

**Changes to legislation:** There are currently no known outstanding effects for the Land Transaction Tax and Anti-avoidance of Devolved Taxes (Wales) Act 2017, Cross Heading: Key terms. (See end of Document for details)

## SCHEDULE 18

### CHARITIES RELIEF

#### Key terms

- 2 (1) In this Schedule, a charity (“C”) which is a buyer in a land transaction is a “qualifying charity”—
- (a) for the purposes of paragraphs 3, 4 and 5, if C intends to hold the whole of the subject-matter of the transaction for qualifying charitable purposes;
  - (b) for the purposes of paragraphs 6, 7 and 8, if C intends to hold the whole of its undivided share of the subject-matter of the transaction for qualifying charitable purposes.
- (2) For the purposes of this Schedule, C holds the subject-matter of the transaction for “qualifying charitable purposes” if C holds it—
- (a) for use in furtherance of the charitable purposes of C or another charity, or
  - (b) as an investment from which the profits are applied to the charitable purposes of C.
- (3) In this Schedule—
- (a) “charity” has the meaning given by [F1 paragraph 2A], and
  - (b) “charitable purpose” has the meaning given by section 2 of the Charities Act 2011 (c. 25).
- (4) In this Schedule, in relation to C which is a buyer in a land transaction, a “disqualifying event” occurs when—
- (a) C ceases to be established for charitable purposes only, or
  - (b) the whole or any part of the subject-matter of the transaction relieved from tax under this Schedule, or any interest or right derived from it, is used or held by C otherwise than for qualifying charitable purposes.

#### Textual Amendments

- F1** Words in Sch. 18 para. 2(3)(a) substituted (31.12.2020) by [The Welsh Tax Acts \(Miscellaneous Amendments\) \(EU Exit\) Regulations 2019 \(S.I. 2019/833\)](#), regs. 1(2), **3(3)** (with reg. 3(5)); 2020 c. 1, Sch. 5 para. 1(1)

#### Commencement Information

- I1** Sch. 18 para. 2 in force at 1.4.2018 by [S.I. 2018/34](#), art. 3

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