

Appendix 8 to Circular LG 2/2015

Local Government Act 2001 - Part 15 - Annual Declaration

Form A

Parts 1 & 2 – Local Authority Members

Form B

Parts 1 & 2 – for Relevant Employees

An tAcht Rialtais Áitiúil 2001 – Cuid 15 – Dearbhú Bliantúil

Foirm A

Cuid 1 & 2 – Comhaltaí Údaráis Áitiúil

Foirm B

Cuid 1 & 2 – Fostaí Iomchuí

Schedule – S.I. No. 29 of 2015

Part 1

Form A – Local Authority Members

Council

Local Government Act 2001 - Part 15 - Annual Declaration

Name	
Date of election or co-option	
Appropriate period [◇]	

1. I hereby furnish the following particulars of my declarable interests as required by section 171 of the Local Government Act 2001 and which I have set out at paragraphs 1 to 10 of this form. None of the grounds for disqualification referred to in section 13, or 182 of the Local Government Act 2001 or under section 20 of the Local Elections (Disclosure of Donations and Expenditure) Act 1999 apply to me,
2. I hereby declare that I have read the Code of Conduct for Councillors and further declare that I understand its meaning, and
3. I hereby undertake to have regard to and be guided by the Code of Conduct for Councillors in the exercise of my functions. (The Code of Conduct for Councillors was issued by the Minister under section 169 of the Local Government Act 2001).

Signed: _____ Dated: _____

◇ Appropriate Period

Appropriate period means the period to be covered when giving particulars of declarable interests. For a first declaration this means the period of 12 months leading up to and including the day the form is signed by you. In relation to subsequent declarations it is the period between the date of your previous declaration and the date of the next declaration.

Part 2

Declarable Interests

In relation to each of the following declarable interests as specified in section 175 of the Local Government Act 2001, you should provide particulars of any such interests held by you (or your nominee as may be required) during the appropriate period. The amount or monetary value of any declarable interests need not be specified. Notes related to certain declarable interests are at the back of this form.

1. Profession, occupation, etc. relating to dealing in or developing land

Any profession, business or occupation in which you are engaged or employed, whether on your own behalf or otherwise, and which relates to dealing in or developing land during the appropriate period.

Description of profession, occupation etc. relating to land	Business Address

2. Other profession, occupation, etc.

Any other remunerated trade, profession, employment, vocation, or other occupation held by you during the appropriate period.

Description of profession, occupation, etc.	Business Address

3. **Land (ownership, interest)**

Any estate or interest you have in landⁱ in the State (including the case where you or your nominee, is a member of a companyⁱⁱ or other body which has an estate or interest in land) during the appropriate period and without prejudice to the foregoing an interest in land shall be deemed to include

- (a) your interest in any contract entered into by you for the purchase or sale of land, whether or not a deposit or part payment has been made under the contract; and
- (b) your interest in any option held by you to purchase or sell land, whether or not any consideration has been paid for it, or land in respect of which such an option has been exercised by you but which has not yet been conveyed to you,

but excluding an interest to which section 167(3) of the Act relatesⁱⁱⁱ.

Property Address	Purpose for which used

4. **Company business of dealing in land, etc.**

Any business of dealing in or developing land^{iv} carried on during the appropriate period by a company or other body of which you, or any nominee of yours, is a member, if not declared elsewhere in this form.

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5. Shares etc.

Any holding^v by you of shares in, or bonds or debentures of, or other like investments in, a particular company or other enterprise or undertaking (which does not relate to land or any business of dealing in or developing land) if the aggregate value of the holding exceeded €12,697.38 at any time during the appropriate period.

Name and address of Company where shares etc. are held	Nature of Business of Company etc.

6. Directorships

Any directorship or shadow directorship^{vi} of any company held by you during the appropriate period other than one held by virtue of membership of or employment by a local authority.

Business Address of Company	Nature of Business

7. Gifts, Property and Services

Gifts

- (1) Any gift, including foreign travel facilities, given to you during the appropriate period, but excluding
- (a) a gift given to you by a relative or friend of yours or of your spouse, or of your child or of a child of your spouse [spouse includes a person with whom you are co-habiting] for purely personal reasons only;
 - (b) a gift given to you, or gifts given to you by the same person, during the appropriate period, as respects which the value, or the aggregate value, of the property the subject of the gift or gifts did not exceed €634.87 at any time during the appropriate period;
 - (b) a donation which you have already declared in a current donation statement under the Local Elections (Disclosure of Donations and Expenditure) Act 1999.

Property and Services^{vii}

- (2) (a) Any property supplied or lent, or a service supplied to you, once or more than once by the same person, during the appropriate period, for a consideration or considerations, or at a price or prices less than the commercial consideration or considerations, or the commercial price or prices, by more than €634.87 or which in the aggregate exceeded €634.87; or
- (b) any property supplied or lent, or a service supplied to you, once or more than once by the same person, during the appropriate period, free of charge if the commercial consideration or considerations, or the commercial price or prices was, or were more than €634.87 or which in the aggregate exceeded €634.87; but for both (a) and (b) excluding
- (i) property supplied or lent or a service supplied to you by a relative or friend of yours, or of your spouse, where such supply or loan was in the nature of a gift to you and for personal reasons only,
 - (ii) a donation which you have already declared in a current donation statement under the Local Elections (Disclosure of Donations and Expenditure) Act 1999.

