



In accordance with section 811D of the Taxes Consolidation Act 1997

This Protective Notification must be returned to:

Office of the Revenue Commissioners
Protective Notification Unit
Large Cases - High Wealth Individuals Division
Ballaugh House
73/79 Mount Street Lower
Dublin 2
D02 PX37

This Protective Notification must be received at the above address within 90 days after the transaction commenced.

Form PN1 Continuation Sheets should be used where necessary.

Number of Form PN1 Continuation Sheets used:

1. Details of person by whom, or on whose behalf, this Protective Notification is being made (Complete in BLOCK CAPITALS)

Full Name

Address (Incl. Eircode)

Business Address - if different from above

Tax Reference Number (Please refer to **Note 3**)

2. Person to whom enquiries should be directed - if different from above (Complete in BLOCK CAPITALS)

Full Name

Address (Incl. Eircode)

Telephone No.

Tax Adviser Identification No. (TAIN) if applicable

Internal Use only

PN Ref. No:

Date Received: / /

3. Transaction Details

Full details of the transaction (please refer to **Note 4**) that is the subject of this Protective Notification (including any part of the transaction that has not been undertaken before this Protective Notification is delivered).

4. Relevant provisions of the Acts

Full reference to the provisions of the Acts (please refer to **Note 5**) that the person, by whom, or on whose behalf, this Protective Notification is made, considers to be relevant to the treatment of the transaction, described at 3. above, for tax purposes.

5. How the relevant provisions of the Acts apply to the transaction

Full details of how, in the opinion of the person by whom, or on whose behalf, this Protective Notification is made, each provision, referred to at 4. above, applies, or does not apply, to the transaction.

6. Why section 811C does not apply to the transaction

Full details of how, in the opinion of the person by whom, or on whose behalf, this Protective Notification is made, section 811C does not apply to the transaction.

7. List of documents

List any documents pertaining to the transaction which are appended to this Protective Notification or, where those documents have not yet been executed, which will be forwarded to the same address as this Protective Notification within 30 days of their execution.

8. Mandatory Disclosure

Is the transaction a 'disclosable transaction', within the meaning of Chapter 3 of Part 33 (please refer to **Note 2**)?

Yes

No

Notes

Note 1.

A Protective Notification in relation to a transaction which was commenced after 23 October 2014 must be received within 90 days after the transaction was commenced.

Note 2.

A “disclosable transaction” is a transaction that gives rise to an obligation to provide Revenue with certain information under the Mandatory Disclosure regime. A protective notification cannot be made in relation to a disclosable transaction unless all four of the following apply:

- (i) The transaction was disclosable by a promoter and not by a person who entered into the transaction.
- (ii) The taxpayer does not have a transaction number because either the promoter or marketer did not comply with their mandatory disclosure obligations.
- (iii) The taxpayer submits a completed mandatory disclosure form (Form MD7) to Revenue.
- (iv) The taxpayer also provides all the information that a Revenue officer may reasonably require to determine if a penalty could be imposed on the promoter or marketer for failing to comply with their obligations under the mandatory disclosure regime.

Note 3.

Tax Reference Number means:

- Personal Public Service Number (PPSN), in the case of an individual, or
- The reference number stated on any return of income form or notice of assessment issued by an inspector or the VAT registration number, in any other case.

Note 4.

Transaction is defined for the purposes of this Form as follows:

- any transaction, action, course of action, course of conduct, scheme, plan or proposal,
- any agreement, arrangement, understanding, promise or undertaking, whether express or implied and whether or not enforceable or intended to be enforceable by legal proceedings, and
- any series or combination of the circumstances referred to above, whether entered into or arranged by one person or by 2 or more persons-
 - whether acting in concert or not,
 - whether or not entered into or arranged wholly or partly outside the State, or
 - whether or not entered into or arranged as part of a larger transaction or in conjunction with any other transaction or transactions.

Note 5.

The Acts are defined for the purposes of this Form as follows:

- the Tax Acts,
 - the Capital Gains Tax Acts,
 - Value-Added Tax Consolidation Act 2010, and the enactments amending or extending that Act,
 - the Capital Acquisitions Tax Consolidation Act 2003, and the enactments amending or extending that Act,
 - the Stamp Duties Consolidation Act 1999, and the enactments amending or extending that Act,
 - Part 18D of the Taxes Consolidation Act 1997, and the enactments amending or extending that Part of that Act,
- and any instrument made thereunder.

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.

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.