ePSWT implementation guidance

Part 18-01-05A

This document should be read in conjunction with sections 520 to 529 Taxes Consolidation Act 1997, the Finance Act 2020 and Tax and Duty Manuals Part 18-01-04 and Part 18-01-05

This document was created May 2021



The information in this document is provided as a guide only and is not professional advice, including legal advice. It should not be assumed that the guidance is comprehensive or that it provides a definitive answer in every case.

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1 Introduction

This manual provides guidance on the online electronic Professional Services Withholding Tax (ePSWT) system, which shall go live from 1 July 2021.

Section 13 of the Finance Act 2020 provides for changes to the operation of PSWT including:

- the cessation of the use of the F45 and F43 forms and the introduction of electronic Payment
 Notifications via Revenue Online Service (ROS), and
 - the submission of additional information in respect of non-resident service providers (including the country of residence, the tax reference number used in that country, the address and contact details).

ePSWT will allow accountable persons to: -

- input Payment Notifications (PNs)
- upload batches of PNs
 - search PNs and make amendments where appropriate
 - generate a PDF acknowledgement of selected PNs
 - generate a report of PNs.

ePSWT will allow specified persons to: -

- search PNs where PSWT was withheld from payments made to them
- generate a PDF acknowledgement of selected PNs
- generate a report of PNs.

ePSWT has no effect on the services under the remit of PSWT and which remain unchanged. Full details on the operation of PSWT are contained in Tax and Duty Manuals (TDM) <u>Part 18-01-04</u> and <u>Part 18-01-05</u>.

2 Background to ePSWT

In accordance with sections 520 to 529 Taxes Consolidation Act (TCA) 1997, when an accountable person (e.g. a public service body) makes a relevant payment for professional services to a specified person (service provider):

- PSWT at a rate of 20% is deducted from the payment and remitted to Revenue,
- o the balance of 80% is paid to the specified person, and
- the accountable person is issued a paper F45 detailing the payment and the PSWT deducted to the specified person.

Each paper F45 has a security number. Paper forms and security numbers are issued by Revenue to accountable persons. Issues related to discrepancies in payment or lost/stolen F45 forms are dealt with by the issuing of a F43 form, which is an additional administrative burden on customers.

The introduction of ePSWT on 1 July 2021, in accordance with Finance Act 2020, means that the accountable person will make a PN online on ROS (in the new ePSWT system) and remit 20% as part of the F30 monthly return, as normal. ePSWT means that the accountable person will not be issuing any paper forms to specified persons. ePSWT will provide a facility to amend PNs (in

certain circumstances) and will end the need for the F43 form. These changes will end the creation and transferring of more than 500,000 paper F45 forms annually and will greatly ease the administrative burden for all parties.

In March 2021 Revenue wrote to accountable persons to advise them about ePSWT.

3 ePSWT system

When in ROS, a user can access the ePSWT system by selecting "Manage Professional Services Withholding Tax" from the main ROS services page. The screen presented to ROS users depends on the type of user accessing ePSWT. Where the ROS user:

- is registered for PSWT and is an accountable person, the section in figure 1 highlighted in RED will be displayed,
- was registered for PSWT but the registration is ceased, the section highlighted in RED will be displayed but the two buttons highlighted in ORANGE will be greyed out/read-only and will not be click-able,

is not registered for PSWT and is a specified person, the section outside of the **RED** highlighted area ('PSWT Withheld from You') will be displayed.

Professiona	ll Services Withholding Tax (<u>ePSWT</u>)	
Accountable Persons ar	re required to submit information electronically to Revenue about payments, tax withheld and specified persons.	
	available to provide Revenue with this information; you can input individual payment notifications or upload a CSV file with a larger quantity of Once the information has been uploaded, you can query, amend or delete payment notifications and generate a PDF acknowledgment of your	
	nt Notification CSV Template on CSV file and associated documentation outline what information you need to submit to Revenue. Follow the guide to compete your CSV file	
Download CSV Te	emplate Implate Download CSV Documentation Implate Implate	
Upload Payment N	lotification	
Input Payment N		
Manage Paymen	t Notifications	
This function allows	you to search and amend payment notifications previously filed by you.	
Manage Payment	Notifications	
SWT Withheld f	rom You	
This facility will allo	w you to view Payment Notifications submitted by Accounable Persons where PSWT was withheld from you.	
View Payment Notif	ications	
e 1 ePSWT pag	ge on ROS	
		90

4 Inputting a Payment Notification

After selecting **Input Payment Notification**, the accountable person will be provided with an input screen to complete. The first question on the screen form is about the type of specified Person. There are two types of specified person:

- resident
- non-resident.

