Land and Buildings Transaction Tax (Scotland) Act 2013

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Sale and leaseback arrangements

2 A sale and leaseback arrangement is an arrangement under which—...

Qualifying conditions

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Qualifying conditions

4 In this Part of this schedule, the qualifying conditions are—...

PART 3 — ACQUISITION BY PROPERTY TRADER FROM INDIVIDUAL ACQUIRING NEW DWELLING

Full relief

5 Where a dwelling (“the old dwelling”) is acquired by a...

Partial relief

6 Where qualifying conditions (a) to (e) but not (f) are...

Qualifying conditions

7 In this Part of this schedule, the qualifying conditions are—...

8 Paragraph 7(e)(ii) does not apply to the grant of a...

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Full relief

9 Where a dwelling (“the old dwelling”) is acquired by a...

Partial relief

10 Where qualifying conditions (a) to (g) but not (h) are...
**Qualifying conditions**

11 In this Part of this schedule, the qualifying conditions are—...

12 Paragraph 11(g)(ii) does not apply to the grant of a...

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13 (1) Relief under this schedule is withdrawn in the following...

**Relief under Part 3**

14 Relief under Part 3 of this schedule (acquisition by property...

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19 A building or part of a building is a “new...

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21 Where paragraph 20(b) applies, the permitted area is taken to...

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Linked transactions relating to multiple dwellings
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Partial withdrawal of relief

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20 In that case, the tax so chargeable must be calculated...

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21 “The relevant period” means the shorter of—
22 In relation to a transaction effected on completion of a...

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23 In this Part of this schedule, “event” includes any change...
24 This Part of this schedule sets out rules for determining...
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26 Land that is, or is to be, occupied or enjoyed...
27 Land that subsists, or is to subsist, for the benefit...
28 The main subject-matter of a transaction is also taken to...
29 In paragraph 28, “relevant deeming provision” means section 10 or...
30 Subsections (3) to (6) of section 59 apply for the...

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2 The qualifying conditions are— (a) that the registered social landlord...

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Land and Buildings Transaction Tax (Scotland) Act 2013

Changes to legislation: There are currently no known outstanding effects for the Land and Buildings Transaction Tax (Scotland) Act 2013. (See end of Document for details)

Land sold to financial institution and leased to person

2 Paragraphs 3 to 6 apply where arrangements are entered into...
3 The first transaction is exempt from charge if the seller...
4 The second transaction is exempt from charge if the provisions...
5 A transfer to the person that results from the exercise...
6 The agreement mentioned in paragraph 2(c) is not to be...

Land sold to financial institution and person in common

7 Paragraphs 8 to 12 apply where arrangements are entered into...
8 The first transaction is exempt from charge if the seller...
9 The second transaction is exempt from charge if the provisions...
10 Any transfer to the person that results from the exercise...
11 The agreement mentioned in paragraph 7(c) is not to be...
12 A further transaction that is exempt from charge by virtue...

Land sold to financial institution and re-sold to person

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14 The first transaction is exempt from charge if the seller...
15 The second transaction is exempt from charge if the financial...

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No relief where arrangements to transfer control of financial institution

17 Paragraphs 2 to 12 do not apply to alternative finance...
18 That includes arrangements for a person to acquire control of...
19 In paragraphs 17 and 18—“alternative finance arrangements” means the...
20 Section 1124 of the Corporation Tax Act 2010 (c.4) applies...

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22 That interest ceases to be an exempt interest if—
23 Paragraph 21 does not apply if the first transaction is...
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4 For the purposes of this Act— (a) the bond-holder under...

Relief not available where bond-holder acquires control of underlying asset

5 (1) Paragraph 4 does not apply if control of the...
6 (1) But paragraph 5(1) does not apply (and accordingly, section...

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Condition A

8 Condition A is that one person (P) and another (Q)...

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9 Condition B is that— (a) Q, as bond-issuer, enters into...

Condition C

10 (1) Condition C is that, for the purpose of generating...

Condition D

11 (1) Condition D is that, before the end of the...

