



# **DÁIL ÉIREANN**

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**AN BILLE AIRGEADAIS, 2018  
FINANCE BILL 2018**

**LEASUITHE COISTE  
COMMITTEE AMENDMENTS**

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# DÁIL ÉIREANN

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## AN BILLE AIRGEADAIS, 2018 —ROGHCHOISTE

### FINANCE BILL 2018 —SELECT COMMITTEE

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#### *Leasuithe Amendments*

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#### SECTION 2

1. In page 8, between lines 10 and 11, to insert the following:

“(3) Within 6 months of the passing of this Act, the Minister shall produce a report on the benefit of abolishing the universal social charge on all income below €90,000 and replacing it with 4 new income tax bands for income earned between, €100,000 and €140,000; €140,000 and €180,000; €180,000 and €250,000; and over €250,000.”.

—Richard Boyd Barrett, Bríd Smith, Gino Kenny.

#### SECTION 6

2. In page 9, between lines 11 and 12, to insert the following:

#### **“Report on people who are eligible for Home Carer Tax Credit**

6. The Minister shall, within 3 months of the passing of this Act, prepare and lay before the Oireachtas a report on the proportion of people who are eligible for Home Carer Tax Credit but who are not in receipt of such a credit and ways in which the take up of the credit can be improved.”.

—Michael McGrath.

#### SECTION 8

3. In page 11, line 3, to delete “Notwithstanding” and substitute “(1) Notwithstanding”.

—An tAire Airgeadais.

4. In page 11, to delete lines 9 to 11 and substitute the following:

“(b) in or in connection with the provision of health care to a member of the Permanent Defence Force.

- (2) In this section—

‘health care’ means prevention, diagnosis, alleviation or treatment of an ailment, injury, infirmity, defect or disability, and includes care received by a woman in respect of a pregnancy, but does not include—

[SECTION 8]

- (a) routine ophthalmic treatment, or
- (b) cosmetic surgery or similar procedures, unless the surgery or procedure is necessary to ameliorate a physical deformity arising from, or directly related to, a congenital abnormality, a personal injury or a disfiguring disease;

‘routine ophthalmic treatment’ means the provision and repairing of spectacles or contact lenses.”.”.

—An tAire Airgeadais.

SECTION 9

5. In page 11, line 19, to delete “31 December 2018,” and substitute “31 December 2019,”.

—Michael McGrath.

6. In page 11, line 23, to delete “1 January 2019” and substitute “1 January 2020”.

—Michael McGrath.

7. In page 11, line 25, after “€50,000,” to insert “or, if the original market value exceeds €50,000, the car was first made available during the period 1 January 2018 and 15 October 2018,”.

—Eamon Ryan.

8. In page 11, line 27, to delete “1 January 2019” and substitute “1 January 2020”.

—Michael McGrath.

9. In page 11, line 29, after “€50,000,” to insert “and the car was not first made available during the period 1 January 2018 and 15 October 2018,”.

—Eamon Ryan.

10. In page 11, line 37, to delete “31 December 2018,” and substitute “31 December 2019,”.

—Michael McGrath.

11. In page 12, line 2, to delete “1 January 2019” and substitute “1 January 2020”.

—Michael McGrath.

12. In page 12, line 4, after “€50,000,” to insert “or, if the original market value exceeds €50,000, the van was first made available during the period 1 January 2018 and 15 October 2018,”.

—Eamon Ryan.

13. In page 12, line 6, to delete “1 January 2019” and substitute “1 January 2020”.

—Michael McGrath.

14. In page 12, line 8, after “€50,000,” to insert “and the van was not first made available during the period 1 January 2018 and 15 October 2018,”.

—Eamon Ryan.

[SECTION 10]

SECTION 10

15. In page 12, between lines 11 and 12, to insert the following:

**“Report on potential impact on the use of fully electric business cars and vans**

10. The Minister shall, within three months of the passing of this Act, prepare and lay before the Oireachtas a report on the potential impact on the use of fully electric business cars and vans of imposing a maximum threshold of €50,000 original market value for the purposes of benefit in kind.”.

—Michael McGrath.

SECTION 13

16. In page 13, between lines 9 and 10, to insert the following:

**“Amendment of section 126 of Principal Act (tax treatment of certain benefits payable under Social Welfare Acts)**

13. Section 126 of the Principal Act is amended—

(a) by substituting the following for subsection (1):

“(1) In this section—

‘the Acts’ means the Social Welfare Acts;

‘the Act of 2005’ means the Social Welfare Consolidation Act 2005.”,

(b) by inserting the following after subsection (6):

“(6A) A payment which is—

(a) described in column (1) of the Table to this section,

(b) paid on the basis specified in column (2) of that Table, and

(c) made by the Minister for Employment Affairs and Social Protection to an individual on or after 1 January 2019,

shall be exempt from income tax and shall not be reckoned in computing income for the purposes of the Income Tax Acts.

(6B) A payment which—

(a) is described in column (1) of the Table to this section,

(b) is paid on the basis specified in column (2) of that Table, and

(c) was made by the Minister for Employment Affairs and Social Protection to an individual before 1 January 2019,

shall be treated as if it was exempt from income tax in the year of assessment to which it relates and shall not be reckoned in computing income for the purposes of the Income Tax Acts.”,

(c) by deleting subsection (7), and

[SECTION 13]

(d) by inserting the following Table to the section:

