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**ADVANCED TAXATION
REVISION KIT**

**PAST EXAMINATION PAST PAPERS WITH
SUGGESTED ANSWERS**

TOPICALLY ARRANGED

**Updated With
DECEMBER 2025
Past Paper with Answers**

CONTENT	PAGE
PART A: PAST PAPERS QUESTIONS	
Topic 1: Taxation of business Partnership Business.....	11
Topic 2: Limited Companies.....	39
Topic 3: Value Added Tax administration.....	99
Topic 4: Tax investigations.....	116
Topic 5: Tax Dispute Resolution Mechanism.....	127
Topic 6: Taxation of cross border activities.....	132
Topic 7: Tax planning.....	143
Topic 8: Tax systems and policies.....	149
Topic 9: Professional practice in taxation.....	153
PART B: SUGGESTED ANSWERS AND SOLUTIONS	
Topic 1: Taxation of business Partnership Business.....	158
Topic 2: Limited Companies.....	192
Topic 3: Value Added Tax administration.....	247
Topic 4: Tax investigations.....	265
Topic 5: Tax Dispute Resolution Mechanism.....	274
Topic 6: Taxation of cross border activities.....	283
Topic 7: Tax planning.....	305
Topic 8: Tax systems and policies.....	315
Topic 9: Professional practice in taxation.....	324

TOPIC 2**LIMITED COMPANIES****QUESTION 1****December 2025 Question Three B**

Sparkle Oil Ltd. is an oil exploration company operating in Turkwel County. The following is the statement of profit or loss of the company for the year ended 31 December 2024:

	Sh. "000"
Revenue	500,000
Gain on sale of exploration assets	20,000
Royalty income	15,000
Interest income	<u>5,000</u>
	540,000
Operating expenses	(200,000)
Depreciation on exploration assets	(10,000)
Decommissioning provision expenses	(5,000)
Exploration and development costs	<u>(100,000)</u>
Operating profit	225,000
Other income	10,000
Other expenses	<u>(5,000)</u>
Net profit before tax	<u>230,000</u>

Additional information:

- Exploration and development expenditure included:
 - Penalties of Sh.6 million for violating environmental regulations during exploration activities.
 - Cost of constructing production facilities amounting to Sh.16 million in the development phase.
 - Expenses amounting to Sh.2 million spent on seismic studies but lacked e-Tims compliant invoices.
 - Expenses incurred on team-building of Sh.800,000.
- Cost of constructing production facilities, pipelines and storage tanks amounted to Sh.50 million.
- Machinery used for exploration including drilling rigs seismic equipment and exploration vehicles was Sh.30 million.

4. Interest on loans of Sh.14 million in respect to loan obtained for financing exploration and development activities. The loan was obtained from a bank where the company's debt to equity ratio was 1.5:1.
5. Gain on sale of exploration assets include a loss of Sh.3 million to a specific mining block whose expenditure had been ring fenced.
6. The company is considering selling a 30% stake in its Turkwel operations to a foreign investor at a net gain of Sh.180 million.
7. Royalties payment were made to the government for the right to extract oil amounting to Sh.16 million included in operating expenses.

Required:

- (i) Prepare a statement of adjusted taxable profit or loss for the year ended 31 December 2024. (8 marks)
- (ii) Compute corporate tax payable, if any, for the year ended 31 December 2024. (2 marks)
- (iii) Explain the tax implication in relation to the following two transactions of Sparkle Oil Ltd.:
 - The proposed indirect transfer of 30% stake in the Sparkle Oil Ltd. (1 mark)
 - The loan obtained from a bank where the company's debt to equity ratio was 1.5:1. (1 mark)

QUESTION 2**December 2025 Question Four C**

You are a senior tax consultant at Smart Tax Consultants. Your firm has been appointed by the board of Speed Bank Ltd., a Tier II commercial bank to conduct a tax compliance review ahead of a scheduled Revenue Authority Audit for the year ended 31 December 2024:

The following data was extracted from the bank's trial balance for the year ended 31 December 2024:

	Sh."000"
Interest income from customer loans	480,000
Interest income from treasury bonds	65,000
Interest income from interbank placements	18,000
Fees and commission income	44,000
Shopping mall lease rental income	8,400
Loss on disposal of assets	15,000
Treasury bills discount income	7,000
Loss on disposal of investment securities	4,800
Staff salaries and wages	12,400
Depreciation and amortisation	32,000

SAMPLE WORK

PART B

0728 776 317

SUGGESTED

SOLUTION AND ANSWERS

TOPIC 2

LIMITED COMPANIES

QUESTION 1

December 2025 Question Three B

Statement of adjusted taxable profit or loss for the year ended 31 December 2024

Details	Sh. "000"	Sh. "000"
Net Profit as per accounts		230,000
<i>Add: Non-allowable expenses</i>		
Depreciation (Non-cash/Accounting policy)	10,000	
Decommissioning provision (Provision not yet incurred)	5,000	
Environmental penalties (Fines for law violations)	6,000	
Capital expenditure: Production facilities (W1)	16,000	
Expenses without e-Tims invoices (Non-compliant)	2,000	
Ring-fenced loss on exploration assets (W5)	<u>3,000</u>	<u>42,000</u>
		272,000
<i>Deduct: Investment allowance</i>		
Interest income (Subject to WHT as final tax)	(5,000)	
Gain on sale of exploration assets (Capital gain)	(20,000)	<u>(25,000)</u>
Adjusted profit before capital allowances		247,000
<i>Less: Capital Allowances (Extractive Industry)</i>		
<i>Petroleum Capital Allowance (PCA)</i>		
Total Production facilities (50M+16M=66M) @ 20%	(13,200)	
Exploration Machinery (30M) @ 20%	(6,000)	
<i>Exploration/Development Costs</i>		
Allowed Exploration costs (100M-6M-16M-2M-0.8M)	<u>(75,200)</u>	<u>(94,400)</u>
Adjusted Taxable Profit		<u>152,600</u>