Condition E

12 Condition E is that the total of the payments of...

Condition F

13 Condition F is that Q holds the interest in land...

Condition G

14 (1) Condition G is that— (a) before the end of...

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15 (1) The first transaction is exempt from charge if—

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16 (1) Relief under paragraph 15 is withdrawn if—

Amount of tax chargeable where relief withdrawn

17 Where relief is withdrawn, the amount of tax chargeable is...
18 The amount chargeable is the tax that would have been...

Relief from land and buildings transaction tax: second transaction

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Discharge of security when conditions for relief met

20 If, after the effective date of the second transaction, Q...

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22 (1) Paragraph 21 also applies where the replacement land is...

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23 (1) Where a security is discharged in accordance with paragraph...

Relief not available where bond-holder acquires control of underlying asset

24 (1) The reliefs provided by paragraphs 15 and 19 (and...
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Relief not available if purpose of arrangements is improper

26 The reliefs provided by paragraph 15 and 19 (and paragraph...

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The relief

2 A land transaction is exempt from charge if the seller...

Restrictions on availability of relief

3 Relief under this schedule is not available if at the...
4 Paragraph 3 does not apply to arrangements to which paragraph...
5 Relief under this schedule is not available if the transaction...
6 Arrangements are within paragraph 5(a) if under them the seller...
7 Paragraph 5(b) does not apply to arrangements to which paragraph...
8 Relief under this schedule is not available if the transaction—...

Arrangements that do not restrict availability of relief

9 This paragraph applies to arrangements entered into with a view...
10 This paragraph applies to arrangements in so far as they...
10A (1) This paragraph applies to arrangements if and for so...

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11 In this Part of this schedule— “control” has the meaning...

PART 3 — WITHDRAWAL OF RELIEF

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12 This Part of this schedule is arranged as follows— paragraphs...

Withdrawal of relief

13 Relief under this schedule is withdrawn or partially withdrawn where...
14 This paragraph applies where the buyer in the transaction which...
15 This paragraph applies where, at the time the buyer ceases...
15A This paragraph applies where— (a) the relief under this schedule...

Amount of tax chargeable where relief withdrawn

16 Where relief is withdrawn, the amount of tax chargeable is...
17 The amount chargeable is the tax that would have been...

Amount of tax chargeable where relief partially withdrawn

18 Where relief is partially withdrawn, the amount of tax chargeable...
19 An “appropriate proportion” means an appropriate proportion having...

Case where relief not withdrawn: winding up

20 Relief under this schedule is not withdrawn where the buyer...

Cases where relief not withdrawn: stamp duty reliefs

21 Relief under this schedule is not withdrawn where—
22 Relief under this schedule is not withdrawn where—
23 But where, in a case to which paragraph 21 or...
24 The circumstances referred to in paragraph 23(a) are that the...
25 This paragraph applies to a chargeable interest—
Case where relief not withdrawn: seller leaves group

26 Relief under this schedule is not withdrawn where the buyer...
27 The seller is regarded as leaving the group if the...
28 But if there is a change in the control of...
29 Paragraph 28 does not apply where— (a) there is a...
30 There is a change in the control of the buyer...
31 For the purposes of paragraph 30 a person does not...

Withdrawal of relief in certain cases involving successive transactions

32 Where the following conditions are met, paragraphs 13 to 31...
33 The first condition is that there is a change in...
34 The second condition is that the change occurs—
35 The third condition is that, apart from paragraph 32, relief...
36 The fourth condition is that any previous transaction falls within...
37 A previous transaction falls within this paragraph if—
38 Paragraph 33 does not apply where— (a) there is a...
39 If two or more transactions effected at the same time...
40 There is a change in the control of a company...

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41 For the purposes of paragraphs 20 and 27 a company...
42 In this Part of this schedule— “control” is to be...
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42C For the purposes of paragraph 42B(b)— (a) a “ relevant...
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42G The notice must state the amount required to be paid...
42H The notice has effect— (a) for the purposes of the...
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42K In paragraph 42H, “ Revenue Scotland assessment ” has the...
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43 Companies are members of the same group if one is...