Description of Gift, Property and/or Service	Name and Address of Benefactor, Supplier and/or Lender

8. Local Authority Contracts

Any contract to which you were a party, or were in any other way, directly or indirectly interested for the supply of goods or services to a local authority during the appropriate period, if the value of the goods or services supplied during the period exceeded €6,348.69 or, in case other goods or services were supplied under such a contract to a local authority during that period, if the aggregate of their value exceeded €6,348.69.

Name and Address of Contractor	Description of Contract	Local Authority Concerned

9. Political or public affairs/lobbyist etc.

Any remunerated position held by you as a political or public affairs lobbyist, consultant or adviser during the appropriate period.

Description of Position	Name and Address of Person / Company / Organisation

10. Any Other Additional Interests

Any other interest which you may wish to volunteer.

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NOTES

Appropriate Period

Appropriate period means the period to be covered when giving particulars of declarable interests. For a first declaration appropriate period means the period of 12 months leading up to and including the day the annual declaration form is signed by you. In relation to subsequent declarations it is the period between the date of your previous declaration and the date of the next declaration.

Non Declaration of Amount(s)

The amount or monetary value of any declarable interest need not be specified. (Section 171(5)) of the Act).

Land

ⁱ “land” includes all property including buildings, dwellings, etc.. All land interests in the State should be declared.

Company

ⁱⁱ Where any body which is a company within the meaning of section 155 of the Companies Act, 1963 is deemed under that section to be a subsidiary of another or to be another such company's holding company, a person who is a member of the first-mentioned such company is deemed also to be a member of the other company for the purposes of annual declaration. (Section 166(3) of the Act).

Non-declaration of certain land interests

ⁱⁱⁱ An interest in land or an interest relating to land or any business of dealing in or developing land does not have to be declared where such interest is by reason only of the beneficial ownership of shares in a company or other body by you or by your nominee and the total nominal value of those shares does not exceed the lesser of €12,697.38, or $\frac{1}{100}^{\text{th}}$ part of the total nominal value of either the issued share capital of the company or body or, where that capital is issued in shares of more than one class, the issued share capital of the class or classes of shares in which you have an interest. Section 167(3) of Act refers.

Declarable Interest no. 4

^{iv} See note iii above.

Holding (shares etc.)

^v "holding" does not include money in a current, deposit or other similar account with a financial institution (see declarable interest no. 5).

Shadow Directorship

^{vi} "shadow directorship" means the position held by a person who is a shadow director for the purposes of the Companies Acts, 1963 to 1999. (see declarable interest no. 6).

Declarable Interest no. 7

^{vii} Insofar as services at (2) of declarable interest no. 7 relate to legal or medical services, it is only necessary to state that such services were supplied.

Schedule – S.I. No. 29 of 2015

Part 1

Form B: Relevant Employee

Council

Local Government Act 2001 - Part 15 - Annual Declaration

Name	
Position Held[∞]	
Date of Appointment	
Appropriate period[†]	

1. I hereby furnish the following particulars of my declarable interests as required by section 171 of the Local Government Act 2001 and which I have set out at paragraphs 1 to 10 of this form, and
2. I hereby declare that I have read the Code of Conduct for Employees and further declare that I understand its meaning, and
3. I hereby undertake to have regard to and be guided by the Code of Conduct for Employees in the exercise of my functions. (The Code of Conduct for Employees was issued by the Minister under section 169 of the Local Government Act 2001.)

Signed: _____ Dated: _____

[∞] Insert staff position (e.g. “SEO”; “SEE”; “chief executive” etc.) as appropriate opposite “Position Held”.

[†] **Appropriate Period**

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Part 2

Declarable Interests

In relation to each of the following declarable interests as specified in section 175 of the Local Government Act 2001, you should provide particulars of any such interests held by you (or your nominee as may be required) during the appropriate period. The amount or monetary value of any declarable interests need not be specified. Notes related to certain declarable interests are at the back of this form.

1. Profession, occupation, etc. relating to dealing in or developing land

Any profession, business or occupation in which you are engaged or employed, whether on your own behalf or otherwise, and which relates to dealing in or developing land during the appropriate period.

Description of profession, occupation etc. relating to land	Business Address

2. Other profession, occupation, etc.

Any other remunerated trade, profession, employment, vocation, or other occupation held by you during the appropriate period.

Description of profession, occupation, etc.	Business Address

3. **Land (ownership, interest)**

Any estate or interest you have in landⁱ in the State (including the case where you or your nominee, is a member of a companyⁱⁱ or other body which has an estate or interest in land) during the appropriate period and without prejudice to the foregoing an interest in land shall be deemed to include

- (a) your interest in any contract entered into by you for the purchase or sale of land, whether or not a deposit or part payment has been made under the contract; and
- (b) your interest in any option held by you to purchase or sell land, whether or not any consideration has been paid for it, or land in respect of which such an option has been exercised by you but which has not yet been conveyed to you,

but excluding an interest to which section 167(3) of the Act relatesⁱⁱⁱ.

Property Address	Purpose for which used

4. **Company business of dealing in land, etc.**

Any business of dealing in or developing land^{iv} carried on during the appropriate period by a company or other body of which you, or any nominee of yours, is a member, if not declared elsewhere in this form.

