

TAXATION Knowledge list

Based on CA2025 Competency Framework

Cut-off date:

The cut-off date for taxation legislation examinable in the Initial Test of Competence (ITC) for 2025 is as follows:

Amendments promulgated by 31 January 2024* and which are effective for the 2024 year of assessment. In other words, all amendments effective for years of assessment 2025 or later are not examinable. Therefore, the 2025 ITC will assess individuals with a 2024 year of assessment and non-natural persons with a December 2024 year of assessment (or earlier). If a withholding tax rate is changed in the Budget Speech in February 2024, the new rate will be provided in the ITC.

** SAICA reserves the right to change this to a later date should the relevant legislation not be promulgated before this date*

Monetary changes will be provided in the information or required if applicable.

Regulations and binding general rulings

Regulations and binding general rulings included in the SAICA Student Handbook are examinable.

Interpretation Notes

Interpretation Notes will not be included in the SAICA Student Handbook, but to the extent that an Interpretation Note creates a practice generally prevailing (refer to section 5 of the Tax Administration Act), the relevant extract will be provided in the exam.

TAXATION Knowledge list

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	INCLUDED	
	The decision to keep a provision for assessment in the ITC is based on whether the following is true for an entry level CA:	
	Practical, prevalent and relevant	
	EXCLUDED	
	The decision to scope out (for exam purposes) a provision for assessment in the ITC is based on the following:	
	1. Specialised in nature	
	A provision (or part thereof) is excluded if	
	- its nature is considered specialised (as specified in the broad area exclusions).	
	- in relation to entities, situations, events, or transactions if the size or degree of complexity is not likely to be encountered by an entry level CA(SA).	
	2. Not prevalent	
	A provision (or part thereof) is excluded if it is not considered to be prevalent. Prevalence is guided by factors such as:	
	o frequency or how often it occurs in practice; and	
	o whether it is relevant in practice.	
	3. Duplication of principle	
	A provision (or part thereof) has also been excluded where the application or principles have already been addressed in another section that has already been included.	
	4. Cognitive overload	
	Certain industries and content are specifically excluded as the volume of knowledge is too great and/or complex to be covered in the academic programme OR such body of knowledge can be obtained when CAs(SA), as lifelong learners (an objective of the programme) use their life-long learning skills to continue to acquire new knowledge as and when it is required for their specific role, either in the training programme or post-qualification.	
	BROAD AREAS EXCLUSIONS: Specialised in nature Any provision or reference to a listed broad area exclusion is thus excluded (some examples are provided, but are not exhaustive).	
	<i>Advance Pricing Agreements</i>	New ss76A to 76P
	<i>Association not for gain (VAT)</i>	
	<i>Associations as taxpayers</i>	
	<i>Banking industry: Banks as taxpayers (e.g. also s22(1)(b) and s24JB)</i>	
	<i>Barbaining council</i>	
	<i>Body Corporates (Sectional Title)</i>	
	<i>Collateral arrangements</i>	
	<i>Collective Investment Schemes as taxpayers (including hedge funds)</i>	
	<i>Communications Licence Conversions</i>	
	<i>Controlled foreign companies (CFC) other than identifying whether a company is a CFC as defined</i>	Definition added
	<i>Co-operatives as taxpayers</i>	
	<i>Custom Controlled Areas (VAT)</i>	
	<i>Designated entities (VAT)</i>	
	<i>Dividend Stripping (s22B and par 19 & 43A of the Eighth Schedule)</i>	
	<i>Domestic treasury management companies</i>	
	<i>Donor Funded Projects (VAT)</i>	
	<i>Farming: Pastoral, Agricultural or other farming operations (thus also s 5(10))</i>	
	<i>Films</i>	
	<i>Foreign Investment Entity</i>	
	<i>Funds (Pension/Provident/RAF/Benefit/etc.) as taxpayers</i>	
	<i>Gambling Providers as taxpayers</i>	
	<i>Government (local and foreign) and governmental institutions/bodies/organisations (e.g. also water services provider)</i>	
	<i>Grants and subsidies from governmental institutions/bodies/organisations</i>	
	<i>Headquarter Companies</i>	
	<i>Hedging instruments consisting of futures and options</i>	FCOC's now excluded (to bring in line with C4.2 in competency framework)
	<i>Hotel Keepers</i>	
	<i>Independent Power Producer Procurement Programme</i>	
	<i>Industrial Policy Projects</i>	
	<i>Insolvent Estates of a natural person</i>	
	<i>Insurers as taxpayers (both short-term and long-term insurers)</i>	
	<i>Land Reform Programmes</i>	
	<i>Micro Businesses (Turnover tax)</i>	
	<i>Mining (including rehabilitation companies and trusts; thus also s5(9))</i>	
	<i>Municipalities and Municipal Entities as taxpayers</i>	
	<i>National Key Points</i>	
	<i>Oil and Gas Companies</i>	
	<i>Operation of Cable and Wireless Businesses</i>	
	<i>Partnerships (local and foreign), including Public Private Partnerships and definition of qualifying investor</i>	
	<i>Political parties as taxpayers</i>	
	<i>Public Benefit Organisations (PBOs) as taxpayers</i>	

	<i>Railways and rolling stock</i>	
	<i>Recreational Clubs as taxpayers</i>	
	<i>REITs as taxpayers (including linked unit definition)</i>	
	<i>Security Lending Arrangements (e.g. also identical security definition and s22(4A) & (4B))</i>	
	<i>Share Block Companies</i>	
	<i>Share buy-back and rights issues in a <u>group context</u> (to align with the exclusion for financial reporting)</i>	Now excluded

