

Form CG1 2016 Helpsheet

Who should complete a Form CG1 2016?

This Capital Gains Tax (CGT) return should be completed by anyone who disposed of an asset or assets during 2016 and who is either not obliged to submit an Income Tax Return, or makes their Income Tax return on an electronic Form 12

I am not resident in Ireland do I have to complete a CG1?

You will be obliged to pay CGT and should complete the CG1 if you do not normally make an Income Tax return and you have gains from the disposal of:

- Land, buildings and minerals in the State
- Exploration or exploitation rights in the Continental Shelf
- Unquoted shares deriving the greater part of their value from land, buildings or minerals in the State or exploration and exploitation rights in the Continental Shelf
- Assets which are used for the purpose of a trade carried on in the State

Where can I get more information on CGT?

The following leaflets give detailed information about CGT, including information on exemptions and reliefs, and include a calculation sheet.

- Guide CGT1 – Guide to Capital Gains Tax and
- Leaflet CGT2 – A Summary of the Main Features

Both are available on Revenue's website www.revenue.ie

When should I pay my 2016 CGT liability?

The due date for paying CGT is determined by the date on which you disposed of the asset. The CGT tax year is divided into two periods.

For 2016 the due dates are as follows:

- Disposals in the period 1 January 2016 to 30 November 2016 inclusive - 'initial period'
- CGT due by **15 December 2016**
- Disposals in the period 1 December 2016 to 31 December 2016 inclusive - 'later period'
- CGT due by **31 January 2017**

Interest charges may arise where the full amount of tax due is not paid by the due date specified above.

Your payment should be accompanied by a payslip for the period. Payslips are available on Revenue's website www.revenue.ie or from the Collector-General's Division. It is possible that a refund may arise within the year, for example where a payment was made on a gain arising in the 'initial period' and a loss arises in the 'later period'.

When should I file my CG1?

On or before the **31 October 2017**. There is provision for a surcharge where the return is submitted after that date.

What surcharges do I need to be aware of?

There may be a surcharge depending on your Local Property Tax (LPT) return status.

A surcharge should be added to the final liability if you file the CG1 on time but, at the date of filing, you have either:

- Failed to submit your LPT return
- Failed to either pay the LPT due or enter into an agreed payment arrangement

The amount payable in your Self-Assessment should be increased by 10%.

Where the LPT is subsequently brought up to date, the amount of the surcharge will be capped at the amount of the LPT liability involved. The LPT Branch can offer assistance about this.

There may be a surcharge if you file your CG1 late.

A surcharge should be added to the final liability if you file the return after 31 October 2017. The surcharge is either:

- 5% of the amount of the tax due subject to a maximum of €12,695 where the return is submitted from 1 November 2017 to 31 December 2017 inclusive
- 10% of the amount of the tax due subject to a maximum of €63,485 where the return is submitted after 31 December 2017

What will happen if I do not file a CG1, or make a false return or claim?

Both civil penalties and criminal sanctions can be imposed for

- The failure to make a return
- The making of a false return
- Facilitating the making of a false return
- Claiming allowances or reliefs which are not due

In the event of a criminal prosecution, a person convicted on indictment of an offence may be liable to either one or both the following:

- A fine not exceeding €126,970 and/or to a fine of up to double the difference between the declared tax due and the tax ultimately found
- Imprisonment

Contact Numbers

Please note that the rates charged for the use of 1890 (LoCall) numbers may vary among different service providers.

	Within ROI	Outside ROI
LPT Branch	1890 200 255	+353 1 702 3049
Collector-General's Division	1890 203 070	+353 61 488 000