“TABLE

Description of payment (1)	Basis on which payment is made (2)
Basic supplementary welfare allowance	Section 189 of the Act of 2005
Back to education allowance	A payment made under a scheme administered by the Minister for Employment Affairs and Social Protection and known as ‘Back to education allowance’
Back to work enterprise allowance	A payment made under a scheme administered by the Minister for Employment Affairs and Social Protection and known as ‘Back to work enterprise allowance’
Back to school clothing and footwear allowance	A payment made under a scheme administered by the Minister for Employment Affairs and Social Protection and known as ‘Back to school clothing and footwear allowance’
Carer’s support grant	Section 225 of the Act of 2005
Constant attendance allowance	Section 78 of the Act of 2005
Death benefit – funeral expenses	Section 84 of the Act of 2005
Death benefit – orphans	Section 83 of the Act of 2005
Direct provision allowance	A payment made under a scheme administered by the Minister for Employment Affairs and Social Protection and known as ‘Direct provision allowance’
Disability allowance	Section 210 of the Act of 2005
Disablement gratuity	Section 75(8) of the Act of 2005
Domiciliary care allowance	Section 186F of the Act of 2005
Exceptional needs payment	Section 201 of the Act of 2005
Farm assist	Section 214 of the Act of 2005
Fuel allowance	A payment made under a scheme administered by the Minister for Employment Affairs and Social Protection and known as ‘Fuel allowance’
Guardian’s payment (contributory)	Section 130 of the Act of 2005
Guardian’s payment (non-contributory)	Section 168 of the Act of 2005
Household benefit package	A payment made under a scheme

[SECTION 13]

	administered by the Minister for Employment Affairs and Social Protection and known as ‘Household benefit package’
Humanitarian assistance payment	A payment made under a scheme administered by the Minister for Employment Affairs and Social Protection and known as ‘Humanitarian assistance payment’
Jobseeker’s allowance	Section 141 of the Act of 2005
Jobseeker’s transitional payment	Section 148A of the Act of 2005
Medical care	Section 86 of the Act of 2005
Part-time job incentive scheme	A payment made under a scheme administered by the Minister for Employment Affairs and Social Protection and known as ‘Part-time job incentive scheme’
Rent allowance	Section 23 of the Housing (Private Rented Dwellings) Act 1982
Supplementary welfare allowance	Section 198 of the Act of 2005
Telephone support allowance	A payment made under a scheme administered by the Minister for Employment Affairs and Social Protection and known as ‘Telephone support allowance’
Training support grant	A payment made under a scheme administered by the Minister for Employment Affairs and Social Protection and known as ‘Training support grant’
Urgent needs payment	Section 202 of the Act of 2005
Widowed or surviving civil partner grant	Section 137 of the Act of 2005
Working family payment	Section 228 of the Act of 2005
Youth employment support scheme	A payment made under a scheme administered by the Minister for Employment Affairs and Social Protection and known as ‘Youth employment support scheme’

”.”.

—An tAire Airgeadais.

[SECTION 14]

SECTION 14

17. In page 16, between lines 7 and 8, to insert the following:

**“Report on tapering out income tax credits**

14. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report on tapering out income tax credits for incomes between €100,000 and €140,000 at a rate of 2.5 per cent for each €1000 earned.”.

—Pearse Doherty.

18. In page 16, between lines 7 and 8, to insert the following:

**“Tax bands for people over 65 years of age**

14. The Minister shall, within 3 months of the passing of this Act, prepare and lay before the Oireachtas a report on the potential impacts and costs of increasing the income tax bands for those aged over 65 years of age from the current €36,000 for a couple and €18,000 for a single person.”.

—Michael McGrath.

SECTION 17

19. In page 23, line 5, to delete “Chapter” and substitute “Part”.

—An tAire Airgeadais.

SECTION 21

*Section opposed.*

—Paul Murphy, Mick Barry, Ruth Coppinger.

SECTION 23

20. In page 31, line 5, to delete “relief” where it secondly occurs and substitute “a deduction from total income”.

—An tAire Airgeadais.

21. In page 31, line 6, to delete “forgoing” and substitute “foregoing”.

—An tAire Airgeadais.

22. In page 31, to delete lines 13 to 16 and substitute the following:

“(2) In this Part a reference to relief under this Part is a reference to, as the case may be—

(a) relief as provided under this Part as it operates by virtue of section 502 or, where the context admits, as it operates by virtue of section 503 or, as appropriate, section 507, or

(b) relief as provided under all of those sections.”.

—An tAire Airgeadais.



[SECTION 23]

23. In page 32, line 14, to delete “linked business” and substitute “linked businesses”.  
—An tAire Airgeadais.
24. In page 32, line 17, to delete “partner business” and substitute “partner businesses”.  
—An tAire Airgeadais.
25. In page 32, lines 38 and 39, to delete “this Chapter” and substitute “section 491”.  
—An tAire Airgeadais.
26. In page 35, line 22, to delete “section” and substitute “subsection”.  
—An tAire Airgeadais.
27. In page 35, line 34, to delete “section” and substitute “subsection”.  
—An tAire Airgeadais.
28. In page 38, lines 5 and 6, to delete “to a qualifying individual”.  
—An tAire Airgeadais.
29. In page 38, line 6, to delete “launching a new product or entering” and substitute “entering a new product on the market or entering”.  
—An tAire Airgeadais.
30. In page 38, lines 8 and 9, to delete “to a qualifying individual”.  
—An tAire Airgeadais.
31. In page 38, lines 11 and 12, to delete “to a qualifying individual”.  
—An tAire Airgeadais.
32. In page 38, line 23, to delete “a preference dividend” and substitute “preferential rights to a dividend or to repayment of capital on a winding up”.  
—An tAire Airgeadais.
33. In page 39, line 23, to delete “A qualifying” and substitute “In this Part, a qualifying”.  
—An tAire Airgeadais.
34. In page 39, line 33, after “company,” to insert “and”.  
—An tAire Airgeadais.
35. In page 39, line 34, after “acquisition” to insert “(other than by way of subscription pursuant to section 490(4)(b))”.  
—An tAire Airgeadais.
36. In page 40, line 1, to delete “proportion” and substitute “portion”.  
—An tAire Airgeadais.

[SECTION 23]

37. In page 40, lines 19 and 20, to delete “was a qualifying investment by a qualifying investor” and substitute the following:

“involved the issue of eligible shares on or after 6 April 1984 in respect of which relief was available under this Part”.

—An tAire Airgeadais.

38. In page 41, line 2, to delete “excess,” and substitute “excess over that amount”.

—An tAire Airgeadais.

39. In page 41, line 19, to delete “excess,” and substitute “excess over that amount”.

—An tAire Airgeadais.

