



Loan Charge Update - Personal Statement
Individual facing the Loan Charge - Form 2(a)

Loan scheme(s) used / operator(s)

Newquay , Corrance,Hamilton , Hansard , K2 , Ethos Consulting

Approximate liability in £ (nearest £5K)

£99,565

Amount in £ of any money paid to HMRC so far e.g. APNs, Penalties (nearest £5K)

If your loan has been subject to recall demands :

Who is demanding repayment ?

Pinotage Trustees S.A.R.L

How many months/years using loan arrangements

And for how much in £

Report of any action to date by and latest communication from HMRC

02/11/2019 - Demand for £99,56514/03/2022 - discontinuance of JR and resumption of demands

The personal impact (financially and in other ways) so far

I am a Change / Delivery Manager within the Financial Services industry. I am by no means wealthy. I have no assets and I was out of work from October 2017 to December 2018. I have just got divorced and am really at the lowest point of my life. I lived in the spare room at my Mother's house from 2018 to 2021 since I could not afford to pay rent or even support my ex-wife & daughters. I used these schemes in good faith, recommended to me by financial advisors & accountants as legal tax efficient schemes to manage my contracts and associated IR35 legislation. I have not led an extravagant lifestyle and coming from a working class family growing up on council estates I used my earnings to provide the best education that I could afford for my two daughters who are now 23 and 20 and still require support from me. I declared the use of all schemes to HMRC at the time and I had no indication from them during all that time that these schemes were defective or illegal. The April 2019 Loan Charge is exerting a great deal of pressure on me and causing me immense stress. If these schemes are no longer legal I would, of course, never use them. I feel that a retrospective charge is grossly unfair.

The personal impact (financially and in other ways) if HMRC enforce the Loan Charge as laid down in the legislation

HMRC have been pursuing me very aggressively with multiple letters and an Advanced Payment Notice with threatening language. I fear for my mental health and I will engage a therapist as soon as I can afford to do so. I did go to the doctor to seek help with counselling and I have yet to hear anything from the referral which was made over 8 months ago. I am not sure who to turn to and I feel that I am running out of options. There are many contractors in the same position as me (over 100,000) and based upon what I am seeing on the various forums I think that a lot of lives are set to be ruined and turned upside down by the retrospective nature of this Loan Charge. The Loan Charge on top of being unemployed for so long has impacted my whole family since I have been unable to provide for them. My ex-wife and daughters got evicted from their house in October 2018 and both of my daughters are working while they study to contribute to the rent and food bills. If HMRC enforce this unfair charge I will have no option but to declare bankruptcy which will mean that i cannot work at all since my work is primarily within Financial Services. I am struggling to work out next steps. It seems grossly unfair that the people who ran the schemes are not being pursued and normal working class contractors are being retrospectively penalised for their schemes. The arrangements were and are still legal and Mel Stride mislead parliament in including the Loan Charge in the 2017 Finance Act. I am very grateful for journalists and politicians who are speaking out for those of us who are being destroyed by the Loan Charge. I am 48 now and there is no way I will be able to pay a retrospect tax going back so many years - my only choice will be to declare bankruptcy which will mean that I will not be able to get another job since banks / financial service companies do not offer jobs to people who



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have declared bankruptcy or have a problematic credit history. I am not sure how this is beneficial to HMRC.