When is a company a subsidiary of another company?

44 A company (A) is the 75% subsidiary of another company...
45 For the purposes of paragraph 44(a)— (a) the ownership referred...
46 “Ordinary share capital”, in relation to a company, means all...
47 Chapter 6 of Part 5 of the Corporation Tax Act...
48 But sections 171(1)(b) and (3), 173, 174 and 176 to...

Other definitions

49 In this schedule— “arrangements” includes any scheme, agreement or understanding,...
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PART 2 — THE RELIEF

General

2 (1) Relief under this schedule may be claimed by the...

Qualifying sub-sale

3 A sub-sale is a qualifying sub-sale if—

Qualifying conditions

4 (1) The qualifying conditions are that— (a) the substantial performance...

Subject-matter

5 References in this schedule to the “subject-matter” of a qualifying...
6 References in this schedule to “part of the subject-matter” of...

Significant development

7 In this schedule— “development”— means the building, on the subject-
matter...
8 In paragraph 7— “agricultural” is to be construed as meaning...

Full relief

9 (1) Where the subject-matter of the qualifying sub-sale is the...

Partial relief

10 (1) Where the subject-matter of the qualifying sub-sale is part...

Claiming the relief

11 Where the first buyer claims relief under this schedule, the...
12 Relief under this schedule may not be claimed if relief...

PART 3 — WITHDRAWAL OF RELIEF

Full withdrawal of relief

13 Relief under this schedule is withdrawn if no development of...
14 Where relief is withdrawn, the amount of tax chargeable in...

Partial withdrawal of relief

15 (1) Relief under this schedule is partially withdrawn if—

PART 4 — SUPPLEMENTARY

Disapplication of section 14

16 Where relief under this schedule is given, section 14(1)(c) is...
Qualifying sub-sale: consideration

17 Where relief under this schedule is given the chargeable consideration...

SCHEDULE 11 — Reconstruction relief and acquisition relief
PART 1 — INTRODUCTORY

Overview

1 (1) This schedule provides for relief for certain transactions in...

PART 2 — RECONSTRUCTION RELIEF

The relief

2 A land transaction is exempt from charge if—

Qualifying conditions

3 The qualifying conditions are— (a) that a company (“the acquiring...
4 Where the consideration for the acquisition consists partly of the...
5 If, immediately before the acquisition, the target company or the...

PART 3 — ACQUISITION RELIEF

The relief

6 (1) This paragraph applies where— (a) a land transaction is...

Qualifying conditions

7 The qualifying conditions are— (a) that a company (“the acquiring...
8 Where the consideration for the acquisition consists partly of the...

Interpretation

9 For the purposes of qualifying condition (c)—
10 In this Part of this schedule, “trade” includes any venture...

PART 4 — WITHDRAWAL OF RELIEF

Overview

11 This Part of this schedule is arranged as follows— paragraphs...

Withdrawal of relief

12 Relief under Part 2 or Part 3 of this schedule...
13 This paragraph applies where control of the acquiring company changes...
14 This paragraph applies where, at the time the control of...

Case where relief not withdrawn: change of control of acquiring company as result of transaction connected to divorce etc.

15 Relief under Part 2 or Part 3 of this schedule...
16 Relief under Part 2 or Part 3 of this schedule...

Case where relief not withdrawn: exempt intra-group transfer

17 Relief under Part 2 or Part 3 of this schedule...
18 But see paragraphs 22 to 24 for the effect of...

Case where relief not withdrawn: share acquisition relief

19 Relief under Part 2 or Part 3 of this schedule...

20 But see paragraphs 25 to 28 for the effect of...

Case where relief not withdrawn: controlling loan creditor

21 Relief under Part 2 or Part 3 of this schedule...

Withdrawal of relief on subsequent non-exempt transfer

22 Relief under Part 2 or Part 3 of this schedule...

23 This paragraph applies where a company holding shares in the...

24 This paragraph applies where the acquiring company or a relevant...

Withdrawal of relief where share acquisition relief applied but control of company subsequently changes

