



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

Loan scheme(s) used / operator(s)

Aston Management Ltd

Approximate liability in £ (nearest £5K)

£1,300,000

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 :

£15,000

Who is demanding repayment ?

How many months/years using loan arrangements

And for how much in £

10

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

Negotiating a settlement since 11/05/20 to take into account working expenses incurred (with 3 different caseworkers). HMRC would only allow certain % of expenses ???. Offered to pay half of settlement for quick resolution but was rejected. Unable to get 2nd charge on my home to settle.

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

I had to pay £500 per month for 6 months whilst my settlement pack was being processed, this caused a strain on my budgets and restricted me from visiting my elderly mother. Although we did reach a settlement early last year and I paid just over £8000 to leave a round figure for HMRC to put a charge on my home. Unfortunately my mortgage company would not allow this. I offered to draw up an equivalent solicitor covenant but this was rejected by HMRC so we seem to be at a stalemate and have not heard from HMRC on this subject for nearly a year. The impacts so far have been crippling on my mental wellbeing and my family with the constant bombardment of Enforcement letters coming through the door demanding full payment in a matter of days and the endless phone call trying to speak to someone about my case to sort it out. Most of the phone numbers on these letters just ring and nobody answers. Some of these letters were demanding payment right in the middle of the Covid crisis. I am still receiving enforcement letters for some of the years included in the settlement pack?

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

If HMRC enforce the Loan charge and ignore the fact that I had a settlement pack in place then I think the whole 10 years of misery and pain will start all over again. I would be charged additional back dated interest and penalties for loans that were taken in good faith (with bad advice) at a time when HMRC Tax specialists were saying they were legitimate but then later saying they were not and retroactively trawling in 1000's of naive contractors who used this tax vehicle instead of forming their Limited companies. So I believe this would have a much greater impact on me than reaching my settlement both financially and on my mental health with more ongoing unfairness and confusion.