

Part 05-02-10

Road Haulier Drivers (Employees)

Subsistence Rates

Reviewed May 2017

An Agreement was reached in September 1996 between Revenue and the Irish Road Haulage Association (IRHA) in respect of the conditions and guidelines covering the reimbursement of subsistence allowances free of tax by road haulier firms (employers) to road haulier drivers (employees). The text of the Agreement is set out in the Appendix.

Where an employee's allowable expenses are reimbursed free of tax by an employer, the question of an income tax claim by the employee for those expenses does not, of course, arise.

Members of the IRHA have the option of operating on the basis of the agreed rates outlined below and attaching conditions, or the Civil Service rates. Alternatively, they can reimburse employees for **actual** receipted expenditure incurred.

Where the amounts reimbursed by employers are in excess of the amounts referred to above, the excess is subject to tax, USC and PRSI in the normal way.

NOTE: Employers are not required to be members of the IRHA to operate these rates.

Subsistence Rates

With effect from 1 May 2009	Subsistence payable to employees with gross weekly wage of up to €360	Subsistence payable to employees with gross weekly wage of between €360 - €425	Subsistence payable to employees with gross weekly wage of €425 & upwards
Travel more than 5 miles & absence of between 5 and 10 Hours	€12.57	€12.57	€13.71
Travel more than 5 miles & absence of greater than 10 hours	€25.37	€25.37	€33.61
Travel more than 50 miles in the State – 24 hours absence	€33.19	€40.58	€47.03
Overnight in Britain and N Ireland – 24 hours absence	€51.63	€63.93	€71.29
Europe & Elsewhere – 24 hours absence	€61.47	€70.07	€86.05
1 January 2009 to 30 April 2009	Subsistence payable to employees with	Subsistence payable to employees with	Subsistence payable to employees with

	gross weekly wage of up to €375	gross weekly wage of between €375 - €442	gross weekly wage of €442 & upwards
Travel more than 5 miles & absence of between 5 and 10 Hours	€16.76	€16.76	€18.28
Travel more than 5 miles & absence of greater than 10 hours	€33.83	€33.83	€44.81
Travel more than 50 miles in the State - 24 hours absence	€44.26	€54.10	€62.71
Overnight in Britain and N Ireland - 24 hours absence	€51.63	€63.93	€71.29
Europe & Elsewhere - 24 hours absence	€61.47	€70.07	€86.05

APPENDIX

Agreement between Revenue and the Irish Road Haulage Association (September 1996)

Conditions and Guidelines

All the conditions set out herein must be complied with, otherwise this agreement cannot be availed of.

Conditions

- (i) Appropriate books and records must be maintained by the employer so that an Inspector of Taxes can, on inspection, identify a driver receiving expenses with the job he/she has done, i.e., the records should indicate:
 - (a) Details of journey,
 - (b) Departure time,
 - (c) Destination,
 - (d) Invoice re: journey or delivery docket,
 - (e) Expense sheet signed by driver and duly authorised.

These records must be maintained for six (6) years. An example of an expense sheet is attached for use or guidance.

(ii) All tachographs must be fully completed and made available to Revenue auditors. The tachographs must be maintained for the two years prior to the current year.

(iii) The following rates will apply

<u>SUBSISTENCE</u>	Gross Salary per week IR£ Up to 200 £	Gross Salary per week IR£ 201 to 230 £	Gross Salary per week IR£ 231 & up £
Travel 5 Miles, Absence 5 - 10 hours	7.12	7.12	7.12
Travel 5 Miles, Absence 10 Hours Plus	14.41	14.41	14.41
Travel 50 Miles, Absence 24 Hours (R.O.I & N.I.)	Up to 22.00	27.00	30.00
Overnight in U.K. 24 Hours Absence	Up to 26.00	32.00	35.00
Europe & Elsewhere 24 Hours Absence	Up to 30.00	35.00	42.00

(iv) The subsistence payments cover expenses wholly, exclusively and necessarily incurred in the performance of drivers' duties. At no stage can they be regarded as an addition or as a substitute for wages.

Notes

- (a) Drivers would be able to claim the above rates while sleeping in cabs.
- (b) Time spent on board the long distance ferries from Ireland direct to Europe excluding UK will not count for the overnight and no subsistence should be paid for the 2 days of the trip where a return is applicable. However, where a driver has commenced work or started his return trip ten hours or more prior to boarding the ferry and is more than five miles from base then the IR£14.41 rate applies
- (c) The industry norm would suggest that a gross salary of IR£170.00 per week is representative of a basic wage for drivers. However, due consideration should be given to the type of haulage undertaken, age and experience of drivers and the size of the organisation, when a lower figure could apply.

- (d) The allowances of IR£22.00 to IR£42.00 are inclusive of the 10 hour subsistence rate of IR£14.41.
- (e) The terms and operation of this agreement will be reviewed in two years time.
- (f) Notwithstanding anything contained in this document in relation to the re-imbursement of subsistence expenses, the Revenue reserve the right to take any steps they deem appropriate if they consider that these arrangements are being exploited for tax avoidance purposes or are otherwise misused or abused.

EXPENSE SHEET**COMPANY NAME:** _____**ADDRESS:** _____**SUBSISTENCE ALLOWANCE****Name of Driver:** _____**Date & Time of Departure:** _____**Date & Time of Return:** _____

Journey From:	To:	And Return IR£
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Expenses @ 40 x	=	
@ 35 x	=	
@ 30 x	=	
@ 15 x	=	
@ 7 x	=	

Pay By Cheque No.

Cash	_____

Balance	=====
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DRIVER'S SIGNATURE: _____ **DATE** _____**EMPLOYER'S SIGNATURE** _____ **DATE** _____