



SEANAD ÉIREANN

AN BILLE AIRGEADAIS 2010 FINANCE BILL 2010

MOLTAÍ TUARASCÁLA REPORT RECOMMENDATIONS

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AN BILLE AIRGEADAIS 2010 —AN TUARASCÁIL

FINANCE BILL 2010 —REPORT

Moltaí Tuarascála Report Recommendations

1. In page 11, between lines 18 and 19, to insert the following:

“PART 2

TOBIN TAX

Tobin tax.

2.—The Minister shall within one month from the passing of this Act prepare and lay before Dáil Éireann a report on the potential for introducing a Financial Transaction Tax, a so-called “Tobin Tax”, at EU or global level in cooperation and consultation with the trading partners of the State including the likely effects on activity, employment and tax revenues in the International Financial Services Sector.”.

—*Senators Alex White, Michael McCarthy, Brendan Ryan, Phil Prendergast, Ivana Bacik, Dominic Hannigan.*

2. In page 25, between lines 45 and 46, to insert the following:

“Reliefs for Primary
Care Centres.

21.—The Minister may, by regulations, and after consultation with the Minister for Health, introduce specific reliefs to help equip Primary Care Centres with appropriate diagnostic and treatment facilities where he is satisfied that they bring commensurate social benefits in the more effective provision of health services.”.

—*Senators Liam Twomey, Paschal Donohoe.*

3. In page 90, between lines 22 and 23, to insert the following:

“(b) in subsection (1)(a) in the definition of “group expenditure on research and development” by inserting the following after subparagraphs (i) and (ii):

“(iii) expenditure (in this section referred to as ‘relevant expenditure’) on research and development incurred by a company which is a member of a group in developing intellectual property within the meaning of section 291A that is transferred to a company incorporated in the State that complies with section 495 shall not be included in group expenditure on Research and Development in relation to that group. The relevant expenditure will be treated as a separate Research and Development activity distinct from all other R&D activities carried on by the group for the purposes of this section.”.

—*Senators Liam Twomey, Paschal Donohoe.*

4. In page 92, between lines 17 and 18, to insert the following:

“(k) by inserting after subsection (5):

“(6) Except in the case of claims made by a company in respect of ‘relevant expenditure’ within the meaning of subsection (1)(a). No claim will be permissible where the company or any other person has made a claim in respect of the ‘relevant expenditure’.”.

—*Senators Liam Twomey, Paschal Donohoe.*

5. In page 95, between lines 14 and 15, to insert the following:

“56.—Section 613 of the Principal Act is amended by inserting after subsection (1) a new subsection (1)(a):

“(1)(a) A gain accruing to a company (in this section referred to as the ‘transferor company’) on a disposal of intellectual property to another company (in this section referred to as the ‘transferee company’) is not a chargeable gain if:

(i) the intellectual property is a specified intangible asset within the meaning of section 291A(1),

(ii) the transferor company is a ‘qualified company’ in accordance with section 766(1)(a), and

(iii) the transferee company is a company incorporated in the State that complies with section 495.”.

—*Senators Liam Twomey, Paschal Donohoe.*

6. In page 232, between lines 15 and 16, to insert the following:

“(4) The Minister shall make regulations that the lookback clause would be abolished for those individuals that are subject to the new Domicile levy.”.

—*Senators Liam Twomey, Paschal Donohoe.*