40. In page 41, line 37, to delete “A subscription” and substitute “Subject to section 598J(1), a subscription”.

—An tAire Airgeadais.

41. In page 43, line 15, after “section” to insert “and section 501”.

—An tAire Airgeadais.

42. In page 44, line 12, to delete “service,” and substitute “services”.

—An tAire Airgeadais.

43. In page 44, line 20, to delete “For” and substitute “Subject to subsection (6), for”.

—An tAire Airgeadais.

44. In page 44, line 22, to delete “associate” and substitute “associate,”.

—An tAire Airgeadais.

45. In page 44, line 24, to delete “ordinary”.

—An tAire Airgeadais.

46. In page 44, line 25, to delete “and issued share capital”.

—An tAire Airgeadais.

47. In page 44, line 29, after “paragraph (a)(ii)” to insert “and section 505(4)(b)(ii)”.

—An tAire Airgeadais.

48. In page 45, line 33, after “concerned” to insert “, or an associate of that individual,”.

—An tAire Airgeadais.

49. In page 45, line 34, after “individual” to insert “or that associate, as the case may be,”.

—An tAire Airgeadais.

50. In page 46, line 19, after “company” to insert “, or a qualifying subsidiary as the case may be”.

—An tAire Airgeadais.

[SECTION 23]

51. In page 46, line 23, after “company” to insert “, or a qualifying subsidiary as the case may be,”.  
—An tAire Airgeadais.
52. In page 46, line 27, after “company” to insert “, or a qualifying subsidiary as the case may be,”.  
—An tAire Airgeadais.
53. In page 46, line 30, after “company” to insert “, or a qualifying subsidiary as the case may be,”.  
—An tAire Airgeadais.
54. In page 46, line 38, after “company” to insert “, or a qualifying subsidiary as the case may be,”.  
—An tAire Airgeadais.
55. In page 46, line 43, after “company” to insert “, or a qualifying subsidiary as the case may be,”.  
—An tAire Airgeadais.
56. In page 47, to delete all words from and including “or,” in line 7 down to and including “activities” in line 10.  
—An tAire Airgeadais.
57. In page 47, line 14, after “given” to insert “, subject to section 508J(4),”.  
—An tAire Airgeadais.
58. In page 47, to delete lines 21 and 22 and substitute the following:  
“(3) In a year of assessment the maximum qualifying investment in respect of which an investor may claim relief under this Part is €150,000.”.  
—An tAire Airgeadais.
59. In page 47, line 35, after “assessment” to insert “prior to the year of assessment”.  
—An tAire Airgeadais.
60. In page 48, line 7, to delete “partner businesses or linked businesses” and substitute “partner business or linked business”.  
—An tAire Airgeadais.
61. In page 48, line 17, after “*entrepreneurs*” to insert “(*SURE*)”.  
—An tAire Airgeadais.
62. In page 49, line 18, to delete “paragraph (b)” and substitute “paragraphs (a) and (b)”.  
—An tAire Airgeadais.
63. In page 51, line 16, to delete “period mentioned in subsection (4)” and substitute “compliance period”.  
—An tAire Airgeadais.
64. In page 52, to delete lines 3 to 6.  
—An tAire Airgeadais.

[SECTION 23]

65. In page 52, to delete line 7 and substitute “(4) In subsection (1), references to a company’s trade include”.
- An tAire Airgeadais.
66. In page 52, line 11, to delete “investment,” and substitute “investment”.
- An tAire Airgeadais.
67. In page 52, line 27, to delete “subsection (2)” and substitute “subsection (1)”.
- An tAire Airgeadais.
68. In page 53, line 5, to delete “subsection (2)” and substitute “subsection (1)”.
- An tAire Airgeadais.
69. In page 53, line 31, after “865(4)” to insert “or section 959V(6)”.
- An tAire Airgeadais.
70. In page 53, line 39, to delete “subsection (2)” and substitute “subsection (1)”.
- An tAire Airgeadais.
71. In page 54, lines 11 and 12, to delete “of the qualifying investment”.
- An tAire Airgeadais.
72. In page 54, line 22, after “assessment” to insert “with relief under section 502(2)(b) given in priority to relief under section 502(2)(a)”.
- An tAire Airgeadais.
73. In page 54, line 24, after “investor” to insert “, or managers of a designated fund as the case may be,”.
- An tAire Airgeadais.
74. In page 54, line 38, to delete “in respect of the individual” and substitute “where the investment is made by an individual”.
- An tAire Airgeadais.
75. In page 54, after line 39, to insert the following:
- “(iv) where the investment is made through a designated fund, the designated fund’s name, address and tax reference number,”.
- An tAire Airgeadais.
76. In page 55, line 1, to delete “(iv) the date” and substitute “(v) the date”.
- An tAire Airgeadais.
77. In page 55, line 3, to delete “(v) the amount” and substitute “(vi) the amount”.
- An tAire Airgeadais.

[SECTION 23]

78. In page 55, line 6, to delete “(vi) such other” and substitute “(vii) such other”.  
—An tAire Airgeadais.
79. In page 55, line 17, to delete “**follow-on**” and substitute “**second stage**”.  
—An tAire Airgeadais.
80. In page 55, line 18, after “investor” to insert “, or managers of a designated fund as the case may be,”.  
—An tAire Airgeadais.
81. In page 55, line 19, to delete “follow-on” and substitute “second stage”.  
—An tAire Airgeadais.
82. In page 55, line 21, to delete “follow-on” and substitute “second stage”.  
—An tAire Airgeadais.
83. In page 55, line 26, to delete “follow-on” and substitute “second stage”.  
—An tAire Airgeadais.
84. In page 55, line 33, to delete “in respect of the individual” and substitute “where the investment is made by an individual”.  
—An tAire Airgeadais.
85. In page 55, between lines 34 and 35, to insert the following:  
“(iv) where the investment is made through a designated fund, the designated fund’s name, address and tax reference number,”.  
—An tAire Airgeadais.
86. In page 55, line 35, to delete “(iv) confirmation” and substitute “(v) confirmation”.  
—An tAire Airgeadais.
87. In page 55, line 37, to delete “(v) the amount” and substitute “(vi) the amount”.  
—An tAire Airgeadais.
88. In page 56, line 1, to delete “(vi) such other” and substitute “(vii) such other”.  
—An tAire Airgeadais.
89. In page 56, lines 4 and 5, to delete “follow-on” and substitute “second stage”.  
—An tAire Airgeadais.
90. In page 56, line 7, to delete “follow-on” and substitute “second stage”.  
—An tAire Airgeadais.
91. In page 57, line 8, to delete “conditions” and substitute “condition”.  
—An tAire Airgeadais.