25 Relief under Part 2 or Part 3 of this schedule...

26 This paragraph applies where control of the other company mentioned...

27 This paragraph applies where, at the time control of that...

28 This paragraph applies where the acquiring company or a relevant...

Amount of tax chargeable where relief withdrawn

29 Where relief is withdrawn, the amount of tax chargeable is...

30 The amount chargeable is the tax that would have been...

Amount of tax chargeable where relief partially withdrawn

31 Where relief is partially withdrawn, the tax chargeable is an...

32 An “appropriate proportion” means an appropriate proportion having regard to—...

Interpretation

33 In paragraphs 19 and 25— (a) “share acquisition relief” means...

34 In this Part of this schedule, references to control of...

35 In this Part of this schedule— “control” is to be...

PART 4A — RECOVERY OF RELIEF

35A Recovery of relief

35B The following persons may, by notice under paragraph 35E, be...

35C For the purposes of paragraph 35B— (a) “ relevant time...

35D In paragraph 35B(b)— “ director ”, in relation to a...

35E Recovery of relief: supplementary

35F Any such notice must be given before the end of...

35G The notice must state the amount required to be paid...

35H The notice has effect— (a) for the purposes of the...

35I A person who has paid an amount in pursuance of...

35J A payment in pursuance of a notice under paragraph 35E...

35K In paragraph 35H, “ Revenue Scotland assessment ” has the...

PART 5 — INTERPRETATION
When are companies members of the same group?

36 Companies are members of the same group if one is...

When is a company a subsidiary of another company?

37 A company (A) is the 75% subsidiary of another company...
38 For the purposes of paragraph 37— (a) the ownership referred...
39 “Ordinary share capital”, in relation to a company, means all...
40 Chapter 6 of Part 5 of the Corporation Tax Act...
41 But sections 171(1)(b) and (3), 173, 174 and 176 to...

Other definitions

42 In this schedule— “arrangements” include any scheme, agreement or understanding,...

SCHEDULE 12 — Relief for incorporation of limited liability partnership

The relief

1 A land transaction by which a chargeable interest is transferred...

The qualifying conditions

2 The qualifying conditions are— (a) that the effective date of...

Interpretation

3 In this schedule— “limited liability partnership” means a limited liability...

SCHEDULE 13 — Charities relief

The relief

1 A land transaction is exempt from charge if the buyer...

Qualifying conditions

2 The qualifying conditions are— (a) that the buyer intends to...

Qualifying charitable purposes

3 A buyer holds the subject-matter of a transaction for qualifying...

Withdrawal of relief

4 Relief under this schedule is withdrawn, or partially withdrawn, if—...
5 A “disqualifying event” means— (a) the buyer ceasing to be...
6 Where the relevant transaction is exempt from charge by virtue...
7 A lease— (a) is granted “at a premium” if there...
8 Where relief is withdrawn, the amount of tax chargeable is...
9 Where relief is partially withdrawn, the amount of tax chargeable...
10 An “appropriate proportion” means an appropriate proportion having regard to—...
11 In relation to a transfer or grant that is, by...
Charitable trusts

12 This schedule applies in relation to a charitable trust as...
13 “Charitable trust” means— (a) a trust of which all the...
14 In this schedule as it applies in relation to a...

Interpretation

15 (1) In this schedule, “charity” means— (a) a body registered...
16 In this schedule, "charitable purposes" has the meaning given by...
17 In this schedule, “annual rent” means the average annual rent...

SCHEDULE 13A — (introduced by section 27)

FRIENDLY SOCIETIES RELIEF

1 The relief
2 Interpretation

SCHEDULE 13B — (introduced by section 27)

BUILDING SOCIETIES RELIEF

1 The relief
2 Interpretation

SCHEDULE 14 — Relief for certain compulsory purchases

The relief

1 An acquisition of a chargeable interest by a local authority...

Qualifying condition

2 The qualifying condition is that the local authority has made...

Interpretation

3 For the purposes of this schedule it does not matter...

SCHEDULE 15 — Relief for compliance with planning obligations

The relief

1 A land transaction that is entered into in order to...

The qualifying conditions

2 The qualifying conditions are— (a) that the planning obligation or...

“Planning obligation” and “modification”

3 “Planning obligation” means an agreement made under section 75 of...
4 “Modification” of a planning obligation means modification as mentioned in...
Public authorities

5 The following are public bodies for the purposes of paragraph...

SCHEDULE 16 — Public bodies relief

The relief

1 A land transaction entered into on, in consequence of or...
2 The Scottish Ministers may, by order, provide that a land...