(ii) Computation of Corporate Tax Payable

In many jurisdictions, the corporate tax rate for resident mining/oil companies is **30%**.

$$\text{Tax Payable} = 152,600,000 \times 30\% = 45,780,000$$

Corporate Tax Payable: Sh. 45,780,000

(iii) Tax Implications**W1: Proposed Indirect Transfer of 30% Stake**

- **Taxability:** The transfer of a stake exceeding 20% in a licensee (Sparkle Oil Ltd) is considered a "deemed disposal" of the underlying interest in the petroleum rights.
- **Net Gain:** The Sh.180 million gain is subject to tax. Under the Ninth Schedule, this is often taxed as **Income Tax** (not just Capital Gains Tax) at the prevailing corporate rate (30%) because it relates to the value of the mineral rights located in the country.

W2: Debt to Equity Ratio (1.5:1)

- **Thin Capitalization:** Tax laws often restrict the deductibility of interest if a company is "thinly capitalized." However, the standard threshold is usually **3:1**.
- **Implication:** Since Sparkle Oil Ltd's ratio is **1.5:1**, it falls well within the safe harbor limit. Therefore, the **Sh.14 million interest expense is fully tax-deductible**, provided it was used for the production of income and the interest rate is at arm's length.

QUESTION 2**December 2025 Question Four C****Speed Bank Ltd. 2024 income and computation:**

Income:	Sh."000"	Sh."000"
Investment income custom loans (480,000 + 240)		480,240
Invest income treasury bonds		65,000
Invest income: Interbank placements (18,000 + 650)		18,650
Fees and commissions		44,000
Treasury bills discount income		<u>7,000</u>
		614,890
Less: Allowable expenses		
Loss on disposal of assets provided as security	8,000	
Loss on disposal of investment securities	4,800	
Salaries and wages	12,400	
Administration & operating expenses (9,500-6,000-1,200-1,400)	900	
Investment allowance: Banking system 25%(6,000 + 1,200)	1,800	
Generator 10% × 1,500	150	
Interest payable on custom deposits	24,600	
Specific provision for bad debts	10,000	
Legal and professional fee (6,800 - 2,400 - 2,800)	1,600	
Contribution to Kenya Insurance deposit protection	2,300	
External audit fees	<u>2,400</u>	<u>68,950</u>
Adjusted taxable business income		545,940
Other Incomes:		

Gross rental income		8,400
Less: Investment allowance:		
Shop 10% × 1,600	160	
Gym 10% × 750	75	
Office 10% × 800	80	
Pavement and sewerage system 10% × 350	35	
Water meter 10% × 190	<u>19</u>	(369)
Maintenance expenses 200 × 12		(2,400)
Advertising		<u>(630)</u>
Total taxable income		<u>550,941</u>

Tax thereon: $30\% \times 550,941 = 165,282.3$

QUESTION 3

December 2025 Question Five B

Luck Ltd. capital gains tax computation:

	Sh.	
Option 1:		
Selling price	2,400,000	
Adjusted cost of property:		
Purchase 500,000 + 48 (35,000 - 12,000) + (30 × 12,000)	<u>(1,964,000)</u>	
Capital gain	436,000	
Capital gains tax 15% × 436,000	<u>(65,400)</u>	
Net gain	<u>370,000</u>	
	Sh.	Sh.
Option 2:		
Transfer value Selling price	3,200,000	
Less: Legal fees	(80,000)	
Agent Commission	<u>(90,000)</u>	(3,030,000)
Purchase Cost 500,000+48(35,000 - 12,000)+(48×12,000)		<u>(2,180,000)</u>
Capital gain		850,000
Capital gains tax 15% × 850,000		<u>(127,500)</u>
Net gain		<u>722,500</u>

Advise: use option 2 since it gives a higher net gain

QUESTION 4**August 2025 Question Three B**

(i) **Statement of adjusted taxable profit or loss for Western Mining Ltd. for the year ended 31 December 2024**

<u>Western Mining Ltd.</u>		
<u>Statement of adjusted taxable profit 31 December 2024:</u>		
Net profit before tax		
Add back:		
Depreciation	50,000	
Site restoration provision	10,000	
Amortisation of exploration license	8,000	
Legal fines for environmental violations	2,000	
Donations (unapproved)	3,000	
Impairment loss	<u>6,000</u>	<u>79,000</u>
		<u>274,000</u>
Deduct:		
Investment allowances:		
Mining equipment (12,000 × 50%)	6,000	
Roads construction (15,000 × 50%)	<u>7,500</u>	<u>(13,500)</u>
Adjusted taxable profit/income		<u>260,500</u>

(ii) **Corporate tax payable by western is:**

$$\begin{aligned} \text{Adjusted taxable income} &= 260,500 \times 30\% \\ &= 78,150,000 \end{aligned}$$

(iii) **The two tax obligations of mining companies operating in Kenya are:**

- **Payment of corporation tax** - Required to compute and pay corporate income tax on their adjusted taxable profit @ 30%.
- **Remittance of withholding tax** - Must deduct and remit withholding tax on payments to non-residents and on specified resident transactions for example professional fees and dividends.