	<i>Sharia Compliant Financing Arrangements</i>	
	<i>Shipping Industry (Local and International), excluding pleasure crafts</i>	
	<i>Small Business Funding Entities as taxpayers (including definition of small, medium or micro-sized enterprise)</i>	
	<i>Special Economic Zones (SEZs)</i>	
	<i>Sporting Bodies as taxpayers</i>	
	<i>Toll Road Operators</i>	
	<i>Trusts: Foreign, Special, Share Incentive Trusts and "qualifying investors"</i>	
	<i>Urban Development Zones (UDZs)</i>	
	<i>Venture Capital Companies</i>	
	<i>Welfare Organizations (VAT)</i>	
	BROAD AREAS EXCLUSIONS: Not prevalent	
	<i>Deceased estates of persons who died before 1 March 2016</i>	
	<i>Divorce orders granted prior to 1 March 2012</i>	
	<i>Pre-valuation date assets</i>	
	<i>Return of capital prior to 1 April 2012</i>	
	<i>Transfer of residence from company or trust before 31 December 2012</i>	
	BROAD AREAS EXCLUSIONS: Cognitive overload	
	<i>Debt funded assets (excluding trading stock) disposed of in prior year(s) and written off in current year of assessment</i>	Now excluded
	<i>Defined benefit plans and any corresponding tax consequences</i>	Now excluded
	<i>Interplay of s241 with para 43(1A) of the Eighth Schedule and other linked inclusions and deductions (see IN 101).</i>	Now excluded
	<i>Public sector funds</i>	
	<i>Value shifting arrangements</i>	
	BROAD AREA INCLUSIONS (From competency framework):	
	<i>Tax strategy (refer minimum content in A5.1)</i>	Level 1
	<i>Tax risk management (refer minimum content in A5.2)</i>	Level 1
	<i>Tax morality (refer minimum content in A5.3)</i>	Level 1
	<i>Tax landscape in South Africa (refer minimum content in E1.1)</i>	Level 1
	<i>Customs and Excise Act 91 of 1964 (Consumption tax base) - no provision is included in the knowledge list</i>	Level 1
	<i>Unemployment Insurance Contributions Act 4 of 2002 (Income tax base) - no provision is included in the knowledge list</i>	
	<i>Skills Development Levies Act 9 of 1999 (Income tax base) - no provision is included in the knowledge list</i>	
	<i>Interpretation of tax legislation (refer minimum content in E1.2)</i>	Levels differ
	<i>Donations tax, Estate duty and Trust</i>	Level 1
Reference	INCOME TAX ACT	
1(1) and 1(2)	<i>Definitions</i>	Yes
	Will be stated / amount given / or other qualifications	Yes
	<i>'average exchange rate' (will be given)</i>	Yes
	<i>'contributed tax capital' (figure for 'tainted' capital in terms of previous dividend definition will be stated)</i>	Yes
	<i>'funds': pension/provident/RAF/preservation funds (approved status will be given)</i>	Yes
	<i>'listed company' (all companies listed on JSE and/or Foreign Exchange)</i>	Yes
	<i>'listed share' (all shares listed on JSE)</i>	Yes
	<i>'living annuity' (draw-down amounts will be given, and it will be stated that it falls within the allowed percentages)</i>	Yes
	<i>'municipal value' (amount given)</i>	Yes
	<i>official rate of interest' (repo rate will be given)</i>	
	<i>'permanent establishment' (will be stated if applicable)</i>	Yes
	<i>'portfolio of a collective investment scheme' (approved status will be given)</i>	Yes
	<i>'prescribed rate' (rate given)</i>	Yes
	<i>'REIT' (approved status will be given)</i>	Yes
	<i>'remuneration proxy' (amount will be given)</i>	Yes
	<i>'resident' (number of days will be provided, and place of effective management will be stated)</i>	Yes
	<i>'retirement date' (date given)</i>	Yes
	<i>'retirement interest' (amount given)</i>	Yes
	CHAPTER I: ADMINISTRATION	
2	<i>Administration of Act</i>	No
3	<i>Exercise of powers and performance of duties</i>	No
3(4)	<i>Decisions subject to objection and appeal</i>	Yes
4	<i>Exercise of powers and performance of duties by Minister</i>	No
	CHAPTER II: THE TAXES	
	PART I: NORMAL TAX	
5	<i>Levy of normal tax and rates thereof</i>	Yes
6	<i>Normal tax rebates</i>	Yes
6A	<i>Medical scheme fees tax credit</i>	Yes
6B	<i>Additional medical expenses tax credit</i>	Yes
6C	<i>Solar energy tax credit</i>	Yes
6quat	<i>Rebate or deduction in respect of foreign taxes on income</i>	Yes
6quat(1C) & (1D)	<i>SA source income subject to foreign tax</i>	No
6quin	<i>Rebate in respect of foreign taxes on income from source within Republic</i>	No
7	<i>When income is deemed to have accrued/to have been received</i>	Yes
7	Low-interest loans to trust (i.e. only donations and interest-free loans are scoped in)	No
7(2)(a)	<i>Spousal donations solely/mainly to avoid tax</i>	No
7(4)	<i>Cross donations</i>	No
7(6)	<i>Retention of power to change beneficiary</i>	No

7(7)	<i>Ceding of income</i>	No
7(8)	<i>SA source income to non-resident beneficiaries (i.e. only foreign source income is scoped in)</i>	No
7(11)	<i>Minimum individual reserve</i>	No
7A	<i>Date of receipt or accrual of antedated salaries or pensions and of certain retirement gratuities</i>	No