4.1 Resident/Non-resident definition

Accountable persons are not required to determine the tax residency status of specified persons. Specified persons are required to provide the accountable person with an active or ceased Irish Tax Reference Number (TRN). This TRN must be an IT, CT or VAT number. For example, if the specified person has/provides an RCT number, that number cannot be entered/used. The accountable person should advise the specified person that it is obliged to deduct tax before making the payment and an IT, CT or VAT number is required. If the specified person does not have an IT, CT or VAT number, then it is likely to be a non-resident.

Resident

For the purposes of ePSWT processing, a "resident" specified person is

- an Irish resident, or

a tax entity located outside of the State which has an Irish TRN (IT, CT or VAT).

Non-resident

For the purposes of ePSWT processing, a "non-resident" specified person is a person or tax entity located outside of the State which does **not** have an Irish TRN (IT, CT or VAT).

4.2 Submitting a Payment Notification for a resident specified person

When inputting a payment notification different information is required depending on whether the specified person is resident or non-resident. The fields for a resident specified person are shown in figure 2 below.

Revenue	Input Payment Notifications
← Back	Input Payment Notification Please enter your details of the Payment Notification below. The specified person is a Resident ~ Name
	Address Tax Type
	IT Resident Tax Reference Number
	Payment date DD/MM/YYYY 03/08/2021
	Gross Payment Amount
	2000

Figure 2 Input PN for resident specified person

4.2.1 Selecting the correct Tax Type

There are three options to choose from, which are IT, CT or VAT.

- A (resident) specified person must be registered for either 'IT', 'CT', or 'VAT'. When the accountable person is submitting a PN, it must include a
 - (i) 'tax type' which one of the three tax type options, and
 - (ii) a corresponding Irish TRN.
- If the combination of TRN and tax type entered does not exist on Revenue's records, an error message will be presented on screen.
- If the specified person is a company, the tax type to choose is CT (Corporation Tax).
- If the specified person is an individual, the tax type is IT (Income Tax).
- If the specified person is a partnership, trust, unincorporated body (co-operative, society, etc.), the tax type is IT (Income Tax).
- If inputting the tax type of CT or IT results in an error message, VAT should be used as the tax type and the corresponding VAT number should be entered. This will cover the small percentage of specified persons that are not registered for CT or IT but are registered for VAT.
- If you still get an error message, you should confirm the TRN details provided to you by the specified person. If there is still an issue in filing the PN for that specified person, you

should contact Revenue via MyEnquiries.

4.3 Submitting a Payment Notification for a non-resident specified person

PNs for non-resident specified persons are submitted in the same way as for residents, except the information fields to be completed are slightly different. The fields are as follows: -

- Name
- Address
- Country of residence
- Non-resident tax reference number (TRN from foreign jurisdiction)
- Payment date
- Gross payment
- Amount of PSWT withheld
- Phone number of non-resident*
- Email of non-resident*

* Either the phone number or the email address of the non-resident is required to be included on the PN.

4.4 Gross payment definition

The gross payment is the relevant payment under PSWT, including the PSWT which is to be deducted but **excluding** VAT.

Other items reimbursed to the specified person which do not come under the remit of PSWT should be excluded, e.g. Stamp duty, Land registry fees, Court fees, etc. See Section 1.4 of TDM Part 18-01-04 for further details on this.

5 Uploading bulk Payment Notifications by CSV file

When an accountable person wants to upload a bulk Payments Notifications file, they should select **Upload Payment Notification CSV file**, on the Manage Professional Services Withholding Tax screen (figure 1). On selecting this option, the accountable person will be invited to browse and select a CSV file they want to upload (figure 3).

The CSV file is in a predefined format. A template and guidance on the CSV file are available to download from the main ePSWT landing page on ROS. In addition, a copy of the CSV file, a sample CSV file with five payments, and the CSV file guidance are available on the <u>Revenue website</u> in the ePSWT information section.

