



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

Loan scheme(s) used / operator(s)

Avsidya SA

Approximate liability in £ (nearest £5K)

£365,000

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 ?

How many months/years using loan arrangements

And for how much in £

8 years

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

I previously requested settlement terms in 2017. Finally got an offer from hmrc in May 2020. Last correspondence was Jan 2021 when they advised they were undertaking a check of my SATR for year ended 05/04/2019. I replied to advise Setu Kamal had advised me loans were subject to cer

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

Financially: complete uncertainty. Daren't undertake any major financial commitments (e.g. we were looking to move home, but that has been shelved) and this could have major implications on my future financial plans, specifically around retirement in 5 years time (as how am I going to be able to repay this sort of amount at such a later point in life!).
Mentally: has made me very short-tempered and intolerant, especially to my son; and this is having a detrimental impact on him (he has become very argumentative, moody and we are getting complaints from school about his behaviour) and family life at home.
What makes it worse is the loans were made directly from my employer and the LC regulations say these loans are exempt from the scope of the charge. Additionally, I am making monthly repayments towards the loans. However, hmrc will not confirm they are out of scope and I have open enquiries dating back to 2012 (10 years now!) hanging over my head!

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

I do not know. The main residence is in joint names, mortgaged and my wife would not agree to sell the property. It would mean me either working for many more years to keep earning to repay the sums involved. Even cashing in fully my pension would not, after tax, pay the whole sum, and that would leave me relying on the State for financial assistance/benefits to cover living costs, etc.