7B	Timing of accrual and incurral of variable remuneration	Yes
7C	Loan, advance or credit granted to trust by connected person (cross-reference to preference share definition in s8EA is basic and included in scope)	Yes
7C(5)(b)	Vested interest	No
7D	Calculation of amount of interest	Yes
7E	Time of accrual of interest payable by SARS	Yes
7F	Deduction of interest repaid to SARS	Yes
8	Certain amounts to be included in income or taxable income	Yes
8(1)(a)(i)(cc), 8(1)(a)(iv) & (d) to (g)	Public officers and government employees	No
8(4)(b)	Actuarial surplus	No
8(4)(f)	Obsolete roll-over provision	No
8(4)(l)	Transfer of financial arrangement	No
8(4A)	No recoupment on deemed allowance	No
8A	Gains made by directors of companies or by employees in respect of rights to acquire marketable securities	No
8B	Taxation of amounts from broad-based employee share plan	No
8C	Taxation of directors and employees on vesting of equity instruments	Yes
8C(1)(b)(ii)	Linked with excluded s8B	No
8C(1A)	Special distribution rule	No
8C(2)(a)(i)(aa), 2(b)(i)(aa), (5), (6) & par (c) and proviso's to definition of "consideration" in 8C(7)	Anti-avoidance relating to non arm's length connected person transfers	No
8C(4)	Swaps	No
8E	Dividends derived from certain shares and equity instruments deemed to be income in relation to the recipients thereof	No (duplication of s8F principles)
8EA	Dividends on third-party backed shares deemed to be income in relation to recipients thereof	No
8F	Interest on hybrid debt instruments deemed to be dividends in specie	Yes
8F	Third-party backed instruments	No
8FA	Hybrid interest deemed to be dividends in specie	No
8G	Determination of contributed tax capital in respect of shares issued to a group company	No
9	Source of income	Yes
9(1), 9(2)(c), (d), (e), (f) & 4(c)	Royalties and know-how payments	No (duplication of interest principles)
9(1)(g) & (h)	Public officers and government employees	No
9(1)(l) & 9(4)(e)	Foreign exchange difference	No
9A	Blocked foreign funds	No
9C	Circumstances in which certain amounts received or accrued from disposal of shares are deemed to be of a capital nature	Yes
9C(2A)	Linked with excluded s12J	No
9C(3)	Anti-avoidance relating to connected persons and shares linked to immovable property	No
9D(1)	Controlled Foreign Company definition (ONLY to identify whether a company is a CFC in order to refer to a tax specialist for the tax implications)	Level 1
9H	Change of residence	Yes
9H	All provisions relating to s8A and s8B	No
9HA	Disposal by deceased person	Yes
9HB	Transfer of assets between spouses	Yes
9J	Interest of non-resident persons in immovable property	Yes
9K	Listing of security on exchange outside Republic	No
10	Exemptions	Yes
10(1)(c)	President and Foreign diplomats related	No
10(1)(gE)	Amount awarded by beneficiary fund	No
10(1)(gH)	Certain insurance pay-outs (similar to s10(1)(gl))	No (duplication of s10(1)(mB) principles)
10(1)(gJ)	Payments from certain funds to member of bargaining council	No
10(1)(hA)	Linked to excluded s23K	No
10(1)(iB)	Linked to detail in excluded s25BA	No
10(1)(k)(i) proviso (dd) - (kk)	Anti-avoidance relating to dividend schemes	No
10(1)(l) & (lA)	Royalties, Foreign entertainers and sportsperson	No (duplication of WHT principles)
10(1)(nC) & (nE)	Linked to excluded s8A and s8B	No
10(1)(nE)	Stop-loss provision for share incentive scheme	No
10(1)(o)(i) & (o)(iA)	Crew members	No (duplication of s10(1)(o)(ii) principles)
10(1)(o)(ii) Proviso B, 10(1)(p), (r)	Public officers and government employees	No
10(1)(y)	Government grants	No
10(5)	Disqualification from managing collective interests	No
10A	Exemption of capital element of purchased annuities (capital element will be given)	Yes
10A(3) - (11)	Actuarial computations	No
10B	Exemption of foreign dividends and dividends paid or declared by headquarter companies	Yes
10B(6) & (6A)	Anti-avoidance provision relating to share schemes	No
10(6A)	Dividends applied against deductible payments	No
10C	Exemption of non-deductible element of qualifying annuities	Yes
11	General deductions allowed in determination of taxable income	Yes
11(h)	Amount will be provided	Yes
11(j)	Question will state if IFRS 9 is applied or not and provide either the IFRS 9 loss allowance or days that debt is in arrears.	Yes
(f)(v), (vi) & proviso (dd) & (ee)	Linked to excluded s12D	No
11(gA)	Obsolete provision (not effective from 2004)	No
11(gD)	Government business licences	No
11(hB)	Linked to Petroleum Resources Development Act	No
11(lA)	Linked to excluded s8B	No
11(w)	Life-insurance premiums paid by employers	No
11A	Deductions in respect of expenditure and losses incurred prior to commencement of trade	Yes
11D	Research and Development	No