[SECTION 23]

**92.** In page 57, line 23, to delete “30 days of the share issue date” and substitute “60 days of the date referred to in section 508A(3)(a)(v)”.

—An tAire Airgeadais.

**93.** In page 58, lines 29 and 30, to delete “section 508A(3)(iv), or the date of the statement of qualification (follow-on relief)” and substitute “section 508A(3)(a)(v), or the date the conditions set out in section 508B(4)(a) are satisfied”.

—An tAire Airgeadais.

**94.** In page 58, to delete lines 31 to 39, and in page 59, to delete lines 1 to 4.

—An tAire Airgeadais.

**95.** In page 59, to delete lines 15 to 27.

—An tAire Airgeadais.

**96.** In page 61, line 21, to delete “an officer of”.

—An tAire Airgeadais.

**97.** In page 61, to delete all words from and including “required—” in line 27, down to and including “(b) the claim” in line 30 and substitute “required the claim”.

—An tAire Airgeadais.

**98.** In page 62, line 28, to delete “sections 508M, 508N and 508R” and substitute “section 508M”.

—An tAire Airgeadais.

**99.** In page 68, to delete lines 13 to 20 and substitute the following:

“(7) Where an individual receives value from a company during a compliance period, then the amount of the relief to which that individual is entitled shall be reduced by the value so received.”.

—An tAire Airgeadais.

**100.** In page 69, line 28, to delete “specified” and substitute “compliance”.

—An tAire Airgeadais.

**101.** In page 70, between lines 22 and 23, to insert the following:

“(9) Where during a compliance period in respect of a qualifying investor’s investment in a qualifying company, that company redeems shares of any member other than that individual or purchases shares from any member other than that individual (either of which is referred to in this subsection as the ‘redemption’) then, notwithstanding subsection (1) (a), the relief that individual is entitled to, other than pursuant to section 503 or 507, shall not be reduced where—

(a) the most recent relevant investment, in respect of which a claim for relief under this Part is made, in a company in the RICT group was more than 18 months prior to the date of the redemption, and

[SECTION 23]

- (b) there is no relevant investment, in respect of which a claim for relief under this Part is made, in a company in the RICT group within the period of 12 months after the date of the redemption.”.

—An tAire Airgeadais.

**102.**In page 71, line 17, to delete “section 508A(3)(a)(v)” and substitute “section 508A(3)(a)(vi)”.

—An tAire Airgeadais.

**103.**In page 71, lines 29 and 30, to delete “section 508A(3)(a)(v)” and substitute “section 508A(3)(a)(vi)”.

—An tAire Airgeadais.

**104.**In page 71, line 32, to delete “follow-on” and substitute “second stage”.

—An tAire Airgeadais.

**105.**In page 71, line 35, to delete “follow-on” and substitute “second stage”.

—An tAire Airgeadais.

**106.**In page 71, line 39, to delete “section 508B(3)(a)(v)” and substitute “section 508B(3)(a)(vi)”.

—An tAire Airgeadais.

**107.**In page 72, between lines 7 and 8, to insert the following:

“(5) An amount chargeable to tax under this section shall be treated—

- (a) as income against which no loss, deficit, expense or allowance may be set off, and
- (b) as not forming part of the income of the company for the purposes of calculating a surcharge under section 440.”.

—An tAire Airgeadais.

**108.**In page 73, between lines 33 and 34, to insert the following:

“(6) Where an individual claimed relief pursuant to section 503 and—

- (a) an assessment is made on the company pursuant to section 508U,
- (b) the tax payable under that assessment remains unpaid, and
- (c) it is reasonable to consider that there were arrangements in place the main purpose, or one of the main purposes, of which was to avoid paying any tax arising on such an assessment,

then, notwithstanding subsection (1)(a) and section 508U, that relief may be withdrawn in accordance with subsection (2).”.

—An tAire Airgeadais.

**109.**In page 74, between lines 7 and 8, to insert the following:

“(2) Where any relief is to be withdrawn under this section that relief shall

[SECTION 23]

be withdrawn by the making of an assessment on the investor to income tax under Case IV of Schedule D for the year of assessment for which the relief was given.”.

—An tAire Airgeadais.

**110.** In page 74, line 8, to delete “(2) In its application” and substitute “(3) In its application”.

—An tAire Airgeadais.

**111.** In page 74, line 33, to delete “(3) For the purposes of subsection (2)” and substitute “(4) For the purposes of subsection (3)”.

—An tAire Airgeadais.

**112.** In page 78, line 7, to delete “*subsection (2)(h)*” and substitute “*paragraphs (h) and (i) of subsection (2)*”.

—An tAire Airgeadais.

SECTION 24

**113.** In page 78, line 15, to delete “paragraph (1)(a) in” and substitute “paragraph (1) of”.

—An tAire Airgeadais.

**114.** In page 79, lines 23 and 24, to delete “, which has not been revoked under subsection (2)(d)”.

—An tAire Airgeadais.

**115.** In page 83, to delete lines 3 and 4 and substitute the following:

“but neither clause (I) nor (II) shall apply where such other confirmations of financing, as set out in regulations under subsection (2E) and specified by those regulations to be acceptable for this purpose, are available.”.

—An tAire Airgeadais.

**116.** In page 83, line 20, to delete “relief.” and substitute the following:

“relief.