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5. Shares etc.

Any holding^v by you of shares in, or bonds or debentures of, or other like investments in, a particular company or other enterprise or undertaking (which does not relate to land or any business of dealing in or developing land) if the aggregate value of the holding exceeded €12,697.38 at any time during the appropriate period.

Name and address of Company where shares etc. are held	Nature of Business of Company etc.

6. Directorships

Any directorship or shadow directorship^{vi} of any company held by you during the appropriate period other than one held by virtue of membership of or employment by a local authority.

Business Address of Company	Nature of Business

7. Gifts, Property and Services

Gifts

- (1) Any gift, including foreign travel facilities, given to you during the appropriate period, but excluding
- (a) a gift given to you by a relative or friend of yours or of your spouse, or of your child or of a child of your spouse [spouse includes a person with whom you are co-habiting] for purely personal reasons only;
 - (b) a gift given to you, or gifts given to you by the same person, during the appropriate period, as respects which the value, or the aggregate value, of the property the subject of the gift or gifts did not exceed €634.87 at any time during the appropriate period;
 - (b) a donation which you have already declared in a current donation statement under the Local Elections (Disclosure of Donations and Expenditure) Act 1999.

Property and Services^{vii}

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- (b) any property supplied or lent, or a service supplied to you, once or more than once by the same person, during the appropriate period, free of charge if the commercial consideration or considerations, or the commercial price or prices was, or were more than €634.87 or which in the aggregate exceeded €634.87; but for both (a) and (b) excluding
- (i) property supplied or lent or a service supplied to you by a relative or friend of yours, or of your spouse, where such supply or loan was in the nature of a gift to you and for personal reasons only,
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Description of Position	Name and Address of Person / Company / Organisation

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ⁱ “land” includes all property including buildings, dwellings, etc.. All land interests in the State should be declared.

Company

ⁱⁱ Where any body which is a company within the meaning of section 155 of the Companies Act, 1963 is deemed under that section to be a subsidiary of another or to be another such company's holding company, a person who is a member of the first-mentioned such company is deemed also to be a member of the other company for the purposes of annual declaration. (Section 166(3) of the Act).

Non-declaration of certain land interests

ⁱⁱⁱ An interest in land or an interest relating to land or any business of dealing in or developing land does not have to be declared where such interest is by reason only of the beneficial ownership of shares in a company or other body by you or by your nominee and the total nominal value of those shares does not exceed the lesser of €12,697.38, or $\frac{1}{100}^{\text{th}}$ part of the total nominal value of either the issued share capital of the company or body or, where that capital is issued in shares of more than one class, the issued share capital of the class or classes of shares in which you have an interest. Section 167(3) of Act refers.

Declarable Interest no. 4

^{iv} See note iii above.

Holding (shares etc.)

^v "holding" does not include money in a current, deposit or other similar account with a financial institution (see declarable interest no. 5).

Shadow Directorship

^{vi} "shadow directorship" means the position held by a person who is a shadow director for the purposes of the Companies Acts, 1963 to 1999. (see declarable interest no. 6).

Declarable Interest no. 7

^{vii} Insofar as services at (2) of declarable interest no. 7 relate to legal or medical services, it is only necessary to state that such services were supplied.

Sceideal – I.R. Uimh. 29 de 2015

Cuid 1

Foirm A – Comhaltaí Údaráis Áitiúil

Comhairle

An tAcht Rialtais Áitiúil 2001 – Cuid 15 – Dearbhú Bliantúil

Ainm	
Dáta an tofa nó an chomhthofa	
Tréimhse chuí[◇]	

1. Soláthraím leis seo na sonraí seo a leanas a bhaineann leis na leasanna is gá dom a fhógairt mar a cheanglaítear le halt 171 den Acht Rialtais Áitiúil 2001 agus atá leagtha amach agam i mír 1 go 10 ar an bhfoirm seo. Níl feidhm ag aon cheann de na forais dícháilithe dá dtagraítear in alt 13 ná 182 den Acht Rialtais Áitiúil 2001 ná faoi alt 20 den Acht um Thoghcháin Áitiúla (Síntiúis agus Caiteachas a Nochtadh) 1999 maidir liom,
2. Dearbhaím leis seo gur léigh mé an Cód Iompair i gcomhair Comhairleoirí agus dearbhaím freisin go dtuigim an bhrí atá leis, agus
3. Geallaim leis seo féachaint do agus a bheith treoraithe ag an gCód Iompair i gcomhair Comhairleoirí i bhfeidhmiú na bhfeidhmeanna a thugtar dom.
(D'eisigh an tAire an Cód Iompair i gcomhair Comhairleoirí faoi alt 169 den Acht Rialtais Áitiúil 2001.)

Sínithe ag: _____ Dáta: _____

[◇] Tréimhse chuí

Ciallaíonn tréimhse chuí an tréimhse arna clúdach agus sonraí á dtabhairt faoi leasanna is gá a fhógairt. I gcás an chéad dearbhaithe ciallaíonn sin an tréimhse 12 mí roimh agus lena n-áirítear an lá a shíníonn tú an fhoirm. I ndáil le dearbhuithe ina dhiaidh sin is í an tréimhse an tréimhse idir an dáta a ndearna tú an dearbhú roimhe sin agus dáta an chéad dearbhaithe eile.