11F	Deductions in respect of contributions to retirement funds	Yes
11G	Deductions of expenses incurred in production of interest	Included to raise awareness of repeal of PN31 (effective from 1 January 2025)
12B	Deduction i.r.o. certain machinery, plant, implements, utensils and articles used in farming or production of renewable energy	Yes
12BA	Enhanced deduction i.r.o. certain machinery, plant, implements, utensils and articles used in production of renewable energy.	Yes
12C	Deduction in respect of assets used by manufacturers and in respect of aircraft and ships (Manufacturing (or similar) process will be stated)	Yes
12C(1)(bA)	<i>Automotive Production and Development Programme</i>	No
12D	<i>Deduction in respect of certain pipelines, transmission lines and railway lines</i>	No
12E	Deductions in respect of small business corporations (Manufacturing (or similar) process will be stated)	Yes
12F	<i>Deduction in respect of airport and port assets</i>	No
12H	Additional deduction in respect of learnership agreements (whether the agreement is a "registered learnership agreement", date of registration and NQF level will be given)	Yes
12K	<i>Exemption of certified emission reductions</i>	No
12L	<i>Allowance for energy efficiency savings</i>	No
12M	<i>Deduction of medical lump sum payments</i>	No
12N	<i>Deductions in respect of improvements not owned by taxpayer</i>	No
12NA	<i>Deductions in respect of improvements on property in respect of which government holds a right of use or occupation</i>	No
12T	Exemption of amounts received or accrued in respect of tax-free investments (It will be stated whether or not the investment meets the requirements to be a "tax free investment")	Yes
12T(8) & (9)	<i>Regulations and enforcement</i>	No
12U	<i>Additional deduction in respect of roads and fences in respect of production and renewable energy</i>	No
13	Deductions i.r.o. buildings used in a process of manufacture (Manufacturing (or similar) process will be stated) Furthermore, tax values and allowances of buildings erected prior to 1 January 1989 (2% rule) or during the 10% write-off period will be provided)	Yes
13(1A)	<i>Deemed allowances</i>	No
13ter	<i>Deductions in respect of residential buildings</i>	No
13quin	Deduction in respect of commercial buildings	Yes
13sex	Deduction in respect of certain residential units	Yes
13sept	<i>Deduction i.r.o. sale of low-cost residential units on loan account</i>	No
18A	Deduction of donations to certain organisations (It will be stated that the s18A receipt was obtained.)	Yes
18A(1A) - (2D), (3A), (3B), (4) - (7)	<i>Regulations, requirements, donations of immovable property, intangible assets and financial instruments, and fiduciary responsibilities of PBO's</i>	No
19	Concession or compromise in respect of a debt (context will indicate whether it is a commercial decision or a donation)	Yes
20	Set-off of assessed losses	Yes
20A	Ring-fencing of assessed losses of certain trades	Yes
20B	Limitation of losses from disposal of certain assets	Yes
21	<i>Deduction of alimony, allowance or maintenance</i>	No
22	Amounts to be taken into account in respect of values of trading stocks – other than listed below	Yes
22(1A)	<i>Transitional Sales Tax provision</i>	No
22(2A) & (3A)	<i>Construction contracts</i>	No
22A	<i>Schemes of arrangement involving trading stock</i>	No
23	Deductions not allowed in determination of taxable income	Yes
23(p)	<i>Cession of policy of insurance</i>	No
23A	<i>Limitation of allowances granted to lessors of certain assets</i>	No
23B	Prohibition of double deductions	Yes
23C	Reduction of cost or market value of certain assets	Yes
23C(2)	<i>Transitional Sales Tax provision</i>	No
23D	<i>Limitation of allowances granted in respect of certain assets</i>	No
23F(1)	Acquisition or disposal of trading stock	Yes
23F(2) - (3)	<i>Second anti-avoidance provision</i>	No
23G	<i>Sale and leaseback arrangements</i>	No
23H	Limitation of certain deductions	Yes
23I	<i>Prohibition of deductions in respect of certain intellectual property including amendments</i>	No
23K	<i>Limitations of deductions i.r.o. reorganisation transactions</i>	No
23L	<i>Limitations of deductions i.r.o. certain short-term insurance policies</i>	No
23M	<i>Limitations of interest deductions in respect of debt owed to persons not subject to tax under this chapter</i>	No
23N	<i>Limitations of interest deductions in respect of reorganisations and acquisition transactions</i>	No
23O	<i>Limitation of deductions by small, medium or micro-sized enterprises in respect of amounts received or accrued from small business funding entities</i>	No (duplication of s23(n) principles)
24	Credit agreements and debtors' allowance (gross profit method only)	Yes
24A	<i>Transactions whereby fixed property is or company shares are exchanged for shares</i>	No
24BA	Transactions where assets are acquired as consideration for shares issued	Yes
24C	Allowance in respect of future expenditure on contracts (The methods which must be used to make this determination will be given.)	Yes
24I	Gains or losses on foreign exchange transactions (For purposes of s24(10A), re-classifications may be ignored and full loan is assumed non-current)	Yes
24J	Incurral and accrual of interest	Yes
24J(1)	<i>'adjusted gain/loss on transfer or redemption of an instrument', 'alternative method', 'date of redemption', 'interest' (par (b) & (c)), 'interest rate agreement', 'lending arrangement', 'redemption', 'redemption payment', 'repurchase agreement', 'resale agreement', 'short selling', 'transfer price', 'yield to maturity' provisos.</i>	No
24J(3A), (4), (4A),	<i>Transfer or disposal of instruments</i>	No