(iii) the film production fails to provide quality non precarious employment, including a proper career structure, transparent and fair recruitment policies, pension entitlements, grievance procedures, full application of relevant employment rights and a formalised training structure and progression pathway for trainees and employees.”.

—Richard Boyd Barrett, Bríd Smith, Gino Kenny.

**117.** In page 84, to delete lines 34 to 39 and substitute the following:

“(vi) in paragraph (d) by substituting the following for subparagraphs (i) to (iii):

“(i) notifies the Minister in writing of the date of completion of the production of the qualifying film, and



[SECTION 24]

- (ii) provides to the Minister such number of copies of the film in such format and manner as may be specified in those regulations.””.

—An tAire Airgeadais.

**118.** In page 86, between lines 18 and 19, to insert the following:

“(xiii) by inserting the following after paragraph (m):

“(ma) specifying the confirmations of financing that are acceptable for the purpose of subsection (2A)(b)(vii),””.

—An tAire Airgeadais.

**119.** In page 87, line 15, to delete “where”.

—An tAire Airgeadais.

**120.** In page 87, between lines 19 and 20, to insert the following:

“(I) by substituting “the amount was claimed under subsection (2G) or paid” for “the amount was paid”,”.

—An tAire Airgeadais.

**121.** In page 87, to delete all words from and including “subsection (2G),” in line 21, down to and including line 22 and substitute “subsection (2G),””.

—An tAire Airgeadais.

**122.** In page 89, between lines 3 and 4, to insert the following:

“(2) Section 851A of the Principal Act is amended by inserting the following subsection after subsection (8A):

“(8B) In relation to information provided to the Minister for Culture, Heritage and the Gaeltacht by a company for the purposes of obtaining a certificate under section 481, the Department of Culture, Heritage and the Gaeltacht, in processing such information, shall, for the purposes of this section, be deemed to be engaged as a service provider with respect to the administration of section 481.””.

—An tAire Airgeadais.

**123.** In page 89, line 4, to delete “*Subsection (1)*” and substitute “*Subsections (1) and (2)*”.

—An tAire Airgeadais.

SECTION 25

**124.** In page 90, line 23, after “profits” where it secondly occurs to insert “or gains”.

—An tAire Airgeadais.

**125.** In page 90, line 25, to delete “for corporation tax” and substitute “or gains for corporation tax or capital gains tax”.

—An tAire Airgeadais.

[SECTION 25]

126. In page 90, line 29, after “tax” to insert “and capital gains tax”.

—An tAire Airgeadais.

127. In page 98, line 1, to delete “and”.

—An tAire Airgeadais.

128. In page 98, to delete line 6 and substitute the following:

“Schedule D, and

- (c) the capital gains tax that would, in accordance with section 78 or otherwise, be charged on that part of the corresponding chargeable profits in the State for the accounting period which would consist of chargeable gains.”.

—An tAire Airgeadais.

129. In page 98, line 9, after “apply” to insert the following:

“and the activities carried on by the controlled foreign company in its territory of residence were deemed to be carried on in the State”.

—An tAire Airgeadais.

130. In page 104, to delete lines 24 and 25 and substitute the following:

- “(b) the controlling company in respect of the controlled foreign company was subject to this Part (as respects the controlled foreign company) on 1 January 2019.”.

—An tAire Airgeadais.

SECTION 27

131. In page 108, between lines 34 and 35, to insert the following:

**“Report on corporate tax rate**

- 27. Within 6 months of the passing of this Act, the Minister shall produce a report on establishing a minimum effective corporate tax rate of 12.5 per cent.”.

—Richard Boyd Barrett, Bríd Smith, Gino Kenny.

132. In page 108, between lines 34 and 35, to insert the following:

**“Report on restricting banks from carrying forward losses**

- 27. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report on restricting banks from carrying forward losses against taxable profits in a manner which could result in many institutions paying no corporation tax for the foreseeable future by introducing a 25 per cent cap on profit that can be written off by carried forward losses in any given year and an absolute ten year limit on the use of losses for this purpose.”.

—Pearse Doherty.

[SECTION 27]

133. In page 108, between lines 34 and 35, to insert the following:

**“Report on restoring cap on intangible assets**

27. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report on restoring the 80 per cent cap on intangible assets onshored between 2015 and 2017 that can be written off against profits at the rate of 100 per cent.”.

—Pearse Doherty.

134. In page 108, between lines 34 and 35, to insert the following:

**“Report on effect of increasing Corporation Tax**

27. The Minister shall, within six months of the passing of this Act, prepare and lay before Dáil Éireann a report on the revenue gained from increasing corporation tax to 25 per cent for corporations with over €800,000 in profits and in closing loopholes that exist that allow corporations to hugely reduce their rate of tax.”.

—Paul Murphy, Mick Barry, Ruth Coppinger.

SECTION 30

135. In page 111, line 29, to delete “12.5 per cent” and substitute “33 per cent”.

—Pearse Doherty.

SECTION 31

136. In page 118, after line 42, to insert the following:

**“Report on CGT exemption or reduction**

31. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report on a possible CGT exemption or reduction in cases where a carer moves into a relative’s home to care full time and ultimately, following the death of this relative, moves into the home full time and sells their original home.”.

—Pearse Doherty.

SECTION 32

137. In page 120, between lines 14 and 15, to insert the following:

**“Amendment of section 71 of Finance Act 2005**

32. Section 71 of the Finance Act 2005 is amended by inserting the following after the definition of “fine-cut tobacco for the rolling of cigarettes”:

“ ‘heated tobacco products’ means rolls of tobacco that can be heated and inhaled or smoked when inserted into a battery or electronic device;”.

—Colm Brophy.

[SECTION 32]

138. In page 120, to delete line 23 and substitute the following:

“

Cigarettes and heated tobacco products ....	Rate of tax at—
---	-----------------

”

—Colm Brophy.

139. In page 120, to delete lines 24 to 29 and substitute the following:

“

	(a) except where paragraph (b) applies, €327.10 per thousand together with an amount equal to 9.04 per cent of the price at which the cigarettes and heated tobacco products are sold by retail, or
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”

—Colm Brophy.

