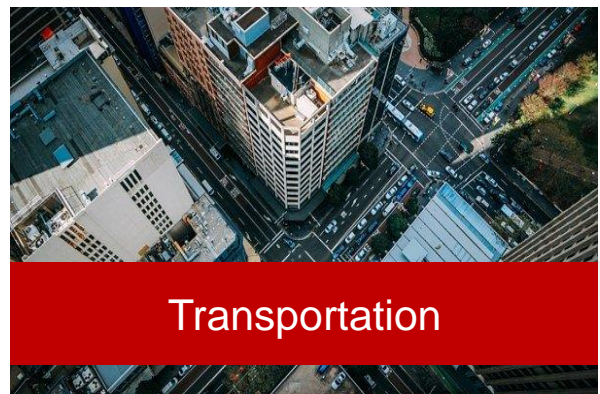
Investee Company – Criteria



- It must be incorporated in Malaysia
必须在马来西亚注册
- At least 51% of the company's issued share capital is directly owned by a shareholder who is a Malaysian citizen
公司至少51%的已发行股本由马来西亚公民的股东直接拥有
- Cumulative revenue less than RM5 million and has been in operation for 3 years or less (based on the latest financial year result upon application)
累计利益不高于5百万令吉，跟踪记录少于三年（申请时依据最新的财政报告）
- Must carry on activities as approved by the Minister of Finance
必须开展财政部长批准的活动

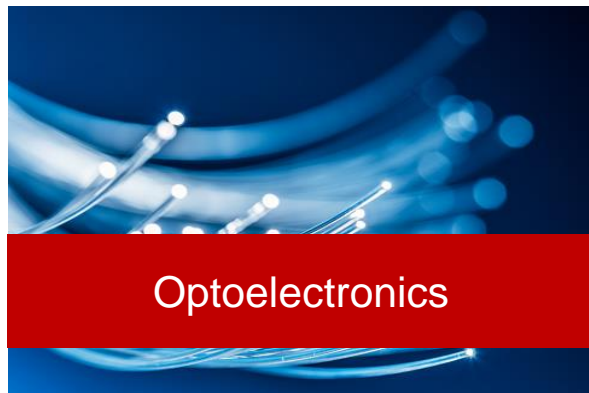
1

Approved Activities



2

Approved Activities



Condition 条件



- The investment must not be disposed of (fully or in part) within two (2) years from the date the investment is made
自投资之日起两(2)年内不得变卖(全部或部分)该投资
- The conditions specified by the Minister of Finance in the approval letter for the investment have been complied with.
必须遵守财政部长在投资批准书中规定的条件





Angel Tax Incentive Office (ATIO), a unit under Cradle Fund Sdn Bhd (Cradle).



Application Form 申请表格



Angel Investor

https://mban.worxflo.com/public_forms/6c87c0xhHrbqjheZ



Investee company

https://mban.worxflo.com/public_forms/mnzCzGs1fDx7Fds6



Supporting documents - Angel investor

i. High income earners 高收入者

- Photocopy of your NRIC
身份证的复印件
- Copy of your latest e-BE Form
最新的e-BE表格的副本
- Processing fee
手续费

ii. High Net Worth Individuals 高净值人士

- Photocopy of your NRIC
身份证的复印件
- Documents of assets amounting to no less than RM 3 million (Bank statements, Property S&P forms, share holdings, etc.)
资产文件金额不少于RM3m (银行对账单, 资产, 单位信托, 股份, 实物投资等)
- Processing fee
手续费



Supporting documents - Investee company



- Form 24
- Form 9
- Form 49
- Form 13 (if necessary)
- Form 32A (if necessary)
- Memorandum and Articles of Association
- Relevant agreements with regards to business
- Financial Statements (audited and drafted)
- Executive Summary
- Copy of Minutes of the First Board Directors Meeting
- Account Statement (profit & loss)
- Processing Fee



F A Q

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1

CAN I INVEST MORE THAN ONE COMPANY AT ONE TIME?
我可以在同一时间投资多家公司吗？

Ans: Yes, you can invest in more than one company per year but the maximum investment approvals per annum is 5 only. The minimum amount per investment is RM5k and up to a maximum of RM500k investment per annum in total.

是的，您可以每年投资超过一家公司，但每年最多只能批准5家公司的投资。每项投资的最低金额是**RM5k**，而每年的投资总额最多可以达到**RM500k**

2

HOW LONG IS THE INVESTOR'S ACCREDITATION PERIOD?

投资者的授权期限

Ans: Angel investor's accreditation period is valid for two (2) years. However, it can be renewed if required.

天使投资人的认证有效期为两年。但如果需要，可以续期



F A Q ?

3

HOW LONG DOES IT TAKE FOR THE ANGEL INVESTOR TO QUALIFY FOR TAX EXEMPTION?

天使投资人需要多长时间才能获得免税资格？

Ans: The investment is qualified for tax exemption on 3rd year of his/her shareholding. For example, if an investment is made in the year 2020, the investor will be able to claim for tax exemption when he or she files for their tax returns in the year 2022.

该项投资在其持股的第三年获得免税资格。例如，如果投资是在2020年进行的，投资者在2022年报税时就可以申请免税

4

IS THERE ANY POST-INVESTMENT CONDITION?

是否有任何投资后的条件？

Ans: Yes, the investee company must have business activities in Malaysia for at least two (2) years after the investment is made.

是的，被投资公司在投资后必须在马来西亚有至少两年的商业活动



F A Q



5

ASIDE FROM CASH, CAN I MAKE IN-KIND INVESTMENTS?

Ans: No. All investments must be made in cash.

不，所有投资都必须以现金进行。

6

HOW LONG IS THE VALIDITY PERIOD OF AN INVESTEE COMPANY'S CERTIFICATION?

投资公司证书的有效期是多长？

Ans: The validity period of an investee company's certification is only one (1) year and renewable annually

被投资企业的证书有效期仅为一年，每年可更新。

7

HOW LONG IS THE PROCESSING TIME FRAME FOR INVESTEE COMPANIES?

投资公司的处理时间有多长？

Ans: 21 days, processing will only commence once the complete documentation is submitted and the processing fee payment has been made.

21天，只有在提交完整的文件并支付了手续费后，才开始处理。



F A Q

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8

WHEN IS THE INVESTMENT'S QUALIFYING PERIOD? 投资的有效期是什么时候?

Ans: The angel tax incentive is open for qualifying investments made from 1 January 2013 to 31 December 2023.

天使税收优惠政策对2013年1月1日至2023年12月31日的合格投资开放。

9

WHAT HAPPENS IF THE INVESTMENT GONE WRONG HALFWAY THROUGH THE INVESTMENT PERIOD?

如果投资在半途出错会怎样?

Ans: The risks are to be borne by both the investors and the investee company. However, the tax exemption is still applicable for the investors on the 3rd year of his/her shareholding.

风险由投资者和被投资公司共同承担。但是，投资者在其持股的第三年仍可享受免税待遇。

Reference List 参考处



http://lampiran1.hasil.gov.my/pdf/pdfam/PR_11_2015.pdf

<https://mban.com.my/angel-tax-incentive/>

<https://www.cradle.com.my/products/angel-tax-incentive/>



For more clarification, please contact us!
欲了解更多详情，赶快与我们联系吧！

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