24J(6)	<i>Instruments issued on or before 15 March 1995</i>	No
24J(7)	<i>More than one issuer/holder</i>	No
24J(8)	<i>Both issuer and holder of instrument</i>	No
24J(9) & (9A)	<i>Linked to excluded s24K and 24L</i>	No
24J(12)	<i>Demand instruments</i>	No
24K	<i>Incurral and accrual of amounts i.r.o. interest rate agreements</i>	No
24L	<i>Incurral and accrual of amounts i.r.o. of option contracts</i>	No
24M	<i>Incurral and accrual of amounts in respect of assets acquired or disposed of for unquantified amount</i>	Yes
24N	<i>Incurral and accrual of amounts in respect of disposal or acquisition of equity shares</i>	No
24O	<i>Incurral and accrual in terms of certain debts deemed to be in production of income</i>	Yes
24O(5)	<i>Linked to excluded s46 and s47</i>	No
25	<i>Taxation of deceased estates</i>	Yes
25A	<i>Determination of taxable incomes of permanently separated spouses</i>	Yes
25B	<i>Taxation of trusts and beneficiaries of trusts</i>	Yes
25D	<i>Determination of taxable income in foreign currency</i>	Yes
25D(2A)	<i>Hyperinflation</i>	No
25E	<i>Determination of contributed tax capital in foreign currency</i>	No
26A	<i>Inclusion of taxable capital gain in taxable income</i>	Yes
31	<i>Taxable income in respect of international transactions to be based on arm's length principle. Arm's length terms and conditions will be given along with whether entities are "associated enterprises"</i>	Yes
31(3) proviso	<i>Obsolete transitional rule</i>	No
31(4)(b)	<i>Linked with excluded intellectual property rules</i>	No
31(7)	<i>Equity loan (quasi equity) exemption</i>	No
33	<i>Assessment of owners or charterers of ships or aircraft who are not residents of the Republic</i>	No
35A	<i>Withholding of amounts from payments to non-resident sellers of immovable property</i>	Yes
35A(8) – (13)	<i>Administrative provisions</i>	No
37B	<i>Deductions i.r.o. environmental expenditure</i>	No
37C	<i>Deductions i.r.o. environmental conservation and maintenance</i>	No
37D	<i>Allowance i.r.o. land conservation i.r.o. nature reserves or national parks</i>	No
37F	<i>Determination of taxable income derived by persons previously assessable under certain other laws</i>	No
37G	<i>Determination of taxable income derived from small business undertakings</i>	No
	PART II: Special Provisions Relating to Companies	
38	<i>Classification of companies</i>	No
39	<i>Redetermination of company's status</i>	No
40A & 40B	<i>Conversions to a company</i>	No
40C	<i>Issue of shares or granting of options/rights for no consideration</i>	Yes
40CA	<i>Acquisition of assets in exchange for shares or debt issued</i>	Yes
	PART III: Special rules relating to asset-for-share transactions, substitutive share-for-share transactions, amalgamation transactions, intra-group transactions, unbundling transactions and liquidation distributions	
41	<i>General</i>	Yes
41(4)	<i>Deemed steps to liquidate, wind up or deregister,</i>	No
42	<i>Asset-for-share transactions</i>	Yes
42(1)	<i>"asset-for-share transaction" par (a) proviso (CIS), par (b) (foreign re-organisations); "qualifying interest" par (b) & (e)</i>	No
42(2)	<i>42(2)(a)(i)(bb) (foreign re-organisations); Proviso to 42(2)(b) (anti-avoidance)</i>	No
42(3A) proviso	<i>Anti-avoidance</i>	No
42(5) – (8)	<i>Anti-avoidance aspects</i>	No
43	<i>Substitutive share-for-share transactions</i>	No (duplication of other corporate reorganisation principles)
44	<i>Amalgamation transactions</i>	No (duplication of other corporate reorganisation principles)
45	<i>Intra-group transactions</i>	Yes
45(1)	<i>"intra-group transaction" par (b) (foreign re-organisations)</i>	No
45(3A) – (5)	<i>Anti-avoidance aspects</i>	No
45(6)(d)	<i>Linked to excluded s46</i>	No
46	<i>Unbundling transactions</i>	No (duplication of other corporate reorganisation principles)
46A	<i>Limitations of expenditure incurred in respect of shares held in an unbundling company</i>	No
47	<i>Transactions relating to liquidation, winding-up & deregistration</i>	No (duplication of other corporate reorganisation principles)
47A – 47K	PART IIIA Taxation of foreign entertainers and sportspersons	No (duplication of WHT principles)
48 – 48C	PART IV Turnover tax payable by micro businesses	No
49A – 49H	PART IVA Withholding tax on royalties	No (duplication of WHT principles)
50A – 50H	PART IVB Withholding tax on interest	Yes
S50D(1)(b), (c) & (d)	<i>Special entities and anti-avoidance</i>	No
50D(2)	<i>Anti-avoidance scheme</i>	No
50G	<i>Refund of withholding tax on interest</i>	No