140. In page 120, to delete lines 30 to 35 and substitute the following:

“

	(b) €376.82 per thousand in respect of cigarettes and heated tobacco products sold by retail where the rate of tax would be less than that rate had the rate been calculated in accordance with paragraph (a).
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”

—Colm Brophy.

SECTION 33

141. In page 121, to delete line 6 and substitute the following:

“(2) Chapter 1 of Part 2 of the Finance Act 2002 is amended by substituting the following section for section 71:

**“Payment of duty with bet**

71. (1) Without prejudice to the provisions of section 67 or section 67A, every bookmaker who makes, lays or otherwise enters into any bet, shall, at the time at which he or she accepts such bet from any person, require from such person an additional payment of an amount equal to the amount of the betting duty duly payable on the amount of that bet under section 67 or section 67A, unless the exemption from betting duty provided for in section 68 applies.

(2) Betting duty payable under this Chapter shall not be allowed as a deduction by any person in computing the amount of profits or losses

[SECTION 33]

of a bookmaking business for Income Tax or Corporation Tax purposes.”.

(3) This section comes into operation on 1 January 2019.”.

—Joan Burton.

SECTION 34

142. In page 121, between lines 6 and 7, to insert the following:

**“Report on introducing betting duty rate**

34. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report on introducing a 3 per cent rate of betting duty to be paid by the punter directly when placing a bet.”.

—Pearse Doherty.

143. In page 121, between lines 6 and 7, to insert the following:

**“Report on commercial viability and sustainability of retail bookmakers**

34. The Minister shall within three months of the passing of this Act, prepare and lay before the Oireachtas a report on the impact of the changes outlined in *section 33(1)* on the commercial viability and sustainability of retail bookmakers.”.

—Michael McGrath.

SECTION 36

144. In page 123, line 38, to delete “1 January 2019” and substitute “1 January 2020”.

—Michael McGrath.

145. In page 124, lines 1 and 2, to delete “1 January 2019.” and substitute “1 January 2020.”.

—Michael McGrath.

146. In page 124, line 3, to delete “1 April 2019” and substitute “1 April 2020”.

—Michael McGrath.

SECTION 37

147. In page 124, between lines 8 and 9, to insert the following:

**“Report on car rental and vehicle leasing markets**

37. The Minister shall, within three months of the passing of this Act, prepare and lay before the Oireachtas a report on the potential impact on the car rental and vehicle leasing markets of removing the relief provided for in section 134(7) of the Finance (No. 2) Act 1992, to thereafter undertake a public consultation on the removal of section 134(7) of the Finance (No. 2) Act 1992.”.

—Michael McGrath.

[SECTION 40]

SECTION 40

148. In page 130, between lines 4 and 5, to insert the following:

**“Amendment of section 78A of Finance Act 2003 (relief for small breweries)**

40. Section 78A of the Finance Act 2003 is amended in subsection (1)(a) by substituting “60,000 hectolitres” for “40,000 hectolitres with effect from 1 January 2019”.

—Joan Burton.

149. In page 130, between lines 4 and 5, to insert the following:

**“Report on increasing floor of diesel rebate scheme**

40. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report of increasing the floor at which the diesel rebate scheme becomes available for Hauliers.”.

—Pearse Doherty.

SECTION 44

150. In page 130, between lines 23 and 24, to insert the following:

**“Report on reform of VAT system**

44. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report on the possibility for reform of the VAT system under EU proposal including the option of zero rating for social goods like mountain resource equipment and defibrillators.”.

—Pearse Doherty.

151. In page 130, between lines 23 and 24, to insert the following:

**“Report on VAT treatment of food supplements**

44. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report on the VAT treatment of food supplements providing clarity for the food supplement industry.”.

—Pearse Doherty.

152. In page 130, between lines 23 and 24, to insert the following:

**“VAT treatment in respect of children’s footwear and clothes**

44. The Minister shall within 6 months of the passing of this Act, prepare and lay before the Oireachtas a report examining the options for reviewing, in respect of children’s footwear and clothes, the size limits that are currently zero rated for VAT purposes subject to our obligations under EU law.”.

—Michael McGrath.

[SECTION 44]

153. In page 130, between lines 23 and 24, to insert the following:

**“VAT on food supplements**

44. The Minister shall within three months of the passing of this Act, prepare and lay before the Oireachtas a report on the different rates of VAT charged on food supplements and on whether certain categories of food supplements should be retained in the zero rate VAT category.”.

—Michael McGrath.

SECTION 48

154. In page 133, between lines 5 and 6, to insert the following:

**“Report on impact of increase on non-residential stamp duty**

48. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report on the impact of increasing non-residential stamp duty by 1 per cent and the threat of overheating in the commercial property sector.”.

—Pearse Doherty.

155. In page 133, between lines 5 and 6, to insert the following:

**“Report on rate of stamp duty for agricultural land**

48. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report on the possibility of a separate rate of stamp duty for agricultural land.”.

—Pearse Doherty.

SECTION 52

156. In page 133, between lines 23 and 24, to insert the following:

**“Agricultural Relief after the United Kingdom leaves the European Union**

52. The Minister shall within three months of the passing of this Act, prepare and lay before the Oireachtas a report on whether agricultural land situated in Northern Ireland will qualify for Agricultural Relief on Capital Acquisition Tax and whether land in Northern Ireland will qualify for the 80 per cent test for the Agricultural Relief once the United Kingdom leaves the European Union.”.

—Michael McGrath.

[SECTION 59]

SECTION 59

157. In page 142, between lines 14 and 15, to insert the following:

**“Amendment of Part 5 of Schedule 24A to Principal Act (orders pursuant to section 826(1E) in relation to the Multilateral Convention to Implement Tax Treaty Related Measures to Prevent Base Erosion and Profit Shifting)**

59. Part 5 of Schedule 24A to the Principal Act is amended by inserting the following:

“The Multilateral Convention to Implement Tax Treaty Related Measures Order 2018 (S.I. No. 440 of 2018).”.

—An tAire Airgeadais.