Cuid 2
Leasanna Is Gá a Fhógairt

I ndáil le gach aon cheann de na leasanna is gá a fhógairt seo a leanas arna sonrú in alt 175 den Acht Rialtais Áitiúil 2001, is cóir duit sonraí maidir le haon leasanna den sórt sin a bhí ar teachtadh agat (nó ag d'ainmní de réir mar a cheanglaítear) le linn na tréimhse cuí a sholáthar. Ní gá méid ná luach airgid aon leasanna is gá a fhógairt a shonrú. Tá nótaí a bhaineann le leasanna áirithe is gá a fhógairt ar chúl na foirme seo.

1. Gairm, slí bheatha, agus araile a bhaineann le bheith ag déileáil i dtalamh nó a bheith ag forbairt talún

Gairm, gnó nó slí bheatha ar bith ina bhfuil tú rannpháirteach nó fostaithe, cibé acu ar do shon féin nó eile, agus a bhaineann le bheith ag déileáil i dtalamh nó a bheith ag forbairt talún le linn na tréimhse cuí.

Tuairisc ar an ngairm, ar an tslí bheatha agus araile a bhaineann le talamh	Seoladh Gnó

2. Gairm, slí bheatha eile, agus araile

Ceird, gairm, fostaíocht, gairm bheatha, nó slí bheatha ar bith eile ar luach saothair a bhí agat le linn na tréimhse cuí.

Tuairisc ar an ngairm, ar an tslí bheatha agus araile	Seoladh Gnó

3. Talamh (úinéireacht, leas)

Eastát nó leas ar bith atá ar teachtadh agat i dtalamhⁱ sa Stát (lena n-áirítear i gcás gur comhalta tú nó gur comhalta é nó í d'ainmní de chuideachtaⁱⁱ nó de chomhlacht eile ag a bhfuil eastát nó leas i dtalamh) le linn na tréimhse cuí agus gan dochar don mhéid sin roimhe seo measfar go bhfolaíonn leas i dtalamh

- (a) leas a bhí agat in aon chonradh a rinne tú chun talamh a cheannach nó a dhíol, cibé acu an raibh nó nach raibh éarlais nó páirt-íocaíocht tugtha faoin gconradh; agus
- (b) leas a bhí agat in aon rogha a bhí ar teachtadh agat chun talamh a cheannach nó a dhíol, cibé acu ar íocadh nó nár íocadh aon chomaoín i leith na rogha sin, nó talamh maidir lenar fheidhmigh tú rogha den sórt sin ach nár tíolacadh duit fós,

ach gan leas lena mbaineann alt 167(3) den Acht maidir leisⁱⁱⁱ, a áireamh.

Seoladh Maoine	An cuspóir atá le húsáid na maoine

4. Gnó cuideachta a bhíonn ag déileáil i dtalamh, agus araile.

Gnó ar bith ag déileáil i dtalamh nó ag forbairt talún^{iv} a rinne cuideachta nó comhlacht eile ina bhfuil tú, nó aon ainmní leat, mar chomhalta, le linn na tréimhse cuí, más rud é nár dearbhaíodh an ní sin in áit éigin eile ar an bhfoirm seo.

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5. Scaireanna agus araile

Aon sealúchas^v a bhí ar teachtadh agat i scaireanna, nó i mbannaí nó i mbintíúir, nó aon infheistíochtaí eile dá samhail, i gcuideachta ar leith nó i bhfiontar nó i ngnóthas eile (nach mbaineann le talamh ná le haon ghnó a bhaineann le bheith ag déileáil i dtalamh nó ag forbairt talún) i gcás gur mhó ná €12,697.38 ag tráth ar bith le linn na tréimhse cuí luach comhiomlán an tsealúchais.

Ainm agus seoladh na Cuideachta a bhfuil scaireanna agus araile inti	Cineál Gnó na Cuideachta agus araile.

6. Stiúrthóireachtaí

Stiúrthóireacht nó stiúrthóireacht fholaitheach^{vi} ar bith a bhí ar teachtadh agat in aon chuideachta le linn na tréimhse cuí seachas stiúrthóireacht nó stiúrthóireacht fholaitheach a bhí ar teachtadh de bhua ballraíochta nó fostaíochta in údarás áitiúil.

Seoladh Gnó na Cuideachta	An Cineál Gnó

7. **Bronntanais, Maoine agus Seirbhísí**

Bronntanais

- (1) Bronntanas ar bith, lena n-áirítear saoráidí taistil thar lear, a tugadh duit le linn na tréimhse cuí, ach gan
- (a) bronntanas a thug gaol nó cara leat nó cara le do chéile, nó le do leanbh nó le leanbh do chéile [folaíonn céile duine lena gcónaíonn tú] duit ar chúiseanna pearsanta amháin;
- (b) bronntanas nó bronntanais a thug an duine céanna duit le linn na tréimhse cuí agus nár mhó ná €634.87 ag tráth ar bith le linn na tréimhse cuí, maidir leis nó maidir leo luach ná luach comhiomlán na maoine arbh é ábhar an bhronntanais é nó arbh iad ábhar na mbronntanas iad;
- (c) síntiús atá dearbhaithe agat cheana féin i ráiteas reatha síntiúis faoin Acht um Thoghcháin Áitiúla (Síntiúis agus Caiteachas a Nochtadh) 1999, a áireamh.