Meaning of “reorganisation”

3 A “reorganisation” means changes involving— (a) the establishment, reform or...

Public bodies

4 The following are public bodies for the purposes of this...
5 In this schedule, references to a public body include—
6 In paragraphs 4 and 5, “company” means a company as...

SCHEDULE 16A — VISITING FORCES AND INTERNATIONAL MILITARY HEADQUARTERS RELIEFS

The relief

1 A land transaction entered into with a view to any...
2 Paragraph 1 has effect in relation to any designated international...
3 In this schedule— “designated” means designated by or under any...

SCHEDULE 16B — RELIEF FOR PROPERTY ACCEPTED IN SATISFACTION OF TAX

The relief

1 A land transaction entered into under section 9(4) of the...

SCHEDULE 16C — LIGHTHOUSES RELIEF

The relief

1 A land transaction entered into by or under the direction...
2 A land transaction entered into by or under the direction...

SCHEDULE 17 — Partnerships

PART 1 — OVERVIEW

Overview

1 (1) This schedule makes provision about the application of this...
   PART 2 — GENERAL PROVISIONS

Meaning of “partnership”

2 In this Act, “partnership” means—
Chargeable interests treated as being held by partners etc.

3 (1) For the purposes of this Act—

Acquisition of interest in partnership not chargeable except as specially provided

4 The acquisition of an interest in a partnership is not...

Continuity of partnership

5 For the purposes of this Act, a partnership is treated...

Partnership not to be regarded as unit trust scheme etc.

6 A partnership is not to be regarded for the purposes...

PART 3 — ORDINARY PARTNERSHIP TRANSACTIONS

Introduction

7 This Part of this schedule applies to land transactions entered...

Responsibility of partners

8 (1) Anything required or authorised to be done under this...

Representative partners

9 (1) Anything required or authorised to be done by or...

Joint and several liability of responsible partners

10 (1) Where the responsible partners are liable to make a...

PART 4 — TRANSACTIONS INVOLVING TRANSFER TO A PARTNERSHIP

Overview of Part

11 This Part of this schedule is arranged as follows— paragraphs...

Circumstances in which this Part applies

12 (1) This Part of this schedule applies where—

Calculation of chargeable consideration etc.

13 (1) The chargeable consideration for the land transfer is taken...

Sum of the lower proportions

14 The sum of the lower proportions in relation to the...

Relevant owner

15 (1) For the purposes of paragraph 14 (see Step 1),...

Corresponding partner

16 (1) For the purposes of paragraph 14 (see Step 2),...
Transfer of partnership interest pursuant to earlier arrangements

17 (1) This paragraph applies where— (a) subsequent to the land...

Withdrawal of money etc. from partnership after transfer of chargeable interest

18 (1) This paragraph applies where, during the period of 3...

PART 5 — TRANSACTIONS INVOLVING TRANSFER FROM A PARTNERSHIP

Overview of Part

19 This Part of this schedule is arranged as follows— paragraphs...

Circumstances in which Part applies

20 (1) This Part of this schedule applies where a chargeable...

Calculation of chargeable consideration

21 (1) The chargeable consideration for the land transfer is (subject...

Sum of the lower proportions

22 The sum of the lower proportions in relation to the...

Relevant owner

23 (1) For the purposes of paragraph 22 (see Step 1),...

Corresponding partner

24 (1) For the purposes of paragraph 22 (see Step 2),...

Partnership share attributable to partner

25 (1) This paragraph provides for determining the partnership share...

26 (1) Where this paragraph applies, the partnership share attributable to...