SECTION 60

158. In page 142, between lines 19 and 20, to insert the following:

**“Report on proposals for digital tax**

60. The Minister shall within one month from the passing of this Act prepare and lay before Dáil Éireann a report on the merits of a digital tax regime as proposed by a number of European Union Member States, indicating how such a tax might operate, the likely tax rate and whether the tax paid would be set off against other tax liabilities.”.

—Joan Burton.

159. In page 142, between lines 19 and 20, to insert the following:

**“Report on operation of domicile levy**

60. The Minister shall within one month from the passing of this Act prepare and lay before Dáil Éireann a report on the operation of the domicile levy, indicating the amount raised in each of the past 5 years, the number of persons paying the levy in each year and the likely impact of any changes in the applicable thresholds.”.

—Joan Burton.

160. In page 142, between lines 19 and 20, to insert the following:

**“Report on research and development tax relief**

60. Within 6 months of the passing of this Act, the Minister shall produce a report on research and development tax relief and a cost benefit analysis of the impact of such relief in terms of domestic job creation, stimulation of the domestic economy and the promotion of sustainable indigenous industry as against direct investment of equivalent funds in public universities and institutes of technology.”.

—Richard Boyd Barrett, Bríd Smith, Gino Kenny.



[SECTION 60]

161. In page 142, between lines 19 and 20, to insert the following:

**“Report on tax revenue foregone**

60. Within 6 months of the passing of this Act, the Minister shall produce a report on the actual or estimated tax revenue foregone, specifically in the area of property investment, as a result of section 110 tax relief on such investments, dating back to investments made since 2012 up to the present and in any future years where the benefit of this tax relief might still accrue.”.

—Richard Boyd Barrett, Bríd Smith, Gino Kenny.

162. In page 142, between lines 19 and 20, to insert the following:

**“Report on income tax relief**

60. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report on an income tax relief equivalent in value to one month’s rent of an individual available to all renters not already in receipt of any State subsidy examining the social and economic impact of this measure in the context of historically high levels of rent for Irish citizens.”.

—Pearse Doherty.

163. In page 142, between lines 19 and 20, to insert the following:

**“Report on new threshold for High Wealth Individuals**

60. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report on the introduction of a new threshold for High Wealth Individuals defined as persons in possession of net assets of the value of €10 million and above.”.

—Pearse Doherty.

164. In page 142, between lines 19 and 20, to insert the following:

**“Report on income levy on high incomes**

60. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report on the introduction of a high income levy of 5 per cent on high incomes in excess of €140,000.”.

—Pearse Doherty.

165. In page 142, between lines 19 and 20, to insert the following:

**“Report on denial of tax relief for landlords**

60. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report on the denial of tax relief for landlords in respect of management fees that have not actually been paid or where tenancies have not been registered with the PRTB.”.

—Pearse Doherty.

166. In page 142, between lines 19 and 20, to insert the following:

**“Report on the use of contracting companies in entertainment industry**

60. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report on the actions to be taken to prevent the use of contracting companies to avoid tax in the entertainment industry including at State broadcasters.”.

—Pearse Doherty.

167. In page 142, between lines 19 and 20, to insert the following:

**“Report on maintaining Mortgage Interest Rate Relief**

60. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report on maintaining the current Mortgage Interest Rate Relief until such time as mortgage interest rates are equivalent to the European average.”.

—Pearse Doherty.

168. In page 142, between lines 19 and 20, to insert the following:

**“Report on re-introduction of Trade Union Tax Relief**

60. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report on the re-introduction of Trade Union Tax Relief.”.

—Pearse Doherty.

169. In page 142, between lines 19 and 20, to insert the following:

**“Report on reform of Research and Development tax credit**

60. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report on specific actions which may be taken to reform the Research and Development tax credit, which would control the cost of the credit to the exchequer whilst making it more accessible for SMEs.”.

—Pearse Doherty.

170. In page 142, between lines 19 and 20, to insert the following:

**“Report on abolition of Local Property Tax**

60. The Minister shall, within one month of the passing of this Act, prepare and lay before Dáil Éireann a report on options for the abolition of the Local Property Tax.”.

—Pearse Doherty.

[SECTION 60]

171. In page 142, between lines 19 and 20, to insert the following:

**“Report on introduction of measures to combat hoarding of land**

60. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report on the introduction of measures to combat the hoarding of land needed for development. The report will examine the desirability of a vacant property tax and a land value tax among other proposals.”.

—Pearse Doherty.

172. In page 142, between lines 19 and 20, to insert the following:

**“Report on efficacy of existing rate of Vacant Site Levy**

60. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report on the efficacy of the existing rate of the Vacant Site Levy in increasing the supply of available housing, and the projected increase in housing supply that might follow from the increase in the Vacant Site Levy to 7 per cent as of 1 January 2019.”.

—Pearse Doherty.

173. In page 142, between lines 19 and 20, to insert the following:

**“Report on impact of Irish Real Estate Investment Funds on residential property prices**

60. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report on the impact of Irish Real Estate Investment Funds on residential property prices, and the supply of residential properties, in the State.”.

—Pearse Doherty.

174. In page 142, between lines 19 and 20, to insert the following:

**“Report on Irish Real Estate Investment Funds’ tax liability**

60. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report on the ability of investors in Irish Real Estate Investment Funds (REITs), including pension funds and other investment funds, to neutralise their tax liability in relation to both income and gains from Irish property held by REITs.”.

—Pearse Doherty.

175. In page 142, between lines 19 and 20, to insert the following:

**“Report on options available for introduction of a wealth tax**

60. The Minister shall, within six months from the passing of this Act, prepare and lay before Dáil Éireann a report on options available for the introduction of a comprehensive asset tax otherwise known as a wealth tax. The report shall include options for the collation of data necessary for the assessment of such a tax, definitions of categories of wealth to be

[SECTION 60]

included in such a tax, proposals for the assessment and collection of the proposed tax and estimates of potential revenue raised at various rates of taxation.”.

—Pearse Doherty.

