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*Changes to legislation: There are currently no known outstanding effects for the Finance Act 2010, Cross Heading: Payments etc to intermediaries. (See end of Document for details)*

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## SCHEDULES

### SCHEDULE 1

#### BANK PAYROLL TAX

##### PART 1

##### THE TAX

###### *Payments etc to intermediaries*

- 11 (1) This paragraph applies where—
- (a) an individual personally performs banking services for a taxable company,
  - (b) the banking services are provided not under a contract directly between the individual and the taxable company but under arrangements involving any other person (“the intermediary”), and
  - (c) the circumstances are such that, if the banking services were provided under a contract directly between the taxable company and the individual, the individual would be a relevant banking employee of the taxable company.
- (2) The individual is to be regarded as a relevant banking employee of the taxable company.
- (3) Anything done by the intermediary in relation to the individual which, if the banking services were provided under a contract directly between the taxable company and the individual, would be regarded as the award of relevant remuneration during the chargeable period to or in respect of the individual (as a relevant banking employee) by reason of the employee's employment as a relevant banking employee is to be so regarded.
- (4) “Banking services” means services which are wholly or mainly concerned (whether directly or indirectly) with activities which are activities to which paragraph 9(3) applies.

**Changes to legislation:**

There are currently no known outstanding effects for the Finance Act 2010, Cross Heading:  
Payments etc to intermediaries.