Transfer of chargeable interest from a partnership to a partnership

27 (1) This paragraph applies where— (a) there is a transfer...

Transfer of chargeable interest from a partnership consisting wholly of bodies corporate

28 (1) This paragraph applies where— (a) immediately before the land...

PART 6 — APPLICATION OF PARTS 3 TO 5 TO LEASES

Application of Parts 3 to 5 to leases

29 (1) This paragraph applies in relation to a transaction to...

PART 7 — PROPERTY INVESTMENT PARTNERSHIPS

Overview of Part

30 This Part of this schedule is arranged as follows— paragraphs...

Meaning of "property investment partnership"

31 (1) In this schedule, “property-investment partnership” means a...
Transfer of interest in partnership treated as land transaction
32 (1) This paragraph applies where— (a) there is a transfer...

Exclusion of market rent leases
33 (1) A lease held as partnership property immediately after a...

Partnership interests: application of provisions about exchanges etc.
34 (1) Where paragraph 5 of schedule 2 (exchanges) applies to...

Election by property-investment partnership to disapply Part 4
35 (1) Part 4 of this schedule does not apply to...

PART 8 — APPLICATION OF PROVISIONS ON EXEMPTIONS, RELIEFS AND NOTIFICATION

Overview of Part
36 This Part of this schedule is arranged as follows— paragraph...

Application of exemptions and reliefs: general
37 (1) Paragraph 1 of schedule 1 (exemption of transactions for...

Application of group relief
38 (1) Schedule 10 (group relief) applies with the following modifications...
39 (1) This paragraph applies where in calculating the sum of...

Application of charities relief
40 (1) Schedule 13 (charities relief) applies to the transfer of...

Notification of transfers of partnership interests
41 (1) A transaction which is a chargeable transaction by virtue...

PART 9 — INTERPRETATION

Introduction
42 This Part of this schedule defines expressions used in this...

Partnership property
43 Any reference to partnership property is to an interest or...

Partnership share
44 Any reference to a person's partnership share at any time...

Transfer of chargeable interest
45 References to the transfer of a chargeable interest include—

Transfer of chargeable interest to a partnership
46 For the purposes of this schedule, there is a transfer...
Transfer of chargeable interest from a partnership

47 For the purposes of this schedule, there is a transfer...

Transfer of interest in a partnership

48 For the purposes of this schedule, where a person acquires...

Connected persons

49 In the application of section 1122 of the Corporation Tax...

Arrangements

50 “Arrangements” includes any scheme, agreement or understanding, whether...

SCHEDULE 18 — Trusts
PART 1 — OVERVIEW

Overview

1 (1) This schedule makes provision about the application of this...

PART 2 — TREATMENT OF TRUSTS AND BENEFICIARIES GENERALLY

Interests of beneficiaries under certain trusts

2 Paragraphs 3 and 4 apply where property is held in...
3 The beneficiary is to be treated for the purpose of...
4 An acquisition of the interest of a beneficiary under the...

PART 3 — TRANSACTIONS INVOLVING BARE TRUSTS

Acquisition of chargeable interest by bare trustee

5 Where a person (T) acquires a chargeable interest or an...
6 However, any tax due by the person or persons may,...
7 Paragraphs 5 and 6 do not apply in relation to...

Grant of lease to bare trustee

8 Where a lease is granted to a person as bare...

Grant of lease by bare trustee

9 Where a person, as bare trustee, grants a lease, the...

PART 4 — TRANSACTIONS INVOLVING SETTLEMENTS

Acquisition by trustees of settlements

10 Where persons, as trustees of a settlement, acquire a chargeable...

Consideration for exercise of power of appointment or discretion

11 Paragraph 12 applies where a chargeable interest is acquired by...
12 Any consideration given for the person in whose favour the...

Reallocation of trust property as between beneficiaries

13 Paragraph 14 applies where— (a) the trustees of a settlement...
14 The fact that the beneficiary gives consent does not mean...