176. In page 142, between lines 19 and 20, to insert the following:

**“Report on prohibition of bank charges on consumer transactions**

60. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report into the prohibition of bank charges on everyday consumer transactions, including ATM withdrawals and purchases made with customer debit cards, especially where a levy is already imposed and collected by the bank to cover Stamp Duty costs on bank transactions.”.

—Pearse Doherty.

177. In page 142, between lines 19 and 20, to insert the following:

**“Report on the possibilities of a tax or taxes on the use of plastic**

60. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report setting out the possibilities for an ambitious tax or set of taxes on the use of plastic, to:
- (a) reduce the overall level of plastic use in the economy; and
  - (b) incentivise widespread re-use and recycling of the plastic that is used.”.

—Pearse Doherty.

178. In page 142, between lines 19 and 20, to insert the following:

**“Report on digital services tax**

60. The Minister shall, within 6 months of the passing of this Act, prepare and lay before Dáil Éireann a report on a digital services tax to be applied to companies operating over a certain threshold.”.

—Pearse Doherty.

179. In page 142, between lines 19 and 20, to insert the following:

**“The linking of DIRT rate and Exit Tax rate on Life Assurance Policies**

60. The Minister shall, within three months of the passing of this Act, prepare and lay before the Oireachtas a report on the breaking of the link between the rate of DIRT and the rate of exit tax from Life Assurance Policies, including the impact of this on life assurance savers.”.

—Michael McGrath.

[SECTION 60]

180. In page 142, between lines 19 and 20, to insert the following:

**“Section 97 of Principal Act (computational rules and allowable deductions)**

60. The Minister shall within three months of the passing of this Act, prepare and lay before the Oireachtas a report on the tax deduction for apartment management fees for multi-unit development management fees.”.

—Michael McGrath.

181. In page 142, between lines 19 and 20, to insert the following:

**“Withholding tax on peer to peer lending**

60. The Minister shall within three months of the passing of this Act, prepare and lay before the Oireachtas a report on the requirement for companies availing of peer to peer loan finance to withhold tax at 20 per cent of interest paid as required under section 246(2) of the Tax Consolidation Act 1997 and on the appropriateness of section 246(2) of the Tax Consolidation Act 1997 to the peer to peer lending and other crowdfunding mechanisms.”.

—Michael McGrath.

182. In page 142, between lines 19 and 20, to insert the following:

**“Standard Fund Threshold on Tax Relieved Pension Funds**

60. The Minister shall within three months of the passing of this Act, prepare and lay before the Oireachtas a report on the Standard Fund Threshold, whether it encourages early retirement for certain individuals who are reaching their Standard Fund Threshold and whether it should be increased from its current €2 million.”.

—Michael McGrath.

183. In page 142, between lines 19 and 20, to insert the following:

**“Standard Fund Threshold in the case of a separation or a divorce**

60. The Minister shall within three months of the passing of this Act, prepare and lay before the Oireachtas a report on how the Standard Fund Threshold on Tax Relieved Pension Funds is calculated in the case of a divorce or separation whereby a Pension Adjustment Order is made to divide the pension fund between the two ex-spouses.”.

—Michael McGrath.

184. In page 142, between lines 19 and 20, to insert the following:

**“Income volatility for the farming sector**

60. The Minister shall within 3 months of the passing of this Act, prepare and lay before the Oireachtas a report on the feasibility of introducing further tax provisions and stabilisation tools to deal with income volatility for farm enterprises both in terms of

[SECTION 60]

income tax and corporation tax.”.

—Michael McGrath.

185. In page 142, between lines 19 and 20, to insert the following:

**“Tax and fiscal treatment of landlords**

60. The Minister shall within 3 months of the passing of this Act, prepare and lay before the Oireachtas a report on the implementation or non-implementation of the proposals outlined in the Report of the Working Group on the Tax and Fiscal Treatment of Rental Accommodation Providers and reasons for the non-implementation of any proposals outlined in that report.”.

—Michael McGrath.

186. In page 142, between lines 19 and 20, to insert the following:

**“Article 12 of the Multilateral Convention**

60. The Minister shall within three months of the passing of this Act, prepare and lay before the Oireachtas a report on Article 12 of the Multilateral Convention and the reasons Article 12 has not been adopted.”.

—Michael McGrath.

187. In page 142, between lines 19 and 20, to insert the following:

**“Report on taxation system**

60. The Minister shall, within six months of the passing of this Act, prepare and lay before Dáil Éireann a report on the impact of the taxation system on inequality and propose measures to make the taxation system fair and progressive.”.

—Paul Murphy, Mick Barry, Ruth Coppinger.

188. In page 142, between lines 19 and 20, to insert the following:

**“Report on bogus self-employment**

60. The Minister shall, within one month of the passing of this Act, prepare and lay before Dáil Éireann a report on the scale of bogus self-employment and measures that can be taken to prevent bogus self-employment.”.

—Paul Murphy, Mick Barry, Ruth Coppinger.

189. In page 142, between lines 19 and 20, to insert the following:

**“Report on tax reliefs for private electric cars**

60. The Minister shall, within six months of the passing of this Act, prepare and lay before Dáil Éireann a report on the cost benefit analysis of tax reliefs for private electric cars versus increases in investment in public transport.”.

[SECTION 60]

—Paul Murphy, Mick Barry, Ruth Coppinger.

190. In page 142, between lines 19 and 20, to insert the following:

**“Report on the cost of reversing Financial Emergency Measures in the Public Interest**

60. The Minister shall, within one month of the passing of this Act, prepare and lay before Dáil Éireann a report on the cost of reversing the Financial Emergency Measures in the Public Interest and related measures in public sector workers pay and restoring pay equality in the public sector.”.

—Paul Murphy, Mick Barry, Ruth Coppinger.

191. In page 142, between lines 19 and 20, to insert the following:

**“Report on impact of Real Estate Investment Trusts**

60. The Minister shall, within one month of the passing of this Act, prepare and lay before Dáil Éireann a report on the impact of REITs in increasing the cost of housing.”.

—Paul Murphy, Mick Barry, Ruth Coppinger.