

Agency Protect – NIC Losses Insurance.

NIC protection for your business



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The well documented changes to Section 44 ITEPA 2003 have led many Temporary Labour Agencies to move away from the self-employed sector due to the uncertainty these changes have caused.

Agency Protect has been developed for Temporary Labour Agencies, who engage contractors with self-employed subcontractors, who are not subject to these changes.

Agency Protect can provide extra reassurance in these cases where the new rules do not apply but where parties to the contract remain concerned with regard to their potential tax and NI exposure.

In the event of a successful challenge by HMRC, Agency Protect can provide reimbursement of the agreed levels of tax and National Insurance and also the legal expenses required to fight the case on your behalf.

We provide a flexible approach to our clients' requirements which means that we can offer an entirely bespoke policy to suit your specific business needs.

We will, as part of our preliminary compliance procedures, review contracts and working practices to ensure that they are compliant. Once our recommendations, if any, are implemented the NIC Protect insurance will be available to cover:

- **Employers NIC** – Markel Tax can insure the agreed levels of cover for the calculated potential Employer's NI risk you carry in respect of Self-Employed subcontractors providing services.
- **Interest** – Markel Tax can insure the likely interest that HMRC could levy upon arguing successful reclassification of the self-employed subcontractors.
- **Penalties** – Markel Tax can insure up to 50% of penalties that could be levied during an enquiry.
- **Retrospective cover** – If we can identify a clear history of compliant working practices that were in place prior to the insurance being placed, Markel Tax can provide retrospective cover to the NI risk as requested.
- **Legal expenses** – Markel Tax can cover the costs of fighting an HMRC enquiry into the status of the sub-contractors providing services.

For further information regarding Agency Protect and the preliminary compliance procedures please contact a member of our team via the details below.

Call today on: 03450 660 035
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