Detailed guidance on the structure of the CSV file is provided in the guidance document and is not repeated in this manual. The following is a table of requirements about the information fields to be completed, or to be left blank (or null) when making PNs for both resident and non-resident specified persons.

	Resident	Non-resident	
isNonResident	N	Y	
taxType	Populate	Null	
residentTaxRegistrationNumber	Populate	Null	
Name	Populate	Populate	
Address	Populate	Populate	
paymentDate	Populate	Populate	
grossPaymentAmount	Populate	Populate	
taxWithheldAmount	Populate	Populate	
non Resident Tax Reference Number	Null	Populate	
nonResidentCountryOfResidence	Null	Populate	
nonResidentPhoneNumber	Null	Populate either one of these fields. An entry in one of these fields is required	
nonkesident honerdinber	Null		
non Resident Email Address	Null	(and the other field is then 'Null').	
Revenue Market Upload Payr	nent Notifi	cations via CSV	
Upload Payme	ent Notificatio	ons via CSV	
This is a facility for accountable notifications within the allowab		a pre-defined format to submit details of payment	
Q Browse files			
No files selected			
		Continue	

Figure 3 CSV file upload screen

It is possible for an accountable person to submit multiple CSV files on a single day. For example, multiple files may be uploaded on a single day in advance of a bank holiday weekend or the Christmas period covering the period when daily files would be uploaded otherwise.

5.1 CSV validations

When the CSV file is uploaded it will be validated to confirm its structure, and that the contents are correct. The validations on the CSV file are as follows: -

General file validations: -

- a. file must be CSV and cannot be greater than 10MB
- b. file must have less than 5,000 line items
- c. the first and third rows must contain the correct headings (provided by Revenue)

- d. the accountable person's TRN will be validated
- e. CSV version will be validated, and
- f. fields will be checked to ensure they have content. There are different rules for resident and non-resident specified persons, e.g. 'country' is needed for non-resident.

Specific validations on each PN line item are: -

- g. name cannot be greater than 100 characters
- h. name cannot have invalid symbols, e.g. \$%^&*
- i. address cannot be greater than 300 characters
- j. Irish TRN cannot have more than 9 characters
- k. Irish TRN and tax type will be validated to confirm a Revenue record (for resident).
- I. Payment date has a series of validations
 - i. must be after 1/7/21
 - ii. must be today or up to 7 days in the future
 - iii. must not be covered by a filed F30
 - iv. must not be in the last month or earlier, if the date is beyond the 23rd (filing date of F30)
 - v. must not be covered by a filed F35
 - vi. must not be in the last year or earlier, if the date is beyond the 23rd of February (filing date of F35)
- m. Payment value must be a positive number and less than 1 billion
- n. Deduction value must be 20% of payment value.

5.2 CSV Review

When the CSV file upload passes the initial review (as per the general file validations at 5.1 (a) to (f) above), the accountable person will be presented with a view of each of the PNs which passed full validation (figure 4 overleaf).

During the upload, each PN will be assigned a unique PN Reference number (ID).



Payment Notification ID	Employee Name	Non-Resident Tax Registration Number	Payment Date	Gross Payment Amount	Amount of Tax Withheld	Action
9876	Jack Frost		02/08/2021	€100,000.00	€20,000.00	View
8765	Joe McJoe		03/08/2021	€10,000	€2,000.00	View
7654	Jane McJane		04/08/2021	€1,000.00	€200.00	View

Sign and Submit Payment Notifications

Figure 4 Review PNs after CSV upload



The accountable person will have an option to download a report on the PNs which failed.

The failed PN report will be in the form of a CSV file with details of the failed PNs and details of the validation rule which triggered and caused the PN to fail. Note: there will be no **permanent** record held in ROS of the PN failures. The accountable person has a one-time opportunity to download the report of the failed PNs at the point of upload.

A new upload record will need to be created for those payments that fail when the correct data is available. For example, say an accountable person uploads a CSV file of 500 PNs, of which 490 pass the validations and 10 fail. The accountable person will need to correct the data in the 10 failed PNs, as informed by the validation rule that triggered the failure and upload a new CSV file for the 10 PNs.

6 Managing Payment Notifications

Accountable persons can examine all PNs they have submitted previously. There are various facilities available which enable accountable persons to easily confirm that they have submitted all Payment Notifications that they are required to submit.

Searching Payment Notifications

Accountable persons will have a facility to search all the PNs that were successfully submitted. Search options can be refined using various filters including: -

- Year of payment
- Month of payment
- PN reference number (ID)
- Resident or non-resident specified person
- Payment date
- Date PN was submitted
- Specified Person name (or part of)
- Tax Registration number (or part of).

^ Payment Notifications - Residents

Payment Notification ID Filter by ID	Specified Person Name	Tax Type	Tax Registration Number	Payment Date	Gross Payment Amount	Amount of Tax Withheld	Action	Select All Payment Notifications
1234	John Doe	Ш		02/08/2021	€100,000.00	€20,000.00	View	
2345	Jane Doe	<u>CT</u>		03/08/2021	€10,000	€2,000.00	View	
3456	Sean Doe	VAT		04/08/2021	€1,000.00	€200.00	View	

View / Download CSV

Generate PDF Acknowledgement

Figure 5 Search for PNs

Generating a PDF acknowledgement for Payment Notifications

When the accountable person has completed a search, they can select either specific or all PNs from the results screen and generate PDF Acknowledgements. The PDF acknowledgements can be issued to the specified person(s).

Accountable persons are required to issue these acknowledgments to non-resident specified persons. Resident specified persons can search and generate their own PN acknowledgements on ROS, and do not require to have acknowledgements issued to them by accountable persons.

Generating a Report of Payment Notifications

When the accountable person has refined their list of PNs in the search facility, they can view and generate a CSV report of all PNs listed in the search results.

The data in the CSV report is the same as the data which was uploaded for the PN (whether by CSV bulk upload or individual direct ROS input), plus the following: -

- Payment Notification reference number (PNRN)
- Date the PN was submitted.

Amending a Payment Notification

Where an error is discovered in a payment notification, an accountable person can self-correct the record up until the F35 for the period has been filed. Once a PN is selected in the search functionality, the accountable person has the option to amend some or all fields of the PN (see below for details of when amendments can be made). An accountable person can delete an existing PN or add a new PN for a previous F30 period (see below for details of within restrictions).

It is expected that a common scenario when a PN will be amended is where there were subsequent issues with the payment made which are notified after the PN was submitted. in this scenario the accountable person would delete the PN and submit a new PN when the payment issues are resolved.

Critically, if the accountable person submits a payment notification which relates to a previous period or amends a payment notification by increasing the payment amount and the F30 for that period has already been filed, they will need to adjust their next F30 and payment to Revenue to reflect the increased PSWT to be remitted. Similarly, reductions in payments for periods where the F30 has been filed will have the opposite effect on the next F30 payment, i.e. reducing the payment value by the amount of the reduction in the amended Payment Notification.

The filing of the F35 will reconcile all amendments carried out in the annual period. It should be noted that once the P35 is filed no further amendments are possible to Payment Notifications for the period covered by the F35.

The following rules apply to any amendments to a PN. An amendment can be done:

- only for a period in respect of which the F35 has not yet been filed, or
- for the previous year up to 23 February (the due date for the F35) or until the F35 is filed, or
- on individual Payment Notifications as there is **no** CSV bulk upload option.

To amend a PN, an accountable person should search the PNs and select the "View" link (figure 5 above). Two options are available once the PN has been selected; to "Amend" or "Delete".

Not all PNs are amendable, even within the date periods noted above. For example, if a specified person has made an interim refund claim for the credit, already received an offset or a refund. If the accountable person still needs to amend that PN, it will need to contact Revenue through MyEnquiries.

		Amend	Delete
Payment Notification detail			
These are the details for this Payment Notification.			
Resident Payment Notification			
Name	John Doe		
Address	2 Example Street, Example <u>City</u>		
Tax Type	<u>11</u>		
Resident Tax Registration Number			
Payment Date	06/10/2021		
Gross Payment Amount	€10000.00		
Amount of Tax Withheld	€2000.00		
			Close

Figure 6 Select Amend or Delete to correct the record

- If the "Amend" button is selected, the accountable person can amend the following aspects of a PN:
 - o Name
 - o Address
 - Tax Type
 - o TRN
 - Payment Date (if the new date must be within the parameters specified above), and
 - Gross Payment Amount.
 - (Note that the amount of tax withheld will be re-calculated automatically.)

The same validations will be carried out on an amended PN as on the original PN before the accountable person can sign and submit the amendment.

• The accountable person can delete the entire PN, if the Payment Date falls within the threshold parameters specified above.

Correcting the record by adding a Payment Notification

An accountable person can also submit a one-off PN relating to a previous period, even if the F30 for that period is filed. As with amendments there is no CSV bulk upload option. The accountable person can create a one-off PN within a wider date range threshold parameter (specified above), when they use the ROS screens.

7 Agents

Agents have full access to the ePSWT system where they are linked to their client for the taxhead on Revenue's records.

Accountable Person Clients

Agents linked to the live PSWT tax registration of their clients who are accountable persons will have access to the full range of ePSWT functions.

Similar access as per Section 3 above is provided to agents when they are linked to a client through a ceased PSWT registration.

Agents linked to an accountable person through other tax registrations will be presented with the "PSWT withheld from you" option on the ePSWT landing page.

Specified Person Clients

Any agent linked to a tax registration will have access to the "PSWT withheld from you" option on the ePSWT landing page.

8 F35 filing

ePSWT introduces a number of changes to the F35 filing process.

Note: The F30 process is unaffected by the new system. However, where an amendment to a PN results in an amended F30 liability but the F30 has already been filed for that period, it is not possible file an amended F30 for that period. Instead, the accountable person is required to adjust the subsequent F30 liability up or down in accordance with the amended PN(s) made. See Section 6 above.

Two F35 returns for the 2021 calendar year

ePSWT is being introduced mid-year, from 1 July 2021. This necessitates two separate F35 returns for the 2021 calendar year.

The first return will be for the period 1 January 2021 to 30 June 2021. This return must be filed prior to **23 August 2021**. This return is similar to all previous F35 returns (other than its shorter period) in that it must be filed with an associated schedule of payments made to each specified person during the period.

The second return will be for the period 1 July 2021 to 31 December 2021. This return must be filed prior to **23 February 2022**. Unlike all previous F35s, this return does not require a schedule of payments and only the F35 needs to be filed.

Ending of the requirement to file a Schedule of Payments

F35 filings after 2021 will not require a schedule of payments. From 2022 et seq. only the F35 itself need be filed. This represents an administrative saving in the ePSWT system.

Section 891B filing and the derogation on Schedule of Payments filing

Accountable persons who are obligated to file an S891B return **and** who identify PSWT payments on their s891B, are not currently required to submit a schedule of payments with their F35 return.

The legislation providing for ePSWT requires that an F35 is filed for the period 1 January to 30 June 2021. The F35 for that period should include the schedule of payments and therefore the derogation regarding the S891B return does not apply.

For the second F35 return for the 2021 period and future F35 returns a schedule of payments is not required. Accordingly, the derogation is no longer relevant.

9 Other issues for Accountable Persons

Paper forms and unused F45 numbers after 1 July 2021

After filing the first F35 return for the 2021 period, accountable persons are required to return all unused F45 forms to Revenue. Accountable persons should not be retaining any F45 forms after 23 August 2021.

All unused F43 forms should be returned after 30 November 2022. The address to send these forms is: -

Revenue Printing Centre Unit H, Furry Park Industrial Estate Swords Road, Dublin 9 D09 F2RW

If an accountable person is using blocks of unique numbers provided by Revenue in their financial software in generating F45s, these unused numbers should be returned to Revenue. After the accountable person files the first return for the 2021 period (on or around 23 August 2021), they should submit an enquiry (on MyEnquiries) with the following information: -

- the unique reference number used on the last F45 issued
- the block of unused numbers which was issued to it by Revenue.

When should a Payment Notification be made following a payment?

The legislation regarding Payment Notifications states "on making a relevant payment, shall submit to the Revenue Commissioners a notification".

Revenue's interpretation of this is that the PN should be made as part of the payment run or immediately after the payment run. It is acknowledged that accountable persons may have established processes for printing F45s and transmitting bank payment files, which may include some future dating to facilitate the smooth operation of PSWT. In order to minimise the changes to processes that accountable persons may have in place Revenue will therefore allow a PN to be submitted which can have a forward date of up to 7 days into the future.

Amendments to paper F45 after 1 July 2021 up to 23 August 2021

Accountable persons should be aware that with the filing of the F35 for the first part of 2021 on 23 August 2021, all amendments to F45s occurring in this (first) period need to be completed by then.

Any F43s which need to be issued to amend any previously issued F45s must be done prior to 23 August 2021.

Preparing for ePSWT - testing

Revenue will provide an opportunity for accountable persons to test a CSV file prior to the ePSWT system going live. It is intended that from mid-May, an accountable person can send a CSV file of all its specified persons via MyEnquiries. Revenue will test the file and report back (via MyEnquiries) on the exceptions.

10 ePSWT access for Specified Persons

As noted above, ePSWT has no effect on what services are under the remit of PSWT; the definitions of professional services remain unchanged. If your services do not currently fall within the remit of PSWT in the paper system, they will remain outside the scope of PSWT in ePSWT.

A specified person can access information about PSWT payments and deductions (PNs) on the ROS page 'PSWT Withheld from You'.



Figure 7 ePSWT page on ROS for Specified Person access

Specified persons, or their agents, can view the PN details but cannot make amendments. The details provided include the Name and TRN of the accountable person who made the PN as well as details of the payment. Searches can be carried out based on search criteria, including specified period, nominated accountable person (name only) or all accountable persons. Specified Persons can also produce the 'Payment Notification Acknowledgement' PDF documents which can be saved or printed. The summary search results can be exported to CSV.

In May 2021 Revenue wrote to specified persons (based on 2019 PSWT claims) to advise them about ePSWT.

11 Specified Persons preparations for ePSWT

The bulk of the administration of the PSWT system is managed by accountable persons. Specified persons can assist with, and prepare for, the implementation of ePSWT by ensuring that the relevant details and contact information held by accountable persons to whom they provide services is correct.

As set out in Table 1 above the information that accountable persons need to include when making a PN for resident specified persons are:

- TRN
- Name and address

Up to date information ensures that ePSWT payment notifications are processed accurately, and the PSWT deductions are correctly recorded on the specified person's Revenue record. In

addition, specified persons should ensure that the bank payment details provided to accountable persons are up to date. This ensures that the direct payment to the specified person is processed when the payment run is done and is not returned as an 'unpaid' by a bank and does not require the deletion and re-issue of a PN.

<u>Paragraph 4.2.1</u> provides guidance to accountable persons on 'tax type'. Specified persons do not need to contact Revenue or any accountable persons that they provide services to as any queries about 'tax type' will be followed up by the accountable person.

12 Interim refunds for Specified Persons

Under the paper system specified persons can apply for an interim refund when certain conditions are met. This process (as per section 4 of TDM Part 18-01-04) requires the submission of:

- a completed F50 paper form, and
- the relevant F45 forms as required to calculate the interim refund.

From 1 July 2021 PNs will replace paper F45 forms, and the F50 form will be adjusted to take account of PNs. In making an interim refund, the specified person will need to specify the period that the refund request refers to and the PN reference numbers that are the subject of the claim. There will no longer be a need to submit a large quantity of paper F45 forms.

Interim refunds which cross the implementation period June to July 2021 will require two separate interim refund requests. Both a paper interim refund submission and an electronic interim refund submission will have to be made during this period.

The following material is either exempt from or not required to be published under the Freedom of Information Act 2014.

[...]



Appendix – Acknowledgment of payment notifications







Acknowledgement of Payment Notifications made under PSWT

This acknowledgement provides the details contained in Payment Notifications to Revenue.

Accountable Person Name: Public Sector Body XYZ Accountable Person Tax Ref No.: 7654321A Specified Person Name: Joe Blogs and Associates Specified Person Tax Ref No.: 1234567A

Date of Payment	Amount of	PSWT Deduction	Payment
	Payment		Notification Ref No.
01/07/2021	€,1000.00	€200.00	123456789C

The Payment Notification Ref No. noted above is a key requirement for specified persons when making a claim on PSWT credits which have been withheld and remitted to Revenue.

Yours faithfully

Branch Manager's Name Branch

Date acknowledgement created – dd/mm/yy