	PART V Donations Tax	Level 1 (in competency framework)
54	Levy of donations tax	Level 1
55	Definitions for purposes of this Part	Level 1
56	Exemptions	Level 1
57	Disposals by companies under donations at the instance of any person	Level 1
57A	Donations by spouse married in community of property	Level 1
57B	<i>Disposal of the right to receive an asset which would otherwise have been acquired in consequence of services rendered or to be rendered</i>	Level 1
58(1)	Property disposed of under certain transactions deemed to have been disposed of under a donation	Level 1
58(2)	<i>Anti-avoidance linked with s8C</i>	Level 1
59	Persons liable for the tax	Level 1
60	Payment and assessment of the tax	Level 1
61	<i>Extension of scope of certain provisions of Act for purposes of donations tax</i>	Level 1
62	Value of property disposed of under donations	Level 1
64	Rate of donations tax	Level 1
	PART VIII Dividends Tax	
64D	Definitions (It will be stated that an entity is a 'regulated intermediary')	Yes
64E	Levy of tax	Yes
64EA	Liability for tax	Yes
64EB	<i>Deemed beneficial owners of dividends</i>	No
64F	Exemptions from tax i.r.o. dividends other than dividends comprising distributions of assets in specie	Yes
64F(2)	<i>Transitional rule</i>	No
64FA	Exemption from and reduction of tax i.r.o. dividends in specie	Yes
64FA(1)(c)	<i>Obsolete transitional rule</i>	No
64G	Withholding of dividend tax by co. declaring and paying dividends	Yes
64H	Withholding of tax by regulated intermediaries	Yes
64K	Payment and recovery of tax	Yes
64L	<i>Refund of tax i.r.o. dividends declared and paid by companies</i>	No
64LA	<i>Refund of tax in respect of dividends in specie</i>	No
64M	<i>Refund of tax i.r.o. dividends paid by regulated intermediaries</i>	No
64N	Rebate in respect of foreign taxes on dividends	Yes
	CHAPTER III GENERAL PROVISIONS	
	Part I Returns	
66	<i>Notice by Commissioner requiring returns for assessment of normal tax under this Act</i>	No
67	Registration as taxpayer	Yes
68	<i>Income and capital gain of married persons and minor children</i>	No (duplication of s7(10) principles)
	Part II A	
80A	Impermissible tax avoidance arrangements	Yes
80A(a)(ii) & 80A(c)(ii)	<i>Lack of commercial substance and misuse/abuse of the Act</i>	No
80B	Tax consequences of impermissible tax avoidance	Yes
80C - F	<i>Lack of commercial substance, Round trip financing, Accommodating or tax-indifferent parties, Treatment of connected persons and accommodating or tax-indifferent parties</i>	No
80G	Presumption of purpose	Yes
80H	Application to steps in or parts of an arrangement	Yes
80I-K	<i>Use in the alternative, Notice and Interest</i>	No
80L	Definitions (only relating to provisions in scope)	Yes
	Part III: Objections and Appeals	
88	Payment of tax pending objection and appeal	No
89 - 91	Part IV: Payment and Recovery of Tax	No
	Part VI: Miscellaneous	
102	Refunds and set off	No
103	Transactions, operations or schemes for purposes of avoiding or postponing liability for or reducing amounts of taxes on income	Yes
103(5)	<i>Cessions</i>	No
103(6)	<i>Transitional provision</i>	No
107	Regulations	No
108	Prevention of or relief from double taxation	Yes
	Treaties included: Mauritius and the UK will be printed in the SAICA Student Handbook. The interrelationship between domestic legislation and the following articles are included:	
	- Resident (article 4)	
	- Immovable property (rental and CGT) (articles 6 and 13)	
	- Business Profits (article 7(1)). Do not assume that a person carries on business through a "Permanent Establishment". It will be specifically stated if applicable.	
	- Dividends (article 10)	
	- Interest (article 11)	
	- Employment (article 14)	
	- Pensions (article 17)	
	- Elimination of double tax (article 21 (UK DTA) and article 22 (Mauritius DTA))	
	<i>DTAs must be read in conjunction with the Multilateral Convention to Implement Tax Treaty Related Measures to Prevent Base Erosion and Profit Shifting, but is not included in the knowledge list for this year.</i>	No
Second Schedule	Computation of gross income derived by way of lump sum benefits	Yes
	<i>Excluding ceded insurance policies</i>	Now excluded
Second Schedule	<i>Par 3B: Termination of trust</i>	No