Maoín agus Seirbhísí^{vii}

- (2) (a) Maoín ar bith a sholáthair an duine céanna duit nó a thug an duine céanna ar iasacht duit, nó seirbhís a sholáthair an duine céanna duit, uair amháin nó níos mó ná uair amháin, le linn na tréimhse cuí, ar chomaoín nó ar chomaoíní, nó ar phraghas nó ar praghsanna níos lú ná an chomaoín nó na comaoíní tráchtála, nó an praghas nó na praghsanna tráchtála, de níos mó ná €634.87 nó go raibh an comhiomlán níos mó ná €634.87; nó
- (b) maoín ar bith a sholáthair an duine céanna duit nó a thug an duine céanna ar iasacht duit, nó seirbhís a sholáthair an duine céanna duit, uair amháin nó níos mó ná uair amháin, le linn na tréimhse cuí, saor in aisce i gcás go raibh an chomaoín nó na comaoíní tráchtála, nó an praghas nó na praghsanna tráchtála níos mó ná €634.87 nó go raibh an comhiomlán níos mó ná €634.87; ach i gcás (a) agus (b) iad araon gan
- (i) maoín a sholáthair nó a thug gaol nó cara leat, nó cara le do chéile ar iasacht duit, nó seirbhís a sholáthair gaol nó cara leat, nó cara le do chéile duit i gcás gur cineál bronntanais é an soláthar nó an iasacht a tugadh duit agus ar chúiseanna pearsanta amháin,
- (ii) síntiús atá dearbhaithe agat cheana féin i ráiteas reatha síntiúis faoin Acht um Thoghcháin Áitiúla (Síntiúis agus Caiteachas a Nochtadh) 1999, a áireamh.

Tuairisc ar an mBronntanas, Maoín agus/nó Seirbhís	Ainm agus Seoladh an Tairbhí, an tSoláthraí agus/nó an Iasachtóra

8. Conarthaí Údaráis Áitiúil

Conradh ar bith inar pháirtí tú, nó ina raibh leas agat in aon slí eile, go díreach nó go neamhdhíreach, maidir le soláthar earraí nó seirbhísí d'údarás áitiúil le linn na tréimhse cuí, i gcás gur mó ná €6,348.69 luach na n-earraí nó na seirbhísí a soláthraíodh le linn na tréimhse, nó más rud é gur soláthraíodh earraí nó seirbhísí eile faoi chonradh den sórt sin d'údarás áitiúil le linn na tréimhse sin, i gcás gur mó ná €6,348.69 a luach comhiomlán.

Ainm agus Seoladh an Chonraitheora	Tuairisc ar an gConradh	Údarás Áitiúil lena mBaineann

9. Gnóthaí Polaitíochta nó Poiblí/brústocaire agus araile.

Post ar bith ar luach saothair a bhí agat mar bhrústocaire, sainchomhairleoir nó comhairleoir gnóthaí polaitíochta nó poiblí le linn na tréimhse cuí.

Tuairisc ar an bPost	Ainm agus Seoladh an Duine / na Cuideachta / na hEagraíochta

10. Leasanna Breise ar Bith Eile

Leas ar bith eile ar mian leat eolas a chur ar fáil faoi go deonach.

--

NÓTAÍ

Tréimhse Chuí

Ciallaíonn tréimhse chuí an tréimhse arna clúdach agus sonraí á dtabhairt faoi leasanna is gá a fhógairt. I gcás an chéad dearbhaithe ciallaíonn tréimhse chuí an tréimhse 12 mí roimh agus lena n-áirítear an lá a shíníonn tú an fhoirm dhearbhaithe bhliantúil. I ndáil le dearbhuithe ina dhiaidh sin is í an tréimhse an tréimhse idir an dáta a ndearna tú an dearbhú roimhe sin agus dáta an chéad dearbhaithe eile.

Neamhdhearbhú an mhéid

Ní gá méid ná luach airgid aon leasanna is gá a fhógairt a shonrú. (Alt 171(5) den Acht).

Talamh

ⁱ folaíonn “talamh” gach maoin lena n-áirítear foirgnimh, áitribh, agus araile. Is cóir gach leas talún sa Stát a dhearbhu.

Cuideachta

ⁱⁱ I gcás aon chomhlacht ar cuideachta é de réir bhrí alt 155 d’Acht na gCuideachtaí, 1963, go measfar, faoin alt sin, cuideachta a bheith ina fochuideachta do chuideachta eile nó cuideachta a bheith ina cuideachta shealbhaíochta ag cuideachta eile den sórt sin, measfar duine gur ball é nó í de chuideachta chéadluaite den sórt sin a bheith freisin ina bhall nó ina ball den chuideachta eile chun críocha an dearbhaithe bhliantúil. (Alt 166(3) den Acht).

