

TONNAGE TAX 1

METHOD OF MAKING AND GIVING EFFECT TO AN ELECTION FOR TONNAGE TAX [SECTION 697D TAXES CONSOLIDATION ACT 1997 (TCA 1997) AND SCHEDULE 18B PART 1 PARAGRAPH 1(1)(2)(3) TO THAT ACT REFER]

Important: before completing this form please consult the Information Note accompanying this form
This form "Tonnage Tax 1" must be completed and accompanied by a copy of the

- (a) Memorandum and Articles of Association, **and**
- (b) Certificate of Incorporation of the company.

Please complete in CAPITAL letters:

1. Name of company

2. Corporation Tax Reference No.

3. Address and telephone number of registered office of company

4. Full names and addresses of both the company secretary and each of the directors of the company

Name of secretary / each director	Address

[Continue on page 2 if necessary]

[Continued from page 1]

Name of secretary / each director	Address

5. Full names and addresses of each of the beneficial shareholders of the company and the number and class of shares held by each

Name	Address	Number of shares held	Class of shares

[Continue on page 3 if necessary]

[Continued from page 2]

Name	Address	Number of shares held	Class of shares

6. Name, address and telephone number of agent

7. Qualifying Ships and Tonnage Tax Activities (see paragraphs 1 and 2 of the Information Note accompanying this form)

List the number and names of the “qualifying ships”, state whether they are owned, chartered or leased, give their net tonnage and describe the tonnage tax activity for each of the “qualifying ships”.

Number of Qualifying Ships	Name of Qualifying Ship(s)	Owned (O) Chartered (C) or Leased (L)	Net tonnage	Tonnage Tax Activity or Activities [see section 697A(1) TCA 1997]

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Number of Qualifying Ships	Name of Qualifying Ship(s)	Owned (O) Chartered (C) or Leased (L)	Net tonnage	Tonnage Tax Activity or Activities [see section 697A(1) TCA 1997]

8. Strategic and Commercial management of the qualifying ships
Provide particulars of how the strategic and commercial management of the qualifying ship(s) is carried on by the company in Ireland (see paragraph 3 of the Information Note accompanying this form).

Strategic management

Commercial management

9. Accounting period for which election under section 697D TCA 1997 and Schedule 18B Part 1 Paragraph 3 to the TCA 1997 is to take effect.

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10. Type of Election (please tick): (a) Single ☐
- (b) Group ☐

If (b) please indicate the name and address of the representative company and the name of the company secretary.

11. Please state if any income received by the company that benefits / will benefit from the tonnage tax regime is made up of payments from related non-resident parties:

- (a) Yes ☐
- (b) No ☐

If (a) please state:

(a) Country of residence of related party that made payment

(b) Country of residence of immediate parent company within group

(c) Country of residence of ultimate parent company within group

Declaration

I declare that

(name of company)

is a qualifying company* for the purpose of section 697A(1) of the Taxes Consolidation Act 1997 (TCA 1997) and that this form constitutes a tonnage tax election notice in accordance with Schedule 18B Part 1 Paragraph 1(1)(2)(3) to that Act.

I declare that all the particulars given on this form in relation to this tonnage tax election notice are, to the best of my knowledge and belief, correct.

Name in block capitals

Signature

Date

D	D	M	M	Y	Y	Y	Y
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Capacity in which signed

* See paragraph 4 of the Information Note accompanying this form for the definition of a “qualifying company”

INFORMATION NOTE ON THE COMPLETION OF THE FORM “TONNAGE TAX 1”

This form when completed, should be returned to: Revenue Commissioners
Business Income Tax Branch
Revenue House
Assumption Road
Blackpool
Cork
T23 W922
Telephone: 01 858 9883
Email: tonnagetaxadmin@revenue.ie

For any further information on the completion of this form, or on the tonnage tax regime in general, please contact the above telephone number.

1. A qualifying ship is defined in section 697A(1) TCA 1997.
2. “Tonnage tax activities” in relation to a tonnage tax company (as defined under section 697A(1) TCA 1997) means activities carried on by the company in the course of a trade which consists of one or more of the activities described in paragraphs (a) to (g) and (i) and (j) of the definition of “relevant shipping income” in section 697A(1).
3. A company must satisfy both aspects of the ‘strategic and commercial test’ before it can be considered eligible for inclusion under the tonnage tax regime. **The following information should be provided and backed up by hard copy evidence (e.g. copies of contracts, agreements etc.):**

Evidence that strategic management is carried out in Ireland e.g.

- Location of headquarters, including senior management staff
- Evidence of decision-making of the company board of directors in Ireland on significant capital expenditure and disposals, the award of major contracts, agreement on strategic alliances, etc. Where in Ireland were these decisions carried out?
- Evidence of decision-making of the operational board in Ireland. Where in Ireland were these decisions carried out?
- The extent to which foreign based personnel work under the direction of, and report to, personnel based in Ireland. In this context an estimate of the number of personnel / management employed or to be employed in Ireland must be given.

Evidence that commercial management is carried out in Ireland e.g.

- Route planning
- Taking of bookings for cargo or passengers
- Managing the bunkers, provisioning and victualling requirements of ships
- Personnel / crew management
- Training
- Technical management of ships, including decisions on the repair and maintenance of vessels.
- Other relevant information, for example the maintenance of support facilities such as training centres, terminals, etc. in Ireland (the fact that a ship is flagged, classed, insured or financed in Ireland may add further weight to the indicators set out above).

It would be useful to provide an overview of the nature of the company’s business (wet / dry / liner / ferry / offshore / etc.), typical contract and customer types, the operation / description of the marketplace and any additional relevant information. A copy of the company’s business plan, if available, would be beneficial.

4. To qualify for entry into the tonnage tax regime you should note the following: Section 697A(1) TCA 1997 provides that a “**qualifying company**” means a company -
 - (a) within the charge to corporation tax,
 - (b) that operates qualifying ships, and
 - (c) which carries on the strategic and commercial management of those ships in the State.

The information in this document is provided as a guide only and is not professional advice, including legal advice. It should not be assumed that the guidance is comprehensive or that it provides a definitive answer in every case.

The Revenue Commissioners collect taxes and duties and implement customs controls. Revenue requires customers to provide certain personal data for these purposes and certain other statutory functions as assigned by the Oireachtas. Your personal data may be exchanged with other Government Departments and agencies in certain circumstances where this is provided for by law. Full details of Revenue's data protection policy setting out how we will use your personal data as well as information regarding your rights as a data subject are available on our **Privacy** page on **www.revenue.ie**. Details of this policy are also available in hard copy upon request.