Fourth Schedule	Amounts to be deducted or withheld by employers and provisional payments in respect of normal tax	Yes
Fourth Schedule	Exclusions (aa), (bb), (cc), (dd) Item A, and (ee) of the definition of "provisional taxpayer" & par (d), (f), (g)(i), (ii) & (iv) of the definition of "remuneration" in par 1.	No
Seventh Schedule	Benefits or advantages derived by reason of employment or the holding of any office (Relevant "retail market value" and par 12D cash equivalent of the fringe benefit value will be given)	Yes
Eighth Schedule	Determination of taxable capital gains and assessed capital losses (Paragraph 31 market values will be given)	Yes
Par 17	Forfeited deposits	Now excluded
Par 18	Disposal of options	Now excluded
Par. 35A	Disposal of certain debt claims	No
Par. 37	Assets of trusts and company	No
Par 38(2)	(a), (b), (c) & (f) that link to s8A, 8B, 10(1)(nE) & 37D	No
Par. 42	Short-term disposal and acquisitions of identical financial instruments	No
Par. 64B(2) - (6)	Disposal of interest in equity share capital of foreign co.	No
Par. 64C	Disposal of restricted equity instruments	No
Par. 68(1)	Attribution of capital gain to spouse mainly to avoid tax	No
Par. 71	Attribution of capital gain subject to revocable vesting	No
Par. 72	Foreign trusts and non-resident beneficiaries	No
	VALUE ADDED TAX ACT	
	The following is deemed to be practical, prevalent and relevant	
23	VAT Registrations (limited to invoice basis)	
18(1)	Pre-incorporation: Goods or services acquired before incorporation	
50	When taxpayers must register for VAT, including: separate branch registrations; and electronic services providers (it will be stated if an activity is an electronic service as envisaged)	
	Input tax	
9 & 10	When a vendor is entitled to claim an input (time and value)	
17(2)	Denied inputs	
	Output tax	
9 & 10	When a vendor is required to levy output tax (time and value)	
7	standard rated; and	
11	zero-rated (including Schedule 2 Parts B and C)	
12	Exempt supplies	
18(3)	Deemed supplies, only in relation to:	
8(8)	fringe benefits; and insurance pay-outs	
	Adjustments	
18(1)	Change of use, limited to either:	
18(4)	100% to 0% taxable supplies; or	
22	0% to 100% taxable supplies	
	Irrecoverable debts	
	Special rules relating to:	
54	Agents	
1 & 10(10)	Commercial accommodation	
1, 9(2)(a) & 10(4)	Connected persons	
1	Donations to PBO	
11	Exportation of goods and services (excluding s11(1)(a)(ii): exportation by recipient)	
	Fixed property	
11(1)(e)	Going concern, limited to mainly taxable supply scenarios.	New scope limitation
13	Importation of goods and services (excluding Schedule 1)	
9(3)(c) & 10(6)	Instalment Credit Agreements	
8(4)	Lay-by	
8(29), 9(12) & 18C	Leasehold improvements	
1, 16 and other	Second-hand goods	
18D	Temporary letting of residential property	
	Exit provisions	
8(2)	Ceasing to be a vendor	
Value-Added Tax Act	Adapted detail as per ITC 2024 Examinable pronouncements for added clarity	
1	Definitions	Yes
	(It will be stated if a service is an "electronic service" or a person is an "intermediary".) "association not for gain", "Controller", "customs authority", customs controlled area, customs controlled area enterprise, designated entity, par (b)(i) – (v) of the definition of "enterprise", proviso (vi), (viii), (x) - (xv) to the definition of "enterprise", paragraph (d) of the definition of "exported", foreign donor funded project", "grant", "inbound insurance policy", "international journey", "licenced customs and excise storage warehouse", "outbound insurance policy", "public authority", SEZ, SEZ operator", share block companies", share block control Act", Special Economic Zones Act, "storage warehouse", "welfare organisation"	No (proviso (xiv) and newly added (xv) of definition of enterprise added to the exclusion list - see bold emphasis)
2	Financial services, only debt security (c), issue, allotment or transfer of ownership of an equity security (d), provision of credit (f), provision of long-term insurance (i) and the issue, acquisition, collection, buying or selling or transfer of ownership of any cryptocurrency (o). Rest of section	Yes No
3	Determination of 'open market value'	Yes
4 - 6	Administration	No
7	Imposition of value-added tax	Yes
	7(3)	No
8	Certain supplies of goods or services deemed to be made or not made	Yes
	NEWLY inserted s8(8A) regarding reinstatements	No
	8(2A) – (2G), (5), (5A), (5B), (6), (13), (13A), (14)(b), (14A), (17) – (20), (22) – (24), the further proviso to (25),(26) & (28)	
8A	Sharia compliant financing arrangements	No

9	Time of supply <i>9(2)(d), (3)(e) & (f), 9(9), 9(10) and 9(11)</i>	Yes No
10	Value of supply of goods or services <i>10(4A), (8), (14), (17), (17A), (21A), (22B), (24), (25) & (27)</i>	Yes No
11(1)	Zero-rating (supply of goods) <i>11(1)(a)(ii), (b) - (d), (f), (g), (hA), (m), (mA), (n), (p), (r) - (v)</i>	Yes No
11(2)	Zero-rating (supply of services) <i>11(2)(g), (h), (j), (m), (n), (q), (s), (t), (u), (v), (x), (y)</i>	Yes No
11(3)	Principle	Yes
12	Exempt supplies <i>Sub-sections (b), (d), (e), (f), (k), (l) & (m)</i>	Yes No
13	Collection of tax on importation of goods, determination of value thereof and exemptions from tax <i>13(5) & (6)</i> <i>13(2B) Value will be provided</i>	Yes No
14	Collection of value-added tax on imported services, determination of value thereof and exemptions from tax <i>14(4)</i>	Yes No
15	Accounting basis <i>15(2)(a), 15(2A), (3) - (9)</i>	Yes No
16	Calculation of tax payable (excluding broad area exclusions, e.g. prizes and gambling)	Yes
17	Permissible deductions in respect of input tax <i>17(2)(a)(ix) & 17(2)(d)</i>	Yes No
18	Change in use adjustments (excluding ss 18(4)(a), 18(9) & 18(10)) ss 18(2) & 18(5)	Yes No
18A	Adjustments in consequence of acquisition of going concern wholly or partly for purposes other than making taxable supplies. (The ratio of taxable supplies will remain the same.)	Level 1 Yes, with scope limitation
18B	<i>Temporary letting of residential fixed property</i>	No
18C	Adjustments for leasehold improvements	Yes
18D	Temporary letting of residential property	Yes
19	Goods or services acquired before incorporation	Yes
20	Tax invoices	Yes
21	Credit and debit notes	Yes
22	Irrecoverable debts	Yes
23	Registration of persons making supplies in the course of enterprises <i>23(3)(b)(ii)(AA), (3A) & (5)</i>	Yes No
24	Cancellation of registration	Yes
25	<i>Vendor to notify change of status</i>	No
26	<i>Liabilities not affected by person ceasing to be vendor</i>	No
Part IV Returns, Payments and Assessments		
27	Tax period (category will be given) <i>27(2) - (5)</i>	Yes No
28 & 29	<i>Returns and payments of tax; Special records and payments</i>	No
31	<i>Assessments</i>	No
32	Part V: Objections to certain decisions or assessments	Yes
38 - 46	<i>Part VI and Part VII</i>	No
Part VIII Special Provisions		
50	Separate enterprises, branches and divisions <i>50(1) Proviso</i>	Yes No
50A	Separate persons carrying on same enterprise under certain circumstances deemed to be single person <i>Bodies of persons, corporate or un-incorporate (other than companies)</i>	Yes No
51	<i>Pooling arrangements</i>	No
52	Death or insolvency of vendor (excluding insolvency)	Yes
53	Agents (excluding auctioneers) (it will be clear from the information that there is an agent/principal relationship) <i>54(2A)(b)</i> <i>54(2C) (NEW section regarding agent supplying gold)</i>	Yes No No
54		
55 - 87	<i>Parts IX and X (Compliance and Miscellaneous)</i> (except for sections 64 & 65)	No
64 & 65	Prices deemed to include tax and prices advertised of quoted	Yes
66 - 87	<i>Miscellaneous</i>	No (was omitted on previous lists)
Schedule 1	<i>Exemption: Certain Goods Imported in the Republic</i>	No
Schedule 2	<i>Part A</i>	No
Schedule 2	Part B (Zero rate: Supply of goods consisting of certain foodstuffs)	Yes
Schedule 2	Part C (section 11(1)(w))	Yes

	Estate Duty Act	Level 1 (in competency framework)
	Transfer Duty Act – only the listed sections	
2(1)(b)	Imposition of Transfer Duty (value of the property will be given)	Yes
9	Only the following exemptions: 9(1)(e), (i) & (l), 9(15) & (15A)	Yes
	Securities Transfer Tax Act – only the listed section	
2	Imposition of tax (the taxable amount will be given)	Yes
8	Only the following exemptions: 8(1)(a), (h), (j), (n) & (r)	Yes
	Tax Administration Act	
	The following is deemed to be practical, prevalent and relevant	
22	Registration requirements	Yes

25	Submission of returns	Add to align with CFW
26	Third party returns	Add to align with CFW
29	Duty to keep records	Yes
91-93	Original, additional & reduced assessments	Yes
99	Period of limitation for issuance of assessments	Yes
102	Burden of proof	Yes
104	Objection against assessment or decision Government Gazette 37819 (Notice 550): "day" means a "business day" as defined in section 1 of the TAA and Rule 6 & 7 will be printed in the SAICA Student	Yes
164	Payment of tax pending objection or appeal	Yes
180	Liability of financial management for tax debt	Yes
208 - 220	Administrative non-compliance penalties (ss208 - 220), but <i>excluding reportable arrangement and mandatory disclosure penalty.</i>	Yes
221 - 224	Imposition of Understatement Penalty	Yes
234	Criminal offences relating to non-compliance with tax Acts	Yes
235	Evasion of tax and obtaining undue refunds by fraud or theft	Yes
236	Criminal offences relating to secrecy provisions	Yes
237	Criminal offences relating to filing return without authority	Yes
238	Jurisdiction of courts in criminal matters	Yes
239 - 243	Registration of Tax Practitioners and Reporting of unprofessional conduct	Yes
	All other provisions are excluded due to cognitive overload	

Principles from case law

The following principles apply for a court case to appear on the list:

Court cases clarifying terminology within the Income Tax Act and VAT Act in respect of any tax provision included in the knowledge list

Court cases changing prevailing practice and or interpretation of any tax provision included in the knowledge list

Any new additions to the list must be Supreme Court of Appeal Cases only – based on the above principles (i.e. only *ratio decidendi* principles – not obiter dictum).

It is up to each academic to decide which additional cases will be used as teaching aids. Marks will be for principles from these cases when relevant to a discussion. No marks will be awarded for the case names.

Relevant to the definition of “gross income” in s1(1)	
Words or phrase considered	Taxpayer
resident	Cohen Kuttel
amount	Brummeria Renaissance (Pty) Ltd Butcher Bros (Pty) Ltd
from a source within ...the Republic	Lever Brothers and Unilever Ltd
accrued to	People’s Stores (Walvis Bay) (Pty) Ltd Witwatersrand Association of Racing Clubs Lategan Mooi
received by	Geldenhuis MP Finance Group CC (In Liquidation) Pyott Ltd
of a capital nature – intention of company	Capstone 556 (Pty) Ltd (excl. transaction/scheme details)
of a capital nature – scheme of profit- making	Pick ‘n Pay Employee Share Purchase Trust
of a capital nature – mixed or dual intention	Stott Nel
of a capital nature – change in intention	Nussbaum Natal Estates Ltd Founders Hill (Pty) Ltd John Bell & Co (Pty) Ltd
of a capital nature – the nature of the ‘asset’	George Forest Timber Co Ltd Nel
Damages and compensation	WJ Fourie Beleggings Stellenbosch Farmers’ Winery Limited (25 May 2012)
the legality or otherwise of the business productive of Income	Delagoa Bay Cigarette Co Ltd MP Finance Group CC (in liquidation)
Relevant to section 11(a)	
Words or phrase considered	Name of the court case
Requirements in general and if income must be earned in the same year	Sub-Nigel Ltd
carrying on a trade	Burgess Scribante Construction (Pty) Ltd
in the production of income	Port Elizabeth Electric Tramway Co Ltd Joffe & Co (Pty) Ltd BP Southern Africa (Pty) Ltd v CSARS (2007) Provider Mobile Telephone Networks Holdings (Pty) Ltd