PART 5 — SETTLEMENTS: PAYMENT OF TAX AND RETURNS

Liability to pay the tax

15 Where the trustees of a settlement are liable to pay...

Liability to make returns

16 A return in relation to a land transaction may be...

Duty to make declaration

17 The declaration required by section 36(1) or (2)(a) must be...

Responsible trustees

18 The responsible trustees, in relation to a land transaction, are—...

PART 6 — INTERPRETATION

Meaning of “bare trust”

19 In this schedule, a “bare trust”— (a) is a trust...

Meaning of “absolutely entitled”

20 The references in paragraph 19 to a person being absolutely...

Meaning of “settlement”

21 In this schedule, “settlement” means a trust that...

SCHEDULE 19 — Leases

PART 1 — INTRODUCTORY

Overview

1 (1) This schedule makes provision about the application of this...

Calculation of tax chargeable where chargeable consideration includes rent

2 Where the chargeable consideration for a chargeable transaction to which...

PART 2 — AMOUNT OF TAX CHARGEABLE: RENT

Tax rates and tax bands

3 (1) The Scottish Ministers must, by order, specify the tax...

Amount of tax chargeable in respect of rent

4 The amount of tax chargeable on so much of the...

Amount of tax chargeable in respect of rent: linked transactions

5 Where a chargeable transaction to which this schedule applies is...
Net present value

The net present value (NPV) of the rent payable over...

Temporal discount rate

(1) For the purposes of this schedule the “temporal discount...

PART 3 — AMOUNT OF TAX CHARGEABLE: CONSIDERATION OTHER THAN RENT

Amount of tax chargeable in respect of consideration other than rent: general

(1) Where in the case of a transaction to which...

Amount of tax chargeable in respect of consideration other than rent: nil rate tax band

(1) This paragraph applies in the case of a transaction...

PART 4 — REVIEW OF TAX CHARGEABLE

Regular review of tax chargeable

(1) This paragraph applies where, in relation to a chargeable...

Review of tax chargeable on certain events

(1) This paragraph applies where, in relation to a chargeable...

PART 5 — CHARGEABLE CONSIDERATION: RENT AND CONSIDERATION OTHER THAN RENT

Rent

(1) For the purposes of this Act, a single sum...

Variable or uncertain rent

(1) This paragraph applies to determine the amount of rent...

Reverse premium

(1) In the case of the grant, assignation or renunciation...

Tenant's obligations etc. that do not count as chargeable consideration

(1) In the case of the grant of a lease...

Assignation of lease: assumption of obligations by assignee

In the case of an assignation of a lease the...

Loan or deposit in connection with grant or assignation of lease

(1) Where, under arrangements made in connection with the grant...

Renunciation of existing lease in return for new lease

(1) Where a lease is granted in consideration of the...

PART 6 — OTHER PROVISION ABOUT LEASES
Meaning of lease for a fixed term

19 In the application of this schedule to a lease for...

Leases that continue after a fixed term

20 (1) This paragraph applies to— (a) a lease for a...

Leases that continue after a fixed term: grant of new lease

21 (1) This paragraph applies where— (a) (ignoring this paragraph) paragraph...

Treatment of leases for indefinite term

22 (1) For the purposes of this Act (except section 30...

Treatment of successive linked leases

23 (1) This paragraph applies where— (a) successive leases are granted...

Rent for overlap period in case of grant of further lease

24 (1) This paragraph applies where— (a) A renounces an existing...

Agreement for lease substantially performed etc.

25 (1) Where— (a) there is an agreement (including missives not...

Missives of let followed by execution of formal lease

26 (1) Where a lease is constituted by concluded missives of...

Cases where assignation of lease treated as grant of lease

27 (1) This paragraph applies where the grant of a lease...

Assignment of lease: responsibility of assignee for returns etc.

28 (1) Where a lease is assigned, anything that but for...

Reduction of rent or term or other variation of lease

29 (1) Where a lease is varied so as to reduce...

Increase of rent or term: notification

30 (1) This paragraph applies where, in relation to a land...

SCHEDULE 20 — Index of defined expressions
Changes to legislation:
There are currently no known outstanding effects for the Land and Buildings Transaction Tax (Scotland) Act 2013.