Neamhdhearbhú leasanna áirithe talún

ⁱⁱⁱ Ní gá leas i dtalamh ná leas a bhaineann le talamh ná aon ghnó a dhéileáil i dtalamh nó a fhorbraíonn talamh a dhearbhu i gcás gur de bhíthin úinéireacht thairbhiúil amháin leatsa nó le d’ainmní leas den sórt sin i scaireanna i gcuideachta nó i gcomhlacht eile agus nach dtéann luach ainmniúil iomlán na scaireanna sin thar cibé acu is lú €12,697.38 nó 1/100ú cuid den luach ainmniúil iomlán, de scairchaipiteal eisithe na cuideachta nó an chomhlachta nó, i gcás go n-eisítear an caipiteal sin i scaireanna de bhreis ar aon chineál amháin, agus gurb é nó gurb iad an cineál nó na cineálacha scaireanna ina bhfuil leas agat, an scairchaipiteal a eisíodh. Tagraíonn alt 167(3) den Acht.

Leas Is Gá a Fhógairt uimh. 4

^{iv} Féach nóta iii thuas.

Sealúchas (scaireanna agus araile)

^v ní áiríonn “sealúchas” airgead i gcuntas reatha, i gcuntas taisce ná i gcuntas cosúil eile le hinstitiúid airgeadais (féach leas is gá a fhógairt uimh. 5).

Stiúrthóireacht Fholaitheach

^{vi} ciallaíonn “stiúrthóireacht fholaitheach” an post atá ag duine atá ina stiúrthóir folaitheach chun críocha Achtanna na gCuideachtaí, 1963 go 1999. (féach leas is gá a fhógairt uimh. 6).

Leas Is Gá a Fhógairt uimh. 7

^{vii} Sa mhéid is a bhaineann na seirbhísí ag (2) le leas is gá a fhógairt uimh. 7 le seirbhísí dlí nó míochaine, ní gá ach a lua gur soláthraíodh seirbhísí den sórt sin.

Sceideal – I.R. Uimh. 29 de 2015

Cuid 1

Foirm B: Fostaí lomchuí

Comhairle _____

An tAcht Rialtais Áitiúil 2001 – Cuid 15 – Dearbhú Bliantúil

Amin	
Post atá Agat [∞]	
Dáta an Cheapacháin	
Tréimhse chuí [†]	

1. Soláthraím leis seo na sonraí seo a leanas a bhaineann leis na leasanna is gá dom a fhógairt mar a cheanglaítear le halt 171 den Acht Rialtais Áitiúil 2001 agus atá leagtha amach agam i mír 1 go 10 ar an bhfoirm seo,
2. Dearbhaím leis seo gur léigh mé an Cód Iompair i gcomhair Fostaithe agus dearbhaím freisin go dtuigim an bhrí atá leis, agus
3. Geallaim leis seo féachaint do agus a bheith treoraithe ag an gCód Iompair i gcomhair Fostaithe i bhfeidhmiú na bhfeidhmeanna a thugtar dom. (D'eisigh an tAire an Cód Iompair i gcomhair Fostaithe faoi alt 169 den Acht Rialtais Áitiúil 2001.)

Sínithe ag: _____ Dáta: _____

[∞] Cuir isteach an grád (m.sh. 'Oifigeach Feidhmiúcháin Sinsearach'; 'Innealtóir Feidhmiúcháin Sinsearach'; 'príomhfheidhmeannach' srl) os coinne an 'Post atá Agat'.

[†] **Tréimhse chuí**

Ciallaíonn tréimhse chuí an tréimhse arna clúdach agus sonraí á dtabhairt faoi leasanna is gá a fhógairt. I gcás an chéad dearbhaithe ciallaíonn sin an tréimhse 12 mí roimh agus lena n-áirítear an lá a shíníonn tú an fhoirm. I ndáil le dearbhuithe ina dhiaidh sin is í an tréimhse an tréimhse idir an dáta a ndearna tú an dearbhú roimhe sin agus dáta an chéad dearbhaithe eile.

Cuid 2

Leasanna Is Gá a Fhógairt

I ndáil le gach aon cheann de na leasanna is gá a fhógairt seo a leanas arna sonrú in alt 175 den Acht Rialtais Áitiúil 2001, is cóir duit sonraí maidir le haon leasanna den sórt sin a bhí ar teachtadh agat (nó ag d'ainmní de réir mar a cheanglaítear) le linn na tréimhse cuí a sholáthar. Ní gá méid ná luach airgid aon leasanna is gá a fhógairt a shonrú. Tá nótaí a bhaineann le leasanna áirithe is gá a fhógairt ar chúl na foirme seo.

1. Gairm, slí bheatha, agus araile a bhaineann le bheith ag déileáil i dtalamh nó a bheith ag forbairt talún

Gairm, gnó nó slí bheatha ar bith ina bhfuil tú rannpháirteach nó fostaithe, cibé acu ar do shon féin nó eile, agus a bhaineann le bheith ag déileáil i dtalamh nó a bheith ag forbairt talún le linn na tréimhse cuí.

Tuairisc ar an ngairm, ar an tslí bheatha agus araile a bhaineann le talamh	Seoladh Gnó

2. Gairm, slí bheatha eile agus araile

Ceird, gairm, fostaíocht, gairm bheatha, nó slí bheatha ar bith eile ar luach saothair a bhí agat le linn na tréimhse cuí.

Tuairisc ar an ngairm, ar an tslí bheatha agus araile	Seoladh Gnó

3. Talamh (úinéireacht, leas)

Eastát nó leas ar bith atá ar teachtadh agat i dtalamh¹ sa Stát (lena n-áirítear i gcás gur comhalta tú nó gur comhalta é nó í d'ainmní de chuideachta¹ nó de chomhlacht eile ag a bhfuil eastát nó leas i dtalamh) le linn na tréimhse cuí agus gan dochar don mhéid sin roimhe seo measfar go bhfolaíonn leas i dtalamh

- (a) leas a bhí agat in aon chonradh a rinne tú chun talamh a cheannach nó a dhíol, cibé acu an raibh nó nach raibh éarlais nó páirt-íocaíocht tugtha faoin gconradh; agus
- (b) leas a bhí agat in aon rogha a bhí ar teachtadh agat chun talamh a cheannach nó a dhíol, cibé acu ar íocadh nó nár íocadh aon chomaoín i leith na rogha sin, nó talamh maidir lenar fheidhmigh tú rogha den sórt sin ach nár tíolacadh duit fós,

ach gan leas lena mbaineann alt 167(3) den Acht maidir leis¹, a áireamh.

Seoladh Maoine	An cuspóir atá le húsáid na maoine

4. Gnó cuideachta a bhíonn ag déileáil i dtalamh, agus araile.

Gnó ar bith ag déileáil i dtalamh nó ag forbairt talún¹ a rinne cuideachta nó comhlacht eile ina bhfuil tú, nó aon ainmní leat, mar chomhalta, le linn na tréimhse cuí, más rud é nár dearbhaíodh an ní sin in áit éigin eile ar an bhfoirm seo.

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5. Scaireanna agus araile

Aon sealúchas¹ a bhí ar teachtadh agat i scaireanna, nó i mbannaí nó i mbintiúir, nó aon infheistíochtaí eile dá samhail, i gcuideachta ar leith nó i bhfiontar nó i ngnóthas eile (nach mbaineann le talamh ná le haon ghnó a bhaineann le bheith ag déileáil i dtalamh nó ag forbairt talún) i gcás gur mhó ná €12,697.38 ag tráth ar bith le linn na tréimhse cuí luach comhiomlán an tsealúchais.

Ainm agus seoladh na Cuideachta a bhfuil scaireanna agus araile inti	Cineál Gnó na Cuideachta agus araile

6. Stiúrthóireachtaí

Stiúrthóireacht nó stiúrthóireacht fholaitheach¹ ar bith a bhí ar teachtadh agat in aon chuideachta le linn na tréimhse cuí seachas stiúrthóireacht nó stiúrthóireacht fholaitheach a bhí ar teachtadh de bhua ballraíochta nó fostaíochta in údarás áitiúil.

Seoladh Gnó na Cuideachta	An Cineál Gnó

7. **Bronntanais, Maoin agus Seirbhísí**

Bronntanais

- (1) Bronntanas ar bith, lena n-áirítear saoráidí taistil thar lear, a tugadh duit le linn na tréimhse cuí, ach gan
- (a) bronntanas a thug gaol nó cara leat nó cara le do chéile, nó le do leanbh nó le leanbh do chéile [folaíonn céile duine lena gcónaíonn tú] duit ar chúiseanna pearsanta amháin;
- (b) bronntanas nó bronntanais a thug an duine céanna duit le linn na tréimhse cuí agus nár mhó ná €634.87 ag tráth ar bith le linn na tréimhse cuí, maidir leis nó maidir leo luach ná luach comhiomlán na maoine arbh é ábhar an bhronntanais é nó arbh iad ábhar na mbronntanas iad;
- (c) síntiús atá dearbhaithe agat cheana féin i ráiteas reatha síntiúis faoin Acht um Thoghcháin Áitiúla (Síntiúis agus Caiteachas a Nochtadh) 1999, a áireamh.

Maoin agus Seirbhísí¹

- (2) (a) Maoin ar bith a sholáthair an duine céanna duit nó a thug an duine céanna ar iasacht duit, nó seirbhís a sholáthair an duine céanna duit, uair amháin nó níos mó ná uair amháin, le linn na tréimhse cuí, ar chomaoin nó ar chomaoiní, nó ar phraghas nó ar praghsanna níos lú ná an chomaoin nó na comaoiní tráchtála, nó an praghas nó na praghsanna tráchtála, de níos mó ná €634.87 nó go raibh an comhiomlán níos mó ná €634.87; nó
- (b) maoin ar bith a sholáthair an duine céanna duit nó a thug an duine céanna ar iasacht duit, nó seirbhís a sholáthair an duine céanna duit, uair amháin nó níos mó ná uair amháin, le linn na tréimhse cuí, saor in aisce i gcás go raibh an chomaoin nó na comaoiní tráchtála, nó an praghas nó na praghsanna tráchtála níos mó ná €634.87 nó go raibh an comhiomlán níos mó ná €634.87; ach i gcás (a) agus (b) iad araon gan
- (i) maoin a sholáthair nó a thug gaol nó cara leat, nó cara le do chéile ar iasacht duit, nó seirbhís a sholáthair gaol nó cara leat, nó cara le do chéile duit i gcás gur cineál bronntanais é an soláthar nó an iasacht a tugadh duit agus ar chúiseanna pearsanta amháin,
- (ii) síntiús atá dearbhaithe agat cheana féin i ráiteas reatha síntiúis faoin Acht um Thoghcháin Áitiúla (Síntiúis agus Caiteachas a Nochtadh) 1999, a áireamh.

Tuairisc ar an mBronntanas, Maoin agus/nó Seirbhís	Ainm agus Seoladh an Tairbhí, an tSoláthraí agus/nó an Iasachtóra

8. Conarthaí Údaráis Áitiúil

Conradh ar bith inar pháirtí tú, nó ina raibh leas agat in aon slí eile, go díreach nó go neamhdhíreach, maidir le soláthar earraí nó seirbhísí d'údarás áitiúil le linn na tréimhse cuí, i gcás gur mó ná €6,348.69 luach na n-earraí nó na seirbhísí a soláthraíodh le linn na tréimhse, nó más rud é gur soláthraíodh earraí nó seirbhísí eile faoi chonradh den sórt sin d'údarás áitiúil le linn na tréimhse sin, i gcás gur mó ná €6,348.69 a luach comhiomlán.

Ainm agus Seoladh an Chonraitheora	Tuairisc ar an gConradh	Údarás Áitiúil lena mBaineann

9. Gnóthaí Polaitíochta nó Poiblí/brústocaire agus araile.

Post ar bith ar luach saothair a bhí agat mar bhrústocaire, sainchomhairleoir nó comhairleoir gnóthaí polaitíochta nó poiblí le linn na tréimhse cuí.

Tuairisc ar an bPost	Ainm agus Seoladh an Duine / na Cuideachta / na hEagraíochta

10. Leasanna Breise ar Bith Eile

Leas ar bith eile ar mian leat eolas a chur ar fáil faoi go deonach.

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NÓTAÍ

Tréimhse Chuí

Ciallaíonn tréimhse chuí an tréimhse arna clúdach agus sonraí á dtabhairt faoi leasanna is gá a fhógairt. I gcás an chéad dearbhaithe ciallaíonn tréimhse chuí an tréimhse 12 mí roimh agus lena n-áirítear an lá a shíníonn tú an fhoirm dhearbhaithe bhliantúil. I ndáil le dearbhuithe ina dhiaidh sin is í an tréimhse an tréimhse idir an dáta a ndearna tú an dearbhú roimhe sin agus dáta an chéad dearbhaithe eile.

Neamhdhearbhú an mhéid

Ní gá méid ná luach airgid aon leasanna is gá a fhógairt a shonrú. (Alt 171(5) den Acht).

Talamh

¹ folaíonn “talamh” gach maoin lena n-áirítear foirgnimh, áitribh, agus araile. Is cóir gach leas talún sa Stát a dhearbhú.

Cuideachta

¹ I gcás aon chomhlacht ar cuideachta é de réir bhrí alt 155 d'Acht na gCuideachtaí, 1963, go measfar, faoin alt sin, cuideachta a bheith ina fochuideachta do chuideachta eile nó cuideachta a bheith ina cuideachta shealbhaíochta ag cuideachta eile den sórt sin, measfar duine gur ball é nó í de chuideachta chéadluaite den sórt sin a bheith freisin ina bhall nó ina ball den chuideachta eile chun críocha an dearbhaithe bhliantúil. (Alt 166(3) den Acht).

Neamhdhearbhú leasanna áirithe talún

¹ Ní gá leas i dtalamh ná leas a bhaineann le talamh ná aon ghnó a dhéileálann i dtalamh nó a fhorbraíonn talamh a dhearbhú i gcás gur de bhíthin úinéireacht thairbhiúil amháin leatsa nó le d'ainmní leas den sórt sin i scaireanna i gcuideachta nó i gcomhlacht eile agus nach dtéann luach ainmniúil iomlán na scaireanna sin thar cibé acu is lú €12,697.38 nó 1/100ú cuid den luach ainmniúil iomlán, de scairchaipiteal eisithe na cuideachta nó an chomhlachta nó, i gcás go n-eisítear an caipiteal sin i scaireanna de bhreis ar aon chineál amháin, agus gurb é nó gurb iad an cineál nó na cineálacha scaireanna ina bhfuil leas agat, an scairchaipiteal a eisíodh. Tagraíonn alt 167(3) den Acht.

Leas Is Gá a Fhógairt uimh. 4

¹ Féach nóta iii thuas.

Sealúchas (scaireanna agus araile)

¹ ní áiríonn “sealúchas” airgead i gcuntas reatha, i gcuntas taisce ná i gcuntas cosúil eile le hinstitiúid airgeadais (féach leas is gá a fhógairt uimh. 5).

Stiúrthóireacht Fholaitheach

¹ ciallaíonn “stiúrthóireacht fholaitheach” an post atá ag duine atá ina stiúrthóir folaitheach chun críocha Achtanna na gCuideachtaí, 1963 go 1999. (féach leas is gá a fhógairt uimh. 6).

Leas Is Gá a Fhógairt uimh. 7

¹ Sa mhéid is a bhaineann na seirbhísí ag (2) le leas is gá a fhógairt uimh. 7 le seirbhísí dlí nó míochaine, ní gá ach a lua gur soláthraíodh seirbhísí den sórt sin.