

# Tax-saving opportunities for Proprietary Directors

If you are a **Proprietary Director** (i.e. a director who owns or controls more than 15% of the shares in your company), you are obliged to file self-assessment tax returns by 31 October 2023 (or 15 November 2023 for ROS users) in respect of last year, even if all of your income is taxed under the PAYE system.

If your income includes non-PAYE income you must pay any balance of Income Tax, PRSI and USC outstanding from last year. You will also need to consider paying Preliminary Tax for the current year.

You can reduce your 2022 total tax liability and you may even receive a refund from the revenue. This can be achieved by personally making a lump sum pension contribution by 31 October 2023 and also by this date electing to backdate the tax relief to 2022.

## Your pension contributions are subject to age-related limits

Age Band	% of Net Relevant Earnings
Up to age 29	15%
30 – 39	20%
40 – 49	25%
50 – 54	30%
55 – 59	35%
60 and over	40%

### Notes:

1. An earnings cap of €115,000 applies to contributions. Pension contributions made by you in 2022 must be deducted from the maximum tax-allowable contribution calculated based on these limits.
2. Age is age on your birthday in 2022.
3. Retirement benefits are subject to separate Revenue limits.
4. Reference throughout this document to 'Tax' refers to 'Income Tax'.

**Note: If you use the Revenue Online Service (ROS) to both file your tax returns and pay your taxes you have until 15 November 2023 to file and pay for 2022.**





### Example

Sarah is a proprietary director i.e. a director who owns or controls more than 15% of the shares in her company. She paid Income Tax at the 40% rate in 2022. She makes a pension contribution of €20,000 by 31 October 2023, which is within the age-related limits allowed. With her return of income for 2022 she informs her local tax office by 31 October 2023 of this payment and of her desire to backdate the tax relief on this to 2022. She is entitled to the following refund:

	40% Taxpayer
Gross Pension Contribution	€20,000
Tax Refund	€8,000
Net Outlay	€12,000

### What type of pension plan?

- If your company contributes to an occupational pension scheme on your behalf you can make additional voluntary contributions (AVC's) to your occupational pension scheme (subject to scheme rules allowing same) to a Group Additional Voluntary Contribution (AVC) arrangement or to a PRSA AVC plan in respect of your income from your company.
- If your company contributes to a PRSA on your behalf, you can make contributions to that PRSA plan or another PRSA plan of your choice in respect of your income from your company.
- If your company does not contribute to an Occupational Pension arrangement or PRSA on your behalf, you can make contributions to a Personal Pension plan or a PRSA plan in respect of your income from your company.

**Make the most of the tax-efficiency of pension contributions now – you may never get such good value again!**

#### Zurich Life Assurance plc

Zurich House, Frascati Road, Blackrock, Co. Dublin, A94 X9Y3, Ireland.  
Telephone: 01 283 1301 Fax: 01 283 1578 Website: [www.zurich.ie](http://www.zurich.ie)

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The information contained herein is based on Zurich Life's understanding of current Revenue practice as at September 2023 and may change in the future.

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GR: 78069 Print Ref: